

SENATE BILL 104

G1, P3, P5

CONSTITUTIONAL AMENDMENT
(PRE-FILED)

6lr1141

By: **Senators Hershey, Bailey, Carozza, Corderman, Folden, Gallion, Jennings, Mautz, McKay, Ready, Salling, Simonaire, and West**

Requested: October 9, 2025

Introduced and read first time: January 14, 2026

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Legislative and Congressional Redistricting and Legislative and Congressional**
3 **Redistricting and Apportionment Commission**
4 **(Fair Districts for Maryland Act)**

5 FOR the purpose of requiring single-member delegate districts; altering certain standards
6 for the drawing of legislative districts; establishing standards for the drawing of
7 congressional districts; establishing the Legislative and Congressional Redistricting
8 and Apportionment Commission as an independent unit of State government to
9 divide the State into certain legislative districts and congressional districts subject
10 to certain requirements and procedures; providing that the Supreme Court of
11 Maryland has original jurisdiction to establish a certain plan or consider a certain
12 petition under certain circumstances; altering the cases with respect to which the
13 Attorney General has the authority to prosecute and defend the State; requiring the
14 Redistricting Commission to petition the Supreme Court of Maryland to establish
15 certain plans under certain circumstances; requiring the Redistricting Commission
16 to represent the State in certain judicial proceedings; requiring the Redistricting
17 Commission to intervene in certain cases on behalf of the State; and generally
18 relating to legislative and congressional redistricting and apportionment.

19 BY proposing an amendment to the Maryland Constitution
20 Article III – Legislative Department
21 Section 3 and 4

22 BY proposing a repeal of the Maryland Constitution
23 Article III – Legislative Department
24 Section 5

25 BY proposing an amendment to the Maryland Constitution
26 Article IV – Judiciary Department

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Section 14

BY proposing an amendment to the Maryland Constitution

Article V – Attorney–General and State’s Attorneys

Section 3

BY proposing an addition to the Maryland Constitution

New Article XXI – Legislative and Congressional Redistricting and Apportionment

Section 1 and 2

BY repealing and reenacting, without amendments,

Article – Election Law

Section 1–101(a), (dd), (hh), (jj), and (kk)

Annotated Code of Maryland

(2022 Replacement Volume and 2025 Supplement)

BY adding to

Article – Election Law

Section 8–7A–01 through 8–7A–11 to be under the new subtitle “Subtitle 7A.

Legislative and Congressional Redistricting and Apportionment Commission”

Annotated Code of Maryland

(2022 Replacement Volume and 2025 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
(Three–fifths of all the members elected to each of the two Houses concurring), That it be
proposed that the Maryland Constitution read as follows:

Article III – Legislative Department

3.

The State shall be divided by law into legislative districts for the election of members of the Senate and the House of Delegates. Each legislative district shall contain one (1) Senator and three (3) Delegates. [Nothing herein shall prohibit the subdivision of any one or more of the legislative districts for the purpose of electing members of the House of Delegates into three (3) single–member delegate districts or one (1) single–member delegate district and one (1) multi–member delegate district.] **EACH LEGISLATIVE DISTRICT SHALL BE SUBDIVIDED INTO THREE (3) SINGLE–MEMBER DELEGATE DISTRICTS.**

4.

Each legislative district [shall consist of adjoining territory, be compact in form, and of substantially equal population. Due regard shall be given to natural boundaries and the boundaries of political subdivisions]:

(1) SHALL RESPECT NATURAL BOUNDARIES AND THE GEOGRAPHIC INTEGRITY AND CONTINUITY OF MUNICIPAL CORPORATIONS, COUNTIES, AND OTHER POLITICAL SUBDIVISIONS TO THE EXTENT PRACTICABLE;

(2) SHALL BE GEOGRAPHICALLY CONTIGUOUS AND COMPACT AND INCLUDE NEARBY AREAS OF POPULATION TO THE EXTENT PRACTICABLE;

(3) SHALL REFLECT COMMUNITIES OF COMMON INTEREST;

(4) MAY NOT ACCOUNT FOR HOW INDIVIDUALS ARE REGISTERED TO VOTE, HOW INDIVIDUALS VOTED IN THE PAST, OR THE POLITICAL PARTY TO WHICH INDIVIDUALS BELONG; AND

(5) MAY NOT ACCOUNT FOR THE DOMICILE OR RESIDENCE OF ANY INDIVIDUAL, INCLUDING AN INCUMBENT OFFICEHOLDER OR A POTENTIAL CANDIDATE FOR OFFICE.

[5.

Following each decennial census of the United States and after public hearings, the Governor shall prepare a plan setting forth the boundaries of the legislative districts for electing of the members of the Senate and the House of Delegates.

The Governor shall present the plan to the President of the Senate and Speaker of the House of Delegates who shall introduce the Governor's plan as a joint resolution to the General Assembly, not later than the first day of its regular session in the second year following every census, and the Governor may call a special session for the presentation of his plan prior to the regular session. The plan shall conform to Sections 2, 3 and 4 of this Article. Following each decennial census the General Assembly may by joint resolution adopt a plan setting forth the boundaries of the legislative districts for the election of members of the Senate and the House of Delegates, which plan shall conform to Sections 2, 3 and 4 of this Article. If a plan has been adopted by the General Assembly by the 45th day after the opening of the regular session of the General Assembly in the second year following every census, the plan adopted by the General Assembly shall become law. If no plan has been adopted by the General Assembly for these purposes by the 45th day after the opening of the regular session of the General Assembly in the second year following every census, the Governor's plan presented to the General Assembly shall become law.

Upon petition of any registered voter, the Supreme Court of Maryland shall have original jurisdiction to review the legislative districting of the State and may grant appropriate relief, if it finds that the districting of the State is not consistent with requirements of either the Constitution of the United States of America, or the Constitution of Maryland.]

1 14.

