

HOUSE BILL 160

G1
HB 335/21 – W&M

(PRE-FILED)

2lr1123

By: **Delegate Boyce**

Requested: October 31, 2021

Introduced and read first time: January 12, 2022

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Party and Elected Public Offices – Prohibition**

3 FOR the purpose of altering the application of provisions of law that prohibit an individual
4 from simultaneously being a candidate for more than one public office or office of a
5 political party; prohibiting individuals from simultaneously being a candidate for, or
6 holding, a party office and an elected public office; and generally relating to
7 simultaneous candidacy for and incumbency in more than one office.

8 BY repealing and reenacting, with amendments,
9 Article – Election Law
10 Section 5–204
11 Annotated Code of Maryland
12 (2017 Replacement Volume and 2021 Supplement)

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

15 **Article – Election Law**

16 5–204.

17 **(A) THIS SECTION DOES NOT APPLY TO AN INDIVIDUAL WHO**
18 **SIMULTANEOUSLY HOLDS AN ELECTED PUBLIC OFFICE AND:**

19 **(1) IS ON THE BALLOT FOR THE NATIONAL PRESIDENTIAL**
20 **NOMINATING CONVENTION; OR**

21 **(2) HOLDS THE OFFICE OF DELEGATE TO THE NATIONAL**
22 **PRESIDENTIAL NOMINATING CONVENTION.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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1 **[(a)] (B)** An individual simultaneously may not be a candidate for more than one
2 **ELECTED** public office.

3 **[(b)] (C)** An individual simultaneously may not be a candidate for more than one
4 office of a political party.

5 **[(c)] (D)** [Unless otherwise prohibited by rule of the applicable political party,
6 an] **AN** individual simultaneously may **NOT** be a candidate for a party office and [a] **AN**
7 **ELECTED** public office.

8 **(E)** **AN INDIVIDUAL SIMULTANEOUSLY MAY NOT HOLD A PARTY OFFICE AND**
9 **AN ELECTED PUBLