



HB1038/743323/1

AMENDMENTS
PREPARED
BY THE
DEPT. OF LEGISLATIVE
SERVICES

05 MAR 21
12:30:42

BY: Delegate Palakovich Carr
(To be offered in the Committee on Ways and Means)

AMENDMENTS TO HOUSE BILL 1038
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “**State**” insert “**Elections – Administration and**”; strike beginning with “**Membership**” in line 2 down through “**Financing**” in line 3 and substitute “**Revisions**”; in lines 4 and 5, strike “requiring certain members of the State Board to have expertise or experience in certain areas;”; in line 6, after “Board;” insert “requiring the Governor to consider certain experience in appointing certain members of the State Board;”; strike beginning with “to” in line 7 down through “funds” in line 8; in line 10, after “authorizing” insert “, if the contract has a certain value;”; in lines 14 and 15 strike “certain items relating to the uniform statewide voting system” and substitute “conducting an election in the State and acquiring certain electoral systems, materials, and technical support”; in line 17, after “system” insert “, printing of absentee ballots and envelopes, and ballot drop boxes”; in line 19, after “Act;” insert “requiring local boards of elections to update the statewide voter registration list at least a certain number of times a year and use certain data in updating the list;”; strike beginning with “repealing” in line 23 down through “equipment;” in line 24; and strike beginning with “declaring” in line 27 down through “occurs;” in line 28.

On page 2, in line 3, after “Section” insert “3–101(d), (e), and (f);” in the same line, after “9–311” insert a comma; in line 4, after “Section” insert “3–101(e), (f), and (g);” in the same line, after “9–312” insert a comma; after line 6, insert:

“BY adding to

Article – Election Law

Section 1–101(d–1), 2–103.1, 2–110, 2–111, 3–101(d), and 9–311

Annotated Code of Maryland

(2017 Replacement Volume and 2020 Supplement)”;

(Over)

strike in their entirety lines 12 through 16, inclusive; in line 19, strike the first comma and substitute “and”; and in the same line, strike “, and 6”.

AMENDMENT NO. 2

On page 2, in line 21, after “Section(s)” insert “3-101(d), (e), and (f),”; and in the same line, after “9-311” insert a comma; in line 22, after “Section(s)” insert “3-101(e), (f), and (g),”; in the same line, after “9-312” insert a comma; after line 25, insert:

“1-101.

(D-1) “BALLOT DROP BOX” MEANS A CONTAINER PROVIDED OR AUTHORIZED BY THE STATE BOARD OR A LOCAL BOARD TO COLLECT ABSENTEE BALLOTS DURING AN ELECTION THAT MEETS THE SECURITY, MONITORING, BALLOT REMOVAL, AND OTHER REQUIREMENTS ESTABLISHED BY THE STATE BOARD.”;

and in line 35, after “**DELEGATES;**” insert “AND”.

On page 3, strike in their entirety lines 1 through 6, inclusive; in line 7, strike “**(VII)**” and substitute “**(III)**”; in the same line, strike “**ONE**” and substitute “**FIVE**”; in the same line, strike “**A MEMBER**” and substitute “MEMBERS”; in line 25, after “(2)” insert “**(I)**”; and after line 27, insert:

“(II) IN APPOINTING MEMBERS OF THE GENERAL PUBLIC UNDER SUBSECTION (A)(2)(III) OF THIS SECTION, THE GOVERNOR SHALL CONSIDER WHETHER THE INDIVIDUALS HAVE EXPERTISE IN THE FIELDS OF PROCUREMENT, CYBERSECURITY, ADVANCING DIVERSITY AND INCLUSION IN ORGANIZATIONS, AND ADVOCACY FOR INDIVIDUALS WITH DISABILITIES.”.

On page 5, in line 12, after “of” insert “SECURE”; in line 14, after “system” insert “AS RECOMMENDED BY:”

(I) THE U.S. ELECTION ASSISTANCE COMMISSION;

(II) THE CYBERSECURITY AND INFRASTRUCTURE SECURITY AGENCY; AND

(III) THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY”;

in line 26, strike “and”; and in line 30, after “office” insert “; AND”

(15) ENSURE THAT THE VOTING PROCESS DOES NOT JEOPARDIZE THE SECRECY OF VOTERS’ BALLOTS”.

On page 7, in line 2, strike “**THE**” and substitute “IF THE CONTRACT HAS A VALUE OF \$50,000 OR MORE, THE”.

On pages 7 and 8, strike in their entirety the lines beginning with line 22 on page 7 through line 8 on page 8, inclusive, and substitute:

“(1) CONDUCTING AN ELECTION IN THE STATE; AND

(2) ACQUIRING THE ELECTORAL SYSTEMS, MATERIALS, AND TECHNICAL SUPPORT NECESSARY TO SUPPORT THE CONDUCT OF AN ELECTION.”.

On page 8, in line 10, after the second “OF” insert “:

(1)”;

(Over)

in line 13, after “BOARDS” insert “FOR THE OPERATION AND MAINTENANCE OF THE UNIFORM STATEWIDE VOTING SYSTEM;”

(2) PRINTING THE ABSENTEE BALLOTS AND ENVELOPES; AND

(3) BALLOT DROP BOXES”;

after line 22, insert:

“3-101.

(D) SUBJECT TO SUBTITLE 5 OF THIS TITLE, EACH LOCAL BOARD SHALL:

(1) UPDATE THE STATEWIDE VOTER REGISTRATION LIST AT LEAST FOUR TIMES PER YEAR; AND

(2) IN UPDATING THE STATEWIDE VOTER REGISTRATION LIST, USE DATA:

(I) PROVIDED BY FEDERAL AND STATE AGENCIES AND NATIONAL DATABASE SERVICES; AND

(II) GATHERED THROUGH ANY OTHER METHODS OF COLLECTING ACCURATE VOTER REGISTRATION INFORMATION.”;

strike in their entirety lines 24 through 27, inclusive; and in lines 28 and 30, strike “(B)” and “(C)”, respectively, and substitute “(A)” and “(B)”, respectively.

On page 9, strike in their entirety lines 25 through 30, inclusive; and strike beginning with the colon in line 31 down through “The” in line 32 and substitute “the”.

On pages 9 and 10, strike beginning with “the” in line 35 on page 9 down through “cybersecurity” in line 1 on page 10 and substitute “two members of the general public”.

On page 10, strike beginning with “with” in line 4 down through “disabilities” in line 5 and substitute “of the general public”; strike beginning with “with” in line 11 down through “organizations” in line 12 and substitute “of the general public”; in line 15, strike the first “the” and substitute “one”; and strike in their entirety lines 18 through 26, inclusive.