2 The Supreme Court of Maryland shall be composed of seven justices, one from the
3 First Appellate Judicial Circuit consisting of Caroline, Cecil, Dorchester, Kent, Queen
4 Anne's, Somerset, Talbot, Wicomico, and Worcester Counties; one from the Second
5 Appellate Judicial Circuit consisting of Baltimore and Harford Counties; one from the Third
6 Appellate Judicial Circuit, consisting of Allegany, Carroll, Frederick, Garrett, Howard, and
7 Washington Counties; one from the Fourth Appellate Judicial Circuit, consisting of Prince
8 George's County; one from the Fifth Appellate Judicial Circuit, consisting of Anne Arundel,
9 Calvert, Charles, and St. Mary's Counties; one from the Sixth Appellate Judicial Circuit,
10 consisting of Baltimore City; and one from the Seventh Appellate Judicial Circuit,
11 consisting of Montgomery County. The Justices of the Supreme Court of Maryland shall be
12 residents of their respective Appellate Judicial Circuits. The term of each Justice of the
13 Supreme Court of Maryland shall begin on the date of the Justice's qualification. One of
14 the Justices of the Supreme Court of Maryland shall be designated by the Governor as the
15 Chief Justice. The jurisdiction of the Supreme Court of Maryland shall be co-extensive with
16 the limits of the State and such as now is or may hereafter be prescribed by law.
17 **EXCLUSIVE AMONG THE STATE COURTS, THE SUPREME COURT OF MARYLAND**
18 **SHALL HAVE ORIGINAL JURISDICTION: (1) TO ESTABLISH THE LEGISLATIVE**
19 **DISTRICT PLAN AND THE CONGRESSIONAL DISTRICT PLAN IN THE EVENT THAT A**
20 **PLAN IS NOT ENACTED UNDER ARTICLE XXI, SECTION 2 OF THIS CONSTITUTION;**
21 **AND (2) TO CONSIDER A PETITION SEEKING REVIEW OF THE LEGALITY OF A PLAN TO**
22 **ESTABLISH LEGISLATIVE OR CONGRESSIONAL DISTRICTS ENACTED UNDER**
23 **ARTICLE XXI, SECTION 2 OF THIS CONSTITUTION.** It shall hold its sessions in the City
24 of Annapolis at such time or times as it shall from time to time by rule prescribe. Its session
25 or sessions shall continue not less than ten months in each year, if the business before it
26 shall so require, and it shall be competent for the judges temporarily to transfer their
27 sittings elsewhere upon sufficient cause. The salary of each Justice of the Supreme Court
28 of Maryland shall be that now or hereafter prescribed by the General Assembly and shall
29 not be diminished during his continuance in office. Five of the justices shall constitute a
30 quorum, and five justices shall sit in each case unless the Court shall direct that an
31 additional justice or justices sit for any case. The concurrence of a majority of those sitting
32 shall be sufficient for the decision of any cause, and an equal division of those sitting in a
33 case has the effect of affirming the decision appealed from if there is no application for
34 reargument as hereinafter provided. In any case where there is an equal division or a three
35 to two division of the Court a reargument before the full Court of seven justices shall be
36 granted to the losing party upon application as a matter of right.

37 **Article V – Attorney-General and State's Attorneys**

38 3.

39 (a) The Attorney General shall:

40 (1) [Prosecute] **EXCEPT FOR PROCEEDINGS TO ESTABLISH THE**

1 LEGISLATIVE DISTRICT PLAN AND THE CONGRESSIONAL DISTRICT PLAN IN THE
2 EVENT THAT A PLAN IS NOT ENACTED UNDER ARTICLE XXI, SECTION 2 OF THIS
3 CONSTITUTION OR A PETITION SEEKING REVIEW OF THE LEGALITY OF A PLAN TO
4 ESTABLISH LEGISLATIVE DISTRICTS OR CONGRESSIONAL DISTRICTS ENACTED
5 UNDER ARTICLE XXI, SECTION 2 OF THIS CONSTITUTION, PROSECUTE and defend
6 on the part of the State all cases pending in the appellate courts of the State, in the Supreme
7 Court of the United States or the inferior Federal Courts, by or against the State, or in
8 which the State may be interested, except those criminal appeals otherwise prescribed by
9 the General Assembly.

10 (2) Investigate, commence, and prosecute or defend any civil or criminal
11 suit or action or category of such suits or actions in any of the Federal Courts or in any
12 Court of this State, or before administrative agencies and quasi legislative bodies, on the
13 part of the State or in which the State may be interested, which the General Assembly by
14 law or joint resolution, or the Governor, shall have directed or shall direct to be
15 investigated, commenced and prosecuted or defended.

16 (3) When required by the General Assembly by law or joint resolution, or
17 by the Governor, aid any State's Attorney or other authorized prosecuting officer in
18 investigating, commencing, and prosecuting any criminal suit or action or category of such
19 suits or actions brought by the State in any Court of this State.

20 (4) Give his opinion in writing whenever required by the General Assembly
21 or either branch thereof, the Governor, the Comptroller, the Treasurer or any State's
22 Attorney on any legal matter or subject.

23 (b) The Attorney General shall have and perform any other duties and possess
24 any other powers, and appoint the number of deputies or assistants, as the General
25 Assembly from time to time may prescribe by law.

26 (c) The Attorney General shall receive for his services the annual salary as the
27 General Assembly from time to time may prescribe by law, but he may not receive any fees,
28 perquisites or rewards whatever, in addition to his salary, for the performance of any
29 official duty.

30 (d) The Governor may not employ any additional counsel, in any case whatever,
31 unless authorized by the General Assembly.

32 ARTICLE XXI – LEGISLATIVE AND CONGRESSIONAL REDISTRICTING AND 33 APPORTIONMENT

34 1.

35 EACH CONGRESSIONAL DISTRICT:

36 (1) SHALL RESPECT NATURAL BOUNDARIES AND THE GEOGRAPHIC

1 INTEGRITY AND CONTINUITY OF MUNICIPAL CORPORATIONS, COUNTIES, AND
2 OTHER POLITICAL SUBDIVISIONS TO THE EXTENT PRACTICABLE;

3 (2) SHALL BE GEOGRAPHICALLY CONTIGUOUS AND COMPACT AND
4 INCLUDE NEARBY AREAS OF POPULATION TO THE EXTENT PRACTICABLE;

5 (3) SHALL REFLECT COMMUNITIES OF COMMON INTEREST;

6 (4) MAY NOT ACCOUNT FOR HOW INDIVIDUALS ARE REGISTERED TO
7 VOTE, HOW INDIVIDUALS VOTED IN THE PAST, OR THE POLITICAL PARTY TO WHICH
8 INDIVIDUALS BELONG; AND

9 (5) MAY NOT ACCOUNT FOR THE DOMICILE OR RESIDENCE OF ANY
10 INDIVIDUAL, INCLUDING AN INCUMBENT OFFICEHOLDER OR A POTENTIAL
11 CANDIDATE FOR OFFICE.

12 2.

13 (A) IN THIS SECTION, "REDISTRICTING COMMISSION" MEANS THE
14 LEGISLATIVE AND CONGRESSIONAL REDISTRICTING AND APPORTIONMENT
15 COMMISSION.

16 (B) THE PROVISIONS OF THIS SECTION AND ANY LAWS ENACTED TO CARRY
17 OUT THIS SECTION ARE THE EXCLUSIVE MEANS TO ADOPT ANY PLAN TO ALTER
18 LEGISLATIVE DISTRICTS OR CONGRESSIONAL DISTRICTS.

19 (C) (1) THERE IS A LEGISLATIVE AND CONGRESSIONAL REDISTRICTING
20 AND APPORTIONMENT COMMISSION.

21 (2) THE REDISTRICTING COMMISSION IS AN INDEPENDENT UNIT OF
22 STATE GOVERNMENT, ESTABLISHED BY LAW, CONSISTING OF MEMBERS WHO ARE
23 IMPARTIAL AND REASONABLY REPRESENTATIVE OF THE STATE'S GEOGRAPHICAL,
24 RACIAL, AND GENDER MAKEUP.

25 (D) IN THE YEAR FOLLOWING EACH DECENNIAL CENSUS OF THE UNITED
26 STATES, THE REDISTRICTING COMMISSION SHALL:

27 (1) DIVIDE THE STATE INTO CONSECUTIVELY NUMBERED
28 LEGISLATIVE DISTRICTS THAT CONFORM TO ARTICLE III, SECTIONS 2, 3, AND 4 OF
29 THIS CONSTITUTION; AND

30 (2) DIVIDE THE STATE INTO AS MANY CONGRESSIONAL DISTRICTS
31 THAT CONFORM TO SECTION 1 OF THIS ARTICLE AS THERE ARE REPRESENTATIVES
32 IN CONGRESS APPORTIONED TO THE STATE.

1 (E) (1) LEGISLATIVE DISTRICTS SHALL BE AS NEARLY EQUAL IN
2 POPULATION AS PRACTICABLE BUT MAY NOT DEVIATE MORE THAN 2% IN
3 POPULATION BETWEEN LEGISLATIVE DISTRICTS.

4 (2) EACH DELEGATE DISTRICT SHALL BE AS NEARLY EQUAL IN
5 POPULATION AS PRACTICABLE BUT MAY NOT DEVIATE MORE THAN 2% IN
6 POPULATION BETWEEN THE OTHER DELEGATE DISTRICTS IN THE LEGISLATIVE
7 DISTRICT.

8 (F) THE REDISTRICTING COMMISSION SHALL:

9 (1) ADOPT ONE PLAN FOR LEGISLATIVE DISTRICTS AND ONE PLAN
10 FOR CONGRESSIONAL DISTRICTS;

11 (2) CERTIFY THAT EACH PLAN IS THE PLAN ADOPTED BY THE
12 REDISTRICTING COMMISSION; AND

13 (3) SEND EACH CERTIFIED PLAN TO THE PRESIDING OFFICERS OF
14 THE GENERAL ASSEMBLY.

15 (G) ON RECEIPT OF THE CERTIFIED LEGISLATIVE DISTRICT PLAN AND THE
16 CERTIFIED CONGRESSIONAL DISTRICT PLAN FROM THE REDISTRICTING
17 COMMISSION, THE PRESIDING OFFICERS SHALL INTRODUCE EACH PLAN
18 SEPARATELY FOR CONSIDERATION BY THE GENERAL ASSEMBLY.

19 (H) (1) UNLESS THE GOVERNOR FINDS THAT A SPECIAL SESSION IS NOT
20 REQUIRED, THE GOVERNOR SHALL ISSUE A PROCLAMATION CONVENING A SPECIAL
21 SESSION OF THE GENERAL ASSEMBLY TO CONSIDER THE PLANS REQUIRED TO BE
22 INTRODUCED UNDER SUBSECTION (G) OF THIS SECTION.

23 (2) DURING A SPECIAL SESSION CONVENED UNDER THIS
24 SUBSECTION, THE GENERAL ASSEMBLY:

25 (I) SHALL CONSIDER ONLY THE CERTIFIED LEGISLATIVE
26 DISTRICT PLAN AND THE CERTIFIED CONGRESSIONAL DISTRICT PLAN AND ANY
27 AMENDMENTS TO THE PLANS AUTHORIZED UNDER SUBSECTION (N) OF THIS
28 SECTION; AND

29 (II) MAY NOT CONSIDER ANY OTHER LEGISLATION, INCLUDING
30 BILLS THAT HAVE BEEN VETOED.

31 (I) THE PRESIDING OFFICERS SHALL INTRODUCE THE CERTIFIED

1 LEGISLATIVE DISTRICT PLAN AND THE CERTIFIED CONGRESSIONAL DISTRICT PLAN
2 AT THE FOLLOWING TIME:

3 (1) IF THE GOVERNOR DOES NOT CONVENE A SPECIAL SESSION, ON
4 THE FIRST DAY OF THE REGULAR SESSION OF THE GENERAL ASSEMBLY IN THE YEAR
5 ENDING IN THE NUMERAL 2; OR

6 (2) IF THE GOVERNOR CONVENES A SPECIAL SESSION, ON THE FIRST
7 DAY OF THE SPECIAL SESSION.

8 (J) EXCEPT FOR THE PLANS REQUIRED TO BE INTRODUCED BY THE
9 PRESIDING OFFICERS UNDER SUBSECTION (G) OF THIS SECTION, A MEMBER OF THE
10 GENERAL ASSEMBLY MAY NOT INTRODUCE A BILL PROPOSING A PLAN FOR
11 LEGISLATIVE DISTRICTS OR CONGRESSIONAL DISTRICTS.

12 (K) EXCEPT FOR AN AMENDMENT PREPARED BY THE PRESIDING OFFICERS
13 UNDER SUBSECTION (N) OF THIS SECTION, A LEGISLATIVE DISTRICT PLAN OR A
14 CONGRESSIONAL DISTRICT PLAN MAY NOT BE AMENDED.

15 (L) (1) (I) DURING A REGULAR SESSION OF THE GENERAL ASSEMBLY,
16 EACH HOUSE OF THE GENERAL ASSEMBLY SHALL PASS A LEGISLATIVE DISTRICT
17 PLAN AND A CONGRESSIONAL DISTRICT PLAN BY A VOTE OF THREE-FIFTHS OF THE
18 MEMBERS ELECTED TO THAT HOUSE BY THE 45TH DAY AFTER THE OPENING OF THE
19 REGULAR SESSION.

20 (II) DURING A SPECIAL SESSION OF THE GENERAL ASSEMBLY,
21 EACH HOUSE OF THE GENERAL ASSEMBLY SHALL PASS A LEGISLATIVE DISTRICT
22 PLAN AND A CONGRESSIONAL DISTRICT PLAN BY A VOTE OF THREE-FIFTHS OF THE
23 MEMBERS ELECTED TO THAT HOUSE BY THE 15TH DAY AFTER THE OPENING OF THE
24 SPECIAL SESSION.

25 (2) THE LEGISLATIVE DISTRICT PLAN AND CONGRESSIONAL
26 DISTRICT PLAN PASSED BY THE HOUSE OF DELEGATES AND THE SENATE SHALL BE
27 PRESENTED TO THE GOVERNOR FOR APPROVAL WITHIN 1 DAY AFTER PASSAGE.

28 (M) (1) IF THE LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL
29 DISTRICT PLAN DOES NOT PASS BY THE DEADLINE ESTABLISHED UNDER
30 SUBSECTION (L)(1) OF THIS SECTION, OR THE GOVERNOR VETOES THE LEGISLATIVE
31 DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN UNDER SUBSECTION (P) OF
32 THIS SECTION, THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY SHALL,
33 WITHIN 3 DAYS:

34 (I) NOTIFY THE REDISTRICTING COMMISSION THAT THE

1 LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN DID NOT
2 PASS OR WAS VETOED;

3 (II) SEND THE REDISTRICTING COMMISSION THE
4 RECOMMENDATIONS OF THE GENERAL ASSEMBLY FOR CHANGES TO THE
5 LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN AND THE
6 GOVERNOR'S OBJECTIONS, IF ANY; AND

7 (III) REQUEST THAT THE REDISTRICTING COMMISSION
8 PROPOSE AN ALTERNATIVE PLAN.

9 (2) (I) ON RECEIPT OF THE NOTICE FROM THE GENERAL
10 ASSEMBLY UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION, THE REDISTRICTING
11 COMMISSION SHALL REVIEW THE LEGISLATIVE DISTRICT PLAN OR THE
12 CONGRESSIONAL DISTRICT PLAN AND CONSIDER ANY RECOMMENDATIONS FOR
13 CHANGES TO A PLAN FROM THE GENERAL ASSEMBLY AND THE OBJECTIONS OF THE
14 GOVERNOR, IF ANY.

15 (II) THE REDISTRICTING COMMISSION SHALL SEND THE
16 LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN, INCLUDING
17 ANY CHANGES APPROVED BY THE REDISTRICTING COMMISSION, TO THE PRESIDING
18 OFFICERS WITHIN 20 DAYS AFTER RECEIVING THE NOTIFICATION OF THE GENERAL
19 ASSEMBLY UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION.

20 (N) (1) WITHIN 3 DAYS AFTER RECEIVING THE LEGISLATIVE DISTRICT
21 PLAN OR THE CONGRESSIONAL DISTRICT PLAN FROM THE REDISTRICTING
22 COMMISSION UNDER SUBSECTION (M)(2)(II) OF THIS SECTION, THE PRESIDING
23 OFFICERS SHALL PREPARE ANY CHANGES RECOMMENDED BY THE REDISTRICTING
24 COMMISSION AS AN AMENDMENT TO THE LEGISLATIVE DISTRICT PLAN OR THE
25 CONGRESSIONAL DISTRICT PLAN.

26 (2) (I) IN ORDER FOR AN AMENDMENT PREPARED UNDER
27 PARAGRAPH (1) OF THIS SUBSECTION TO BE PASSED, THE AMENDMENT SHALL BE
28 PASSED BY A VOTE OF THREE-FIFTHS OF THE MEMBERS ELECTED TO EACH HOUSE.

29 (II) IF AN AMENDMENT IS NOT PASSED UNDER SUBPARAGRAPH
30 (I) OF THIS PARAGRAPH, THE LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL
31 DISTRICT PLAN SHALL BE CONSIDERED AS NOT PASSED.

32 (III) AFTER AN AMENDMENT IS PASSED UNDER SUBPARAGRAPH
33 (I) OF THIS PARAGRAPH, IN ORDER TO BECOME LAW, EACH HOUSE OF THE GENERAL
34 ASSEMBLY SHALL PASS THE LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL
35 DISTRICT PLAN, AS AMENDED, BY A VOTE OF THREE-FIFTHS OF THE MEMBERS

1 ELECTED TO EACH HOUSE.

2 (3) IF THE REDISTRICTING COMMISSION SENDS THE LEGISLATIVE
3 DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN TO THE PRESIDING
4 OFFICERS WITH NO CHANGES UNDER SUBSECTION (M)(2)(II) OF THIS SECTION, THE
5 GENERAL ASSEMBLY SHALL:

6 (I) RECONSIDER THE LEGISLATIVE DISTRICT PLAN OR THE
7 CONGRESSIONAL DISTRICT PLAN; AND

8 (II) IN ORDER FOR THE PLAN TO BECOME LAW, PASS THE PLAN
9 BY A VOTE OF THREE-FIFTHS OF THE MEMBERS ELECTED TO EACH HOUSE.

10 (4) EXCEPT FOR AN AMENDMENT PREPARED BY THE PRESIDING
11 OFFICERS UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE LEGISLATIVE
12 DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN AND AN AMENDMENT MAY
13 NOT BE AMENDED.

14 (5) THE GENERAL ASSEMBLY SHALL VOTE ON THE LEGISLATIVE
15 DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN AND ANY AMENDMENT
16 WITHIN 15 DAYS AFTER THE OFFERING OF THE AMENDMENT.

17 (6) A REGULAR SESSION OR A SPECIAL SESSION OF THE GENERAL
18 ASSEMBLY SHALL BE EXTENDED, IF NEEDED, TO ALLOW FOR CONSIDERATION OF
19 THE LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN AND ANY
20 AMENDMENT IN THE TIME SET FORTH IN PARAGRAPH (5) OF THIS SUBSECTION.

21 (7) IF THE LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL
22 DISTRICT PLAN AND AMENDMENT DO NOT RECEIVE A VOTE OF THE MEMBERS OF
23 THE GENERAL ASSEMBLY WITHIN THE TIME PERIOD SET FORTH UNDER
24 PARAGRAPH (5) OF THIS SUBSECTION, THE LEGISLATIVE DISTRICT PLAN OR THE
25 CONGRESSIONAL DISTRICT PLAN AND AMENDMENT SHALL BE CONSIDERED AS NOT
26 PASSED.

27 (O) THE GENERAL ASSEMBLY SHALL PRESENT THE LEGISLATIVE DISTRICT
28 PLAN OR THE CONGRESSIONAL DISTRICT PLAN PASSED UNDER THIS SECTION TO
29 THE GOVERNOR WITHIN 1 DAY AFTER PASSAGE.

30 (P) (1) (I) THE GOVERNOR SHALL SIGN OR VETO THE LEGISLATIVE
31 DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN WITHIN 6 DAYS AFTER
32 PRESENTMENT.

33 (II) A LEGISLATIVE DISTRICT PLAN OR A CONGRESSIONAL

DISTRICT PLAN PASSED UNDER THIS SECTION MAY NOT BE ENACTED OVER THE VETO OF THE GOVERNOR UNDER ARTICLE II, SECTION 17(D) OF THIS CONSTITUTION.

(2) IF THE GOVERNOR DOES NOT SIGN OR VETO A PLAN WITHIN 6 DAYS AFTER PRESENTMENT, THE LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN SHALL BE A LAW IN LIKE MANNER AS IF SIGNED BY THE GOVERNOR.

