

SENATE BILL 309

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3lr2036

By: **Senator Getty**

Introduced and read first time: January 23, 2013

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Local Board Employees – Qualifications**

3 FOR the purpose of altering the qualification requirements for an employee of a local
4 board of elections to require that the employee be a registered voter in the
5 jurisdiction where the employee resides, rather than a registered voter in the
6 State; and generally relating to the qualifications of local board of elections
7 employees.

8 BY repealing and reenacting, with amendments,
9 Article – Election Law
10 Section 2–207
11 Annotated Code of Maryland
12 (2010 Replacement Volume and 2012 Supplement)

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

15 **Article – Election Law**

16 2–207.

17 (a) (1) This section applies to each employee of a local board.

18 (2) This section does not apply to:

19 (i) local board counsel; or

20 (ii) an election judge.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) This section does not alter in any manner the method by which the salary
2 of an employee of a local board is funded by the county in which the employee is
3 employed.

4 (c) (1) Except as provided in subsection (f) of this section, if the employees
5 of a local board are covered by its county merit system:

6 (i) the employees shall be classified employees under the
7 county merit system; and

8 (ii) the employees may be appointed and removed subject to the
9 personnel regulations of the county in which the local board is located.

10 (2) If the employees of a local board are not covered by its county merit
11 system:

12 (i) the employees shall be in the skilled service or professional
13 service of the State Personnel Management System;

14 (ii) appointment and removal of the employees shall be in
15 accordance with the provisions of the State Personnel and Pensions Article that
16 govern skilled service or professional service employees; and

17 (iii) notwithstanding § 4–201 of the State Personnel and
18 Pensions Article, upon recommendation of the State Administrator, the State Board
19 shall determine the fixed rate of compensation of the employees.

20 (d) Each classified employee shall be a registered voter [of the State] **IN THE**
21 **JURISDICTION WHERE THE EMPLOYEE RESIDES.**

22 (e) An employee of a local board is subject to the restrictions and
23 requirements of § 2–301 of this title.

24 (f) The election director in Prince George’s County shall be in the exempt
25 service under the Prince George’s County Personnel System.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 June 1, 2013.