

HOUSE BILL 148

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11r0987
CF SB 163

By: **Frederick County Delegation**

Introduced and read first time: January 26, 2011

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 25, 2011

CHAPTER _____

1 AN ACT concerning

2 **Allegany County and Frederick County – ~~Board~~ Boards of Elections –**
3 **Membership**

4 FOR the purpose of increasing the number of regular members and eliminating
5 substitute members on the Allegany County Board of Elections and the
6 Frederick County Board of Elections; requiring the members of the ~~board~~
7 boards to be of certain political parties; requiring that a vacancy on the ~~board~~
8 boards be filled in a certain manner; making a conforming change; making a
9 stylistic change; providing for the effective date of this Act; and generally
10 relating to the Allegany County Board of Elections and the Frederick County
11 Board of Elections.

12 BY repealing and reenacting, without amendments,
13 Article – Election Law
14 Section 2–201(a) and (b)
15 Annotated Code of Maryland
16 (2010 Replacement Volume)
17 (As enacted by Chapter 344 of the Acts of the General Assembly of 2010)

18 BY repealing and reenacting, with amendments,
19 Article – Election Law
20 Section 2–201(l) and 2–204(b)(2)(ii)
21 Annotated Code of Maryland
22 (2010 Replacement Volume)
23 (As enacted by Chapter 344 of the Acts of the General Assembly of 2010)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Laws of Maryland read as follows:

3 **Article – Election Law**

4 2–201.

5 (a) (1) There is a county board of elections in each county of the State.

6 (2) Each local board and its staff is subject to the direction and
7 authority of the State Board and is accountable to the State Board for its actions in all
8 matters regarding the implementation of the requirements of this article and any
9 applicable federal law.

10 (b) (1) Except as provided in subsections (j), (k), and (l) of this section,
11 each local board consists of three regular members and two substitute members.

12 (2) Two regular members and one substitute member shall be of the
13 majority party, and one regular member and one substitute member shall be of the
14 principal minority party.

15 (3) Except as provided in subsection (l) of this section, in the event of
16 the absence of a regular member or a vacancy in the office of a regular member, the
17 substitute member of the same political party shall exercise the powers and duties of a
18 regular member until the regular member returns or the vacancy is filled as
19 prescribed in subsection (h) of this section.

20 (l) (1) In **ALLEGANY COUNTY, FREDERICK COUNTY, SOMERSET**
21 **COUNTY, Wicomico County, AND Worcester County, [and Somerset County,]** the local
22 board consists of five regular members.

23 (2) Three regular members shall be of the majority party, and two
24 regular members shall be of the principal minority party.

25 (3) (i) If a vacancy occurs on the local board, the Governor shall
26 appoint an eligible person from the same political party as the predecessor member to
27 fill the vacancy in accordance with subsection (g) of this section for the remainder of
28 the unexpired term and until a successor is appointed and qualifies.

29 (ii) An appointment made while the Senate of Maryland is not
30 in session shall be considered temporary until the appointee is confirmed by the
31 Senate.

32 2–204.

1 (b) (2) (ii) 1. In Baltimore City, a substitute member shall be paid
2 \$200 for each meeting that the substitute member attends.

3 2. In Calvert County, a substitute member shall be paid
4 at least \$50 for each meeting that the substitute member attends.

5 3. [In Frederick County, a substitute member shall be
6 paid \$4,500 annually.

7 4.] In Garrett County, a substitute member shall be paid
8 the amount set by the County Commissioners under Chapter 91 of the Public Local
9 Laws of Garrett County.

10 [5.]4. In Kent County, a substitute member shall be paid at
11 least \$50 for each meeting that the substitute member attends.

12 [6.]5. In Washington County, a substitute member shall be
13 paid \$75 for each meeting that the substitute member attends.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 ~~October 1~~ June 6, 2011.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.