(Q) A LEGISLATIVE DISTRICT PLAN OR A CONGRESSIONAL DISTRICT PLAN ADOPTED UNDER THIS SECTION SHALL BECOME EFFECTIVE:

(1) ON THE DATE THE GOVERNOR SIGNS THE PLAN;

(2) IF THE GOVERNOR DOES NOT SIGN OR VETO THE PLAN, ON THE 6TH DAY AFTER PRESENTMENT TO THE GOVERNOR; OR

(3) IF THERE IS A PROCEEDING INVOLVING THE LEGISLATIVE DISTRICT PLAN OR THE CONGRESSIONAL DISTRICT PLAN IN THE SUPREME COURT OF MARYLAND UNDER ARTICLE IV, SECTION 14 OF THIS CONSTITUTION, ON THE DATE ORDERED BY THE SUPREME COURT OF MARYLAND.

(R) AS PROVIDED IN ARTICLE IV, SECTION 14 OF THIS CONSTITUTION, THE SUPREME COURT OF MARYLAND SHALL ADOPT A LEGISLATIVE DISTRICT PLAN OR A CONGRESSIONAL DISTRICT PLAN IF:

(1) THE REDISTRICTING COMMISSION FAILS TO APPROVE A LEGISLATIVE DISTRICT PLAN OR A CONGRESSIONAL DISTRICT PLAN;

(2) THE GENERAL ASSEMBLY DOES NOT PASS A PLAN UNDER THIS SECTION; OR

(3) THE GOVERNOR VETOES A PLAN PASSED UNDER SUBSECTION (N) OF THIS SECTION.

(S) THE REDISTRICTING COMMISSION SHALL BE THE REPRESENTATIVE OF THE STATE:

(1) IN A PROCEEDING UNDER SUBSECTION (R) OF THIS SECTION; OR

(2) IN A PETITION TO REVIEW THE LEGALITY OF A PLAN UNDER ARTICLE IV, SECTION 14 OF THIS CONSTITUTION.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read

as follows:

Article – Election Law

1–101.

(a) In this article the following words have the meanings indicated unless a different meaning is clearly intended from the context.

(dd) “Majority party” means the political party to which the incumbent Governor belongs, if the incumbent Governor is a member of a principal political party. If the incumbent Governor is not a member of one of the two principal political parties, “majority party” means the principal political party whose candidate for Governor received the highest number of votes of any party candidate at the last preceding general election.

(hh) “Political party” means an organized group that is qualified as a political party in accordance with Title 4 of this article.

(jj) “Principal minority party” means the principal political party whose candidate for Governor received the second highest number of votes of any party candidate at the last preceding general election.

(kk) “Principal political parties” means the majority party and the principal minority party.

SUBTITLE 7A. LEGISLATIVE AND CONGRESSIONAL REDISTRICTING AND APPORTIONMENT COMMISSION.

8–7A–01.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “PLAN” MEANS THE PROPOSED LEGISLATIVE DISTRICT PLAN OR THE PROPOSED CONGRESSIONAL DISTRICT PLAN ADOPTED BY THE REDISTRICTING COMMISSION.

(C) “REDISTRICTING COMMISSION” MEANS THE LEGISLATIVE AND CONGRESSIONAL REDISTRICTING AND APPORTIONMENT COMMISSION.

8–7A–02.

IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT:

(1) NEITHER THE LEGISLATIVE DISTRICTS NOR THE CONGRESSIONAL

DISTRICTS BE ESTABLISHED FOR THE PURPOSE OF FAVORING OR DISCRIMINATING AGAINST AN INCUMBENT OFFICEHOLDER, A CANDIDATE FOR OFFICE, OR A POLITICAL PARTY; AND

(2) THE PROVISIONS OF THIS SUBTITLE COMPLY WITH AND IMPLEMENT THE PROVISIONS OF ARTICLE III, §§ 2, 3, AND 4, ARTICLE IV, § 14, AND ARTICLE XXI, §§ 1 AND 2 OF THE MARYLAND CONSTITUTION.

8-7A-03.

THERE IS A LEGISLATIVE AND CONGRESSIONAL REDISTRICTING AND APPORTIONMENT COMMISSION AS AN INDEPENDENT UNIT OF STATE GOVERNMENT.

8-7A-04.

(A) ON OR BEFORE MARCH 1, 2031, AND EACH YEAR ENDING IN THE NUMERAL 1 THEREAFTER, A REDISTRICTING COMMISSION WITH THE MEMBERSHIP ESTABLISHED IN ACCORDANCE WITH § 8-7A-05 OF THIS SUBTITLE SHALL CONVENE.

(B) THE MEMBERSHIP OF THE REDISTRICTING COMMISSION IS DESIGNED TO PRODUCE A REDISTRICTING COMMISSION THAT IS REASONABLY REPRESENTATIVE OF THE STATE'S GEOGRAPHICAL, RACIAL, AND GENDER MAKEUP.

8-7A-05.

(A) THE REDISTRICTING COMMISSION CONSISTS OF THE FOLLOWING 10 MEMBERS:

(1) SUBJECT TO SUBSECTION (B)(3) OF THIS SECTION, TWO MEMBERS APPOINTED BY THE GOVERNOR, SUBJECT TO THE UNANIMOUS APPROVAL OF THE SENATE EXECUTIVE NOMINATIONS COMMITTEE AND THE HOUSE RULES AND EXECUTIVE NOMINATIONS COMMITTEE;

(2) THE PRESIDENT OF THE SENATE;

(3) THE SPEAKER OF THE HOUSE;

(4) THE MINORITY LEADER OF THE SENATE;

(5) THE MINORITY LEADER OF THE HOUSE OF DELEGATES;

(6) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE SENATE;

(7) ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE;

**(8) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE
SENATE; AND**

**(9) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE
HOUSE OF DELEGATES.**

**(B) (1) AN APPOINTED MEMBER OF THE REDISTRICTING COMMISSION
MUST BE A REGISTERED VOTER WHO, FOR AT LEAST 3 YEARS IMMEDIATELY
PRECEDING THE DATE THAT THE REDISTRICTING COMMISSION CONVENES, HAS
BEEN:**

**(I) CONTINUOUSLY REGISTERED IN THE STATE WITH THE SAME
POLITICAL PARTY; OR**

**(II) CONTINUOUSLY NOT REGISTERED WITH A PRINCIPAL
POLITICAL PARTY.**

**(2) AN APPOINTED MEMBER OF THE REDISTRICTING COMMISSION
MAY NOT BE:**

**(I) A REPRESENTATIVE IN CONGRESS ELECTED FROM THE
STATE OR A CANDIDATE FOR THAT OFFICE;**

**(II) A MEMBER OF THE GENERAL ASSEMBLY OR A CANDIDATE
FOR THAT OFFICE;**

**(III) AN ELECTED LOCAL GOVERNMENT OFFICIAL OR A
CANDIDATE FOR AN ELECTED LOCAL GOVERNMENT OFFICE;**

**(IV) AN OFFICER OR EMPLOYEE OF A POLITICAL PARTY OR
POLITICAL COMMITTEE;**

**(V) 1. A CONTRACTOR PROVIDING PROFESSIONAL
SERVICES TO:**

A. THE GOVERNOR OR A CANDIDATE FOR THAT OFFICE;

**B. A MEMBER OF THE GENERAL ASSEMBLY OR A
CANDIDATE FOR THAT OFFICE; OR**

C. A REPRESENTATIVE IN CONGRESS ELECTED FROM

1 THE STATE OR A CANDIDATE FOR THAT OFFICE; OR

2 2. A CURRENT OR FORMER EMPLOYEE OF OR A
3 CONSULTANT TO AN INDIVIDUAL DESCRIBED IN ITEM 1 OF THIS ITEM;

4 (VI) AN IMMEDIATE FAMILY MEMBER OF THE GOVERNOR OR OF
5 AN INDIVIDUAL DESCRIBED IN ITEM (I), (II), (III), OR (IV) OF THIS PARAGRAPH;

6 (VII) A STAFF MEMBER OF:

7 1. THE GOVERNOR OR A CANDIDATE FOR THAT OFFICE;

8 2. A MEMBER OF THE GENERAL ASSEMBLY OR A
9 CANDIDATE FOR THAT OFFICE;

10 3. A REPRESENTATIVE IN CONGRESS ELECTED FROM
11 THE STATE OR A CANDIDATE FOR THAT OFFICE; OR

12 4. AN ELECTED LOCAL GOVERNMENT OFFICIAL OR A
13 CANDIDATE FOR AN ELECTED LOCAL GOVERNMENT OFFICE; OR

14 (VIII) A CURRENT OR FORMER REGISTERED LOBBYIST.

15 (3) TO BE APPOINTED UNDER SUBSECTION (A)(1) OF THIS SECTION,
16 AN INDIVIDUAL MAY NOT BE AT THE TIME OF APPOINTMENT OR HAVE BEEN WITHIN
17 THE IMMEDIATELY PRECEDING 10 YEARS, AN EMPLOYEE OF:

18 (I) THE GOVERNOR'S OFFICE;

19 (II) THE GENERAL ASSEMBLY; OR

20 (III) AN OFFICE OF STATE GOVERNMENT.

21 (C) (1) THE TERM OF A MEMBER OF THE REDISTRICTING COMMISSION
22 EXPIRES ON FEBRUARY 28 EACH YEAR ENDING IN THE NUMERAL 1.

23 (2) A MEMBER OF THE REDISTRICTING COMMISSION IS NOT
24 ELIGIBLE TO SERVE A SUBSEQUENT TERM ON A REDISTRICTING COMMISSION.

25 (D) EACH MEMBER OF THE REDISTRICTING COMMISSION SHALL:

26 (1) APPLY THE PROVISIONS OF THIS SUBTITLE IN A MANNER THAT IS
27 IMPARTIAL AND THAT REINFORCES PUBLIC CONFIDENCE IN THE INTEGRITY OF THE

1 REDISTRICTING PROCESS; AND

2 (2) BE INELIGIBLE FOR A PERIOD OF 5 YEARS BEGINNING FROM THE
3 DATE THAT THE REDISTRICTING COMMISSION CONVENES TO:

4 (I) HOLD APPOINTIVE FEDERAL, STATE, OR LOCAL PUBLIC
5 OFFICE;

6 (II) SERVE AS PAID STAFF FOR THE GENERAL ASSEMBLY OR
7 ANY INDIVIDUAL MEMBER; OR

8 (III) REGISTER AS A STATE, COUNTY, OR MUNICIPAL LOBBYIST
9 IN THE STATE.

10 (E) A MEMBER OF THE REDISTRICTING COMMISSION:

11 (1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE
12 REDISTRICTING COMMISSION; BUT

13 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
14 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

15 8-7A-06.

16 (A) (1) SEVEN MEMBERS OF THE REDISTRICTING COMMISSION ARE A
17 QUORUM.

18 (2) SEVEN OR MORE AFFIRMATIVE VOTES OF THE MEMBERS ARE
19 REQUIRED FOR ANY OFFICIAL ACTION OF THE REDISTRICTING COMMISSION,
20 INCLUDING APPROVAL OF:

21 (I) ANY PLAN FOR LEGISLATIVE DISTRICTS OR
22 CONGRESSIONAL DISTRICTS ADOPTED BY THE REDISTRICTING COMMISSION; AND

23 (II) ANY CHANGES TO AN APPROVED PLAN.

24 (B) FROM AMONG ITS MEMBERS, THE REDISTRICTING COMMISSION SHALL
25 ELECT ONE MEMBER TO SERVE AS CHAIR.

26 (C) (1) THE REDISTRICTING COMMISSION MAY HIRE STAFF, ATTORNEYS,
27 AND CONSULTANTS IN ACCORDANCE WITH THE STATE BUDGET.

28 (2) EMPLOYEES OF THE REDISTRICTING COMMISSION SHALL BE

1 INDEPENDENT OF THE STATE PERSONNEL MANAGEMENT SYSTEM.

2 (D) A FINDING OF A POSSIBLE CRIMINAL VIOLATION BY A MEMBER OR AN
3 EMPLOYEE OF THE REDISTRICTING COMMISSION MAY RESULT IN REFERRAL TO THE
4 STATE PROSECUTOR FOR CRIMINAL PROSECUTION.

5 8-7A-07.

6 (A) THE REDISTRICTING COMMISSION SHALL:

7 (1) CONDUCT A PROCESS THAT IS OPEN AND TRANSPARENT TO
8 ENABLE FULL PUBLIC CONSIDERATION OF AND COMMENT ON THE ESTABLISHMENT
9 OF LEGISLATIVE DISTRICTS AND CONGRESSIONAL DISTRICTS;

10 (2) ESTABLISH LEGISLATIVE DISTRICTS AND CONGRESSIONAL
11 DISTRICTS ACCORDING TO THE REDISTRICTING STANDARDS SET FORTH IN THIS
12 SUBTITLE AND ARTICLE III, §§ 3 AND 4 AND ARTICLE XXI, § 1 OF THE MARYLAND
13 CONSTITUTION; AND

14 (3) CONDUCT BUSINESS WITH INTEGRITY AND FAIRNESS.

15 (B) THE ACTIVITIES OF THE REDISTRICTING COMMISSION ARE SUBJECT TO
16 THE OPEN MEETINGS ACT AND THE MARYLAND PUBLIC INFORMATION ACT.

17 (C) (1) THE REDISTRICTING COMMISSION SHALL ESTABLISH AND
18 IMPLEMENT A HEARING PROCESS THAT IS OPEN TO THE PUBLIC FOR PUBLIC INPUT
19 AND DELIBERATION THAT IS:

20 (I) SUBJECT TO PUBLIC NOTICE; AND

21 (II) DESIGNED TO ENCOURAGE CITIZEN OUTREACH AND TO
22 SOLICIT BROAD PUBLIC PARTICIPATION IN THE REDISTRICTING PROCESS.

23 (2) (I) THE HEARING PROCESS ESTABLISHED UNDER PARAGRAPH
24 (1) OF THIS SUBSECTION SHALL INCLUDE THE SCHEDULING OF HEARINGS:

25 1. TO RECEIVE PUBLIC INPUT BEFORE THE
26 CONSIDERATION OF ANY PLAN BY THE REDISTRICTING COMMISSION; AND

27 2. FOLLOWING THE PROPOSAL OF A PLAN BY THE
28 REDISTRICTING COMMISSION.

29 (II) HEARINGS MAY BE SUPPLEMENTED WITH OTHER

1 ACTIVITIES AS DETERMINED APPROPRIATE BY THE REDISTRICTING COMMISSION
2 TO FURTHER INCREASE OPPORTUNITIES FOR THE PUBLIC TO OBSERVE AND
3 PARTICIPATE IN THE REDISTRICTING PROCESS.

4 (D) (1) THE REDISTRICTING COMMISSION SHALL ENSURE THAT THE
5 PROPOSED PLANS ARE READILY ACCESSIBLE TO THE PUBLIC.

6 (2) BEFORE ADOPTING A PLAN, THE REDISTRICTING COMMISSION
7 SHALL ALLOW 14 DAYS FOR THE PUBLIC TO PROVIDE WRITTEN COMMENT.

8 (E) THE REDISTRICTING COMMISSION SHALL TAKE ALL STEPS NECESSARY
9 TO ENSURE THAT A COMPLETE AND ACCURATE COMPUTERIZED POPULATION
10 DATABASE IS AVAILABLE FOR REDISTRICTING AND THAT PROCEDURES ARE IN
11 PLACE TO PROVIDE THE PUBLIC READY ACCESS TO REDISTRICTING DATA AND
12 COMPUTER SOFTWARE FOR DRAWING MAPS.

13 8-7A-08.

14 (A) (1) IN THE YEAR FOLLOWING EACH DECENNIAL CENSUS OF THE
15 UNITED STATES, OR WHEN OTHERWISE REQUIRED BY LAW, THE REDISTRICTING
16 COMMISSION SHALL ADOPT A PLAN TO ESTABLISH LEGISLATIVE DISTRICTS AND
17 CONGRESSIONAL DISTRICTS IN CONFORMANCE WITH THE STANDARDS AND
18 PROCESSES SET FORTH IN THIS SUBTITLE AND THE MARYLAND CONSTITUTION.

19 (2) ON OR BEFORE OCTOBER 1 EACH YEAR ENDING IN THE NUMERAL
20 1, THE REDISTRICTING COMMISSION SHALL APPROVE TWO PLANS:

21 (I) ONE PLAN SHALL DESCRIBE THE DISTRICT BOUNDARY
22 LINES FOR THE ELECTION OF MEMBERS OF THE SENATE AND HOUSE OF
23 DELEGATES; AND

24 (II) ONE PLAN SHALL DESCRIBE THE DISTRICT BOUNDARY
25 LINES FOR THE STATE'S REPRESENTATIVES IN CONGRESS.

26 (B) LEGISLATIVE DISTRICTS SHALL BE NUMBERED CONSECUTIVELY
27 COMMENCING AT THE NORTHWESTERN BOUNDARY OF THE STATE AND ENDING AT
28 THE SOUTHEASTERN BOUNDARY OF THE STATE.

29 (C) THE REDISTRICTING COMMISSION SHALL ISSUE WITH EACH PLAN:

30 (1) MAPS SHOWING THE LEGISLATIVE DISTRICTS AND THE
31 CONGRESSIONAL DISTRICTS; AND

1 **(2) A REPORT THAT:**

2 **(I) EXPLAINS THE BASIS ON WHICH THE REDISTRICTING**
3 **COMMISSION MADE ITS DECISIONS TO ACHIEVE COMPLIANCE WITH THE CRITERIA**
4 **SPECIFIED UNDER THIS SUBTITLE; AND**

5 **(II) INCLUDES DEFINITIONS OF THE TERMS AND STANDARDS**
6 **USED IN DRAWING EACH PLAN.**

7 **(D) ON ADOPTION OF A PLAN, THE REDISTRICTING COMMISSION SHALL:**

8 **(1) CERTIFY THAT THE PLAN IS THE PLAN ADOPTED BY THE**
9 **REDISTRICTING COMMISSION; AND**

10 **(2) SEND THE CERTIFIED PLAN TO THE PRESIDING OFFICERS OF THE**
11 **GENERAL ASSEMBLY.**

12 **(E) ON RECEIPT OF A CERTIFIED PLAN SENT UNDER SUBSECTION (D) OF**
13 **THIS SECTION, THE PRESIDING OFFICERS SHALL PREPARE THE PLAN FOR**
14 **CONSIDERATION BY THE GENERAL ASSEMBLY AS PROVIDED IN ARTICLE XXI, § 2 OF**
15 **THE MARYLAND CONSTITUTION.**

16 **(F) EXCEPT AS PROVIDED IN THIS SUBTITLE OR ARTICLE XXI, § 2 OF THE**
17 **MARYLAND CONSTITUTION, A PLAN CONSIDERED BY THE GENERAL ASSEMBLY**
18 **SHALL BE TREATED IN THE SAME MANNER AS A BILL FOR PURPOSES OF**
19 **PUBLICATION, CODIFICATION, NOTIFICATION, AND DISTRIBUTION.**

20 **8-7A-09.**

21 **(A) THE REDISTRICTING COMMISSION SHALL PETITION THE SUPREME**
22 **COURT OF MARYLAND TO ESTABLISH LEGISLATIVE DISTRICTS OR CONGRESSIONAL**
23 **DISTRICTS ACCORDING TO THE STANDARDS SET FORTH IN THIS SUBTITLE AND**
24 **ARTICLE III, §§ 3 AND 4 AND ARTICLE XX OF THE MARYLAND CONSTITUTION IF:**

25 **(1) THE REDISTRICTING COMMISSION FAILS TO ADOPT AND CERTIFY**
26 **A PLAN UNDER THIS SUBTITLE; OR**

27 **(2) A PLAN IS NOT ENACTED IN ACCORDANCE WITH ARTICLE XXI, § 2**
28 **OF THE MARYLAND CONSTITUTION.**

29 **(B) THE REDISTRICTING COMMISSION SHALL REPRESENT THE STATE**
30 **REGARDING ANY PETITION SEEKING A REVIEW OF A CERTIFIED PLAN OR A LAW**
31 **ENACTED ESTABLISHING LEGISLATIVE DISTRICTS OR CONGRESSIONAL DISTRICTS**

1 UNDER ARTICLE XXI, § 2 OF THE MARYLAND CONSTITUTION.

2 (C) IN ANY CASE BROUGHT IN A FEDERAL COURT TO REVIEW A PLAN, IF THE
3 REDISTRICTING COMMISSION IS NOT A PARTY TO THE CASE, THE REDISTRICTING
4 COMMISSION SHALL MOVE TO INTERVENE IN THE CASE ON BEHALF OF THE STATE.

