

HB0328/373029/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO HOUSE BILL 328
(Third Reading File Bill)

On page 2, in line 32, after “(C)” insert “(1)”.

On page 3, after line 2, insert:

“(2) THE REGULATIONS ADOPTED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL REQUIRE A LOCAL BOARD TO PRIORITIZE THE PLACEMENT OF POLLING LOCATIONS IN BUILDINGS THAT ARE NOT OWNED, OCCUPIED, OR PARTIALLY OCCUPIED BY AN ESTABLISHMENT THAT HOLDS AN ALCOHOLIC BEVERAGES LICENSE.”;

and strike in their entirety lines 5 through 9, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) Notwithstanding § 10–101(a)(4) of the Election Law Article, on or before August 31, 2022, the State Board shall adopt regulations governing the use of a building or part of a building that is owned, occupied, or partially occupied by an establishment that holds an alcoholic beverages license as a polling place.

(b) The regulations adopted under subsection (a) of this section shall require a local board of elections to prioritize the placement of polling locations in buildings that are not owned, occupied, or partially occupied by an establishment that holds an alcoholic beverages license.

SECTION 3. AND BE IT FURTHER ENACTED, That:

**HB0328/373029/01 Education, Health, and Environmental Affairs Committee
Amendments to HB 328
Page 2 of 2**

(a) Section 1 of this Act shall take effect contingent on the adoption of regulations by the State Board of Elections under Section 2 of this Act.

(b) Within 5 days after adopting regulations under Section 2 of this Act, the State Board of Elections shall provide notice to the Department of Legislative Services.

(c) If notice of the adoption of the regulations is received by the Department of Legislative Services on or before August 31, 2022, Section 1 of this Act shall take effect on the date that notice of the adoption is received by the Department of Legislative Services in accordance with subsection (b) of this section.

(d) If the Department of Legislative Services does not receive notice that the State Board of Elections has adopted regulations under Section 2 of this Act on or before August 31, 2022, Section 1 of this Act, with no further action required by the General Assembly, shall be null and void.

SECTION 4. AND BE IT FURTHER ENACTED, That, subject to Section 3 of this Act, this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.”.