

# SENATE BILL 913

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11r2759

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By: **Senators Colburn and Pipkin**

Introduced and read first time: February 21, 2011

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, February 28, 2011

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 23, 2011

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Caroline County – Board of Elections – Membership and Compensation**

3 FOR the purpose of altering the number of regular members of the Caroline County  
4 Board of Elections; requiring the members of the local board to be of certain  
5 political parties; requiring a vacancy on the local board to be filled in a certain  
6 manner; altering the amount of compensation for the president and other  
7 regular members of the local board; providing that this Act does not apply to the  
8 salary or compensation of the president and members of the local board during  
9 a certain term of office; providing for the effective date of this Act; making a  
10 stylistic change; and generally relating to the membership and compensation of  
11 the Caroline County 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(a)(6)  
21 Annotated Code of Maryland  
22 (2010 Replacement Volume)

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**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 (As enacted by Chapter 344 of the Acts of the General Assembly of 2010)

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

4 **Article – Election Law**

5 2–201.

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

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

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

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

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

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

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

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

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

33 2–204.

1 (a) Each regular member of a local board shall receive the salary and  
 2 reimbursement of expenses provided in the county budget, but in no event may the  
 3 annual compensation be less than the following amounts:

4 (6) in Caroline County, ~~[\$2,750]~~ **\$3,250** for the president, ~~[\$2,500]~~  
 5 **\$3,000** for other regular members, and reimbursement for expenses incurred in the  
 6 performance of election duties in accordance with the Standard State Travel  
 7 Regulations;

8 SECTION 2. AND BE IT FURTHER ENACTED, That pursuant to Article III, §  
 9 35 of the Maryland Constitution, this Act may not be construed to extend or apply to  
 10 the salary or compensation of the president and members of the Caroline County  
 11 Board of Elections during a term of office beginning before the effective date of this  
 12 Act, but the provisions of this Act concerning the salary or compensation of the  
 13 president and members of the Caroline County Board of Elections shall take effect at  
 14 the beginning of the next following term of office.

15 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take  
 16 effect ~~October 1~~ June 6, 2011.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.