5 8-7A-10.

6 (A) THE SUPREME COURT OF MARYLAND SHALL HAVE ORIGINAL
7 JURISDICTION TO ESTABLISH LEGISLATIVE DISTRICTS AND CONGRESSIONAL
8 DISTRICTS ACCORDING TO THE STANDARDS SET FORTH IN THIS SUBTITLE AND
9 ARTICLE III, §§ 3 AND 4 AND ARTICLE XXI OF THE MARYLAND CONSTITUTION IF:

10 (1) THE REDISTRICTING COMMISSION FAILS TO APPROVE A PLAN
11 UNDER THIS SUBTITLE;

12 (2) A PLAN IS NOT ENACTED UNDER ARTICLE XXI, § 2 OF THE
13 MARYLAND CONSTITUTION; OR

14 (3) A REGISTERED VOTER FILES A PETITION UNDER SUBSECTION (B)
15 OF THIS SECTION.

16 (B) (1) ON THE ENACTMENT OF A LEGISLATIVE DISTRICT PLAN OR A
17 CONGRESSIONAL DISTRICT PLAN, ANY REGISTERED VOTER IN THE STATE MAY FILE
18 A PETITION WITH THE SUPREME COURT OF MARYLAND TO BAR THE PLAN FROM
19 TAKING EFFECT ON THE GROUNDS THAT THE PLAN VIOLATES THE MARYLAND
20 CONSTITUTION, THE UNITED STATES CONSTITUTION, OR A FEDERAL OR STATE
21 STATUTE.

22 (2) THE REDISTRICTING COMMISSION SHALL BE THE DEFENDANT IN
23 A PETITION FILED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

24 (C) SUBJECT TO THE MARYLAND RULES, ANY REGISTERED VOTER OF THE
25 STATE MAY PARTICIPATE IN THE PROCEEDING AS AN AMICUS CURIAE.

26 (D) (1) IF A PETITION IS FILED UNDER SUBSECTION (B) OF THIS SECTION,
27 THE SUPREME COURT OF MARYLAND:

28 (I) SHALL SET DEADLINES FOR THE FILING OF PLEADINGS AND
29 AMICUS CURIAE BRIEFS; AND

30 (II) MAY APPOINT A SPECIAL MASTER TO MAKE
31 RECOMMENDATIONS.

1 **(2) A SPECIAL MASTER APPOINTED UNDER PARAGRAPH (1) OF THIS**
2 **SUBSECTION SHALL:**

3 **(I) HOLD A HEARING;**

4 **(II) CONSIDER A PLAN APPROVED BY THE REDISTRICTING**
5 **COMMISSION, IF ANY; AND**

6 **(III) MAKE RECOMMENDATIONS TO THE SUPREME COURT OF**
7 **MARYLAND.**

8 **(3) WITHIN THE TIME PERIOD ESTABLISHED BY THE SUPREME**
9 **COURT OF MARYLAND UNDER PARAGRAPH (1) OF THIS SUBSECTION, A PARTY MAY**
10 **FILE EXCEPTIONS TO THE RECOMMENDATIONS OF THE SPECIAL MASTER.**

11 **(4) BEFORE ORDERING ANY RELIEF, THE SUPREME COURT OF**
12 **MARYLAND SHALL:**

13 **(I) HOLD A HEARING;**

14 **(II) CONSIDER A PLAN APPROVED BY THE REDISTRICTING**
15 **COMMISSION, IF ANY; AND**

16 **(III) CONSIDER ANY RECOMMENDATIONS OF A SPECIAL MASTER.**

17 **(E) (1) THE SUPREME COURT OF MARYLAND MAY ORDER ANY RELIEF**
18 **CONSIDERED APPROPRIATE.**

19 **(2) IN ORDERING RELIEF:**

20 **(I) IF THE REDISTRICTING COMMISSION ADOPTED AND**
21 **CERTIFIED A PLAN, THE SUPREME COURT OF MARYLAND MAY APPROVE, MODIFY,**
22 **OR ADOPT A NEW PLAN; OR**

23 **(II) IF THE REDISTRICTING COMMISSION HAS NOT ADOPTED**
24 **AND CERTIFIED A PLAN, THE SUPREME COURT OF MARYLAND SHALL ESTABLISH**
25 **LEGISLATIVE DISTRICTS AND CONGRESSIONAL DISTRICTS ACCORDING TO THE**
26 **STANDARDS SET FORTH IN THIS SUBTITLE AND ARTICLE III, §§ 3 AND 4 AND**
27 **ARTICLE XXI OF THE MARYLAND CONSTITUTION.**

28 **(F) THE SUPREME COURT OF MARYLAND SHALL GIVE PRIORITY TO RULING**
29 **ON A PETITION FILED UNDER THIS SECTION.**

1 8-7A-11.

2 **THE GOVERNOR SHALL INCLUDE FUNDS IN THE STATE BUDGET TO CARRY**
3 **OUT THE PROVISIONS OF THIS SUBTITLE, INCLUDING THE COSTS OF ANY**
4 **LITIGATION.**

5 SECTION 3. AND BE IT FURTHER ENACTED, That the General Assembly
6 determines that the amendment to the Maryland Constitution proposed by Section 1 of this
7 Act affects multiple jurisdictions and that the provisions of Article XIV, § 1 of the Maryland
8 Constitution concerning local approval of constitutional amendments do not apply.

9 SECTION 4. AND BE IT FURTHER ENACTED, That the amendment to the
10 Maryland Constitution proposed by Section 1 of this Act shall be submitted to the qualified
11 voters of the State at the next general election to be held in November 2026 for adoption or
12 rejection pursuant to Article XIV of the Maryland Constitution. At that general election,
13 the vote on the proposed amendment to the Constitution shall be by ballot, and on each
14 ballot there shall be printed the words “For the Constitutional Amendment” and “Against
15 the Constitutional Amendment”, as now provided by law. Immediately after the election,
16 all returns shall be made to the Governor of the vote for and against the proposed
17 amendment, as directed by Article XIV of the Maryland Constitution, and further
18 proceedings had in accordance with Article XIV.

19 SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act is
20 contingent on the passage of Section 1 of this Act, a constitutional amendment, and its
21 ratification by the voters of the State.

22 SECTION 6. AND BE IT FURTHER ENACTED, That, subject to Section 5 of this
23 Act, Section 2 of this Act shall take effect on the proclamation of the Governor that the
24 constitutional amendment, having received a majority of the votes cast at the general
25 election, has been adopted by the people of Maryland.