G11 lr 1710

By: Senator McCray

Introduced and read first time: January 22, 2021

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

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Baltimore City - Centralized Booking Facility - Voting Information and Early **Voting Polling Place**

4 FOR the purpose of requiring the Baltimore City centralized booking facility to disseminate 5 certain written information and instructions directly to each eligible voter; requiring 6 the State Board of Elections and the local board of elections for Baltimore City to 7 provide the Baltimore City centralized booking facility with certain written 8 materials and certain advice and guidance; requiring the local board of elections for 9 Baltimore City, in collaboration with the State Board and the Department of Public Safety and Correctional Services, to establish an early voting polling place at the 10 11 Baltimore City centralized booking facility; requiring that the early voting polling 12 place be open on certain days and for certain hours, be for the use of eligible voters 13 and closed to the public, and be in addition to certain early voting centers; requiring 14 the State Board to adopt certain regulations and guidelines for the administration 15 of early voting at the early voting polling place; requiring that the regulations and 16 guidelines provide that certain provisions of law that concern voting on election day 17 apply to early voting at the early voting polling place to the extent appropriate; 18 requiring the State Board, the local board of elections for Baltimore City, and the 19 Department of Public Safety and Correctional Services jointly to submit a certain 20 plan to certain committees of the General Assembly on or before a certain date; 21 defining certain terms; and generally relating to the dissemination of voting 22 information and an early voting polling place at the Baltimore City centralized 23booking facility.

24 BY adding to

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Article – Correctional Services

26 Section 2-501 to be under the new subtitle "Subtitle 5. Dissemination of Voter 27

Information"

28 Annotated Code of Maryland

29 (2017 Replacement Volume and 2020 Supplement)



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1 BY repealing and reenacting, wit 2 Article – Election Law 3 Section 3–102 4 Annotated Code of Maryla 5 (2017 Replacement Volum 6 BY adding to 7 Article – Election Law 8 Section 10–301.2 9 Annotated Code of Maryla 10 (2017 Replacement Volum 11 SECTION 1. BE IT ENAC	and the and 2020 Supplement) and the and 2020 Supplement) CTED BY THE GENERAL ASSEMBLY OF MARYLAND,
7 Article – Election Law 8 Section 10–301.2 9 Annotated Code of Maryla 10 (2017 Replacement Volum	te and 2020 Supplement) CTED BY THE GENERAL ASSEMBLY OF MARYLAND,
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9 Annotated Code of Maryla 10 (2017 Replacement Volum	te and 2020 Supplement) CTED BY THE GENERAL ASSEMBLY OF MARYLAND,
.0 (2017 Replacement Volum	te and 2020 Supplement) CTED BY THE GENERAL ASSEMBLY OF MARYLAND,
	CTED BY THE GENERAL ASSEMBLY OF MARYLAND,
1 SECTION 1 RE IT ENIAC	•
That the Laws of Maryland read	
Artic	cle – Correctional Services
4 SUBTITLE 5. DIS	SSEMINATION OF VOTER INFORMATION.
5 2–501.	
6 (A) (1) IN THIS SEC	TION THE FOLLOWING WORDS HAVE THE MEANINGS
7 INDICATED.	
(2) "BALTIMOR!	E CITY CENTRALIZED BOOKING FACILITY" MEANS
` /	FACILITY IN BALTIMORE CITY THAT IS OPERATED BY
20 THE DIVISION OF PRETRIAL D	DETENTION AND SERVICES IN THE DEPARTMENT.
21 (3) "ELIGIBLE V	VOTER" MEANS AN INDIVIDUAL WHO:
22 (I) IS INC.	ARCERATED AT THE BALTIMORE CITY CENTRALIZED
23 BOOKING FACILITY; AND	
24 (II) HAS TI	HE RIGHT TO VOTE UNDER STATE LAW.
(B) THE BALTIMORE (CITY CENTRALIZED BOOKING FACILITY SHALL:
26 (1) DISSEMINAT	TE WRITTEN INFORMATION DIRECTLY TO EACH
` '	ILITY REQUIREMENTS TO REGISTER TO VOTE AND
	ATIONS AT LEAST 30 DAYS BEFORE THE DEADLINE TO
29 REGISTER TO VOTE BEFORE EA	ACH ELECTION; AND
(4)	TE WRITTEN INSTRUCTIONS DIRECTLY TO EACH
80 (2) DISSEMINAT 81 ELIGIBLE VOTER ON EARLY	

BOOKING FACILITY IN A TIMELY MANNER BEFORE EACH ELECTION.

THE STATE BOARD OF ELECTIONS AND THE LOCAL BOARD OF 1 (C) 2ELECTIONS FOR BALTIMORE CITY SHALL PROVIDE THE BALTIMORE CITY 3 CENTRALIZED BOOKING FACILITY WITH: 4 **(1)** WRITTEN MATERIALS TO DISSEMINATE TO ELIGIBLE VOTERS UNDER SUBSECTION (B) OF THIS SECTION; AND 5 6 **(2)** ADVICE AND GUIDANCE IN CARRYING OUT THE REQUIREMENTS OF 7 SUBSECTION (B) OF THIS SECTION. Article - Election Law 8 9 3-102.10 (1) Except as provided in subsection (b) of this section, an individual may (a) become registered to vote if the individual: 11 12 (i) is a citizen of the United States; 13 is at least 16 years old; (ii) 14 (iii) is a resident of the State as of the day the individual seeks to 15 register; and 16 registers pursuant to this title. (iv) 17 Notwithstanding paragraph (1)(ii) of this subsection, an individual **(2)** 18 under the age of 18 years: 19 may vote in a primary election in which candidates are 20 nominated for a general or special election that will occur when the individual is at least 18 years old; and 2122(ii) may not vote in any other election. An individual is not qualified to be a registered voter if the individual: 23(b) 24has been convicted of a felony and is currently serving a court-ordered (1)25sentence of imprisonment for the conviction; 26 (2)is under guardianship for mental disability and a court of competent 27 jurisdiction has specifically found by clear and convincing evidence that the individual 28 cannot communicate, with or without accommodations, a desire to participate in the voting 29process; or

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1 (3) has been convicted of buying or selling votes. 2 10-301.2. 3 (A) **(1)** IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED. 4 "BALTIMORE CITY CENTRALIZED BOOKING FACILITY" MEANS 5 THE CENTRALIZED BOOKING FACILITY IN BALTIMORE CITY THAT IS OPERATED BY THE DIVISION OF PRETRIAL DETENTION AND SERVICES IN THE DEPARTMENT OF 7 PUBLIC SAFETY AND CORRECTIONAL SERVICES. 9 "EARLY VOTING POLLING PLACE" MEANS A LOCATION AT THE 10 BALTIMORE CITY CENTRALIZED BOOKING FACILITY WHERE ELIGIBLE VOTERS MAY 11 REGISTER AND VOTE IN PERSON DURING EARLY VOTING. **(4)** "ELIGIBLE VOTER" MEANS AN INDIVIDUAL WHO: 12 13 IS INCARCERATED AT THE BALTIMORE CITY CENTRALIZED (I)14 **BOOKING FACILITY; AND** (II)HAS THE RIGHT TO VOTE UNDER STATE LAW. 15 THE LOCAL BOARD OF ELECTIONS FOR BALTIMORE CITY, IN 16 COLLABORATION WITH THE STATE BOARD AND THE DEPARTMENT OF PUBLIC 17 18 SAFETY AND CORRECTIONAL SERVICES, SHALL ESTABLISH AN EARLY VOTING POLLING PLACE AT THE BALTIMORE CITY CENTRALIZED BOOKING FACILITY. 19 20 THE EARLY VOTING POLLING PLACE AT THE BALTIMORE CITY **(2)** 21CENTRALIZED BOOKING FACILITY SHALL BE: 22(I)OPEN ON THE SAME DAYS AND FOR THE SAME HOURS AS AN EARLY VOTING CENTER UNDER § 10–301.1 OF THIS SUBTITLE; 2324(II) FOR THE USE OF ELIGIBLE VOTERS; 25(III) CLOSED TO THE PUBLIC; AND 26 (IV) IN ADDITION TO THE EARLY VOTING CENTERS REQUIRED 27 UNDER § 10–301.1 OF THIS SUBTITLE. 28 **(1)** THE STATE BOARD SHALL ADOPT REGULATIONS AND

GUIDELINES IN ACCORDANCE WITH THE REQUIREMENTS OF THIS SECTION FOR THE

ADMINISTRATION OF EARLY VOTING AT THE EARLY VOTING POLLING PLACE FOR

1 THE BALTIMORE CITY CENTRALIZED BOOKING FACILITY.

- 2 (2) THE REGULATIONS AND GUIDELINES SHALL PROVIDE THAT THE 3 PROVISIONS OF THIS ARTICLE THAT CONCERN VOTING ON ELECTION DAY SHALL 4 APPLY TO EARLY VOTING AT THE EARLY VOTING POLLING PLACE FOR THE 5 BALTIMORE CITY CENTRALIZED BOOKING FACILITY TO THE EXTENT THOSE 6 PROVISIONS ARE APPROPRIATE.
- SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1, 2021, the State Board of Elections, the local board of elections for Baltimore City, and the Department of Public Safety and Correctional Services jointly shall submit to the Senate Budget and Taxation Committee and the House Appropriations Committee, in accordance with § 2–1257 of the State Government Article, a plan for the implementation of an early voting polling place for eligible voters at the centralized booking facility in Baltimore City.
- SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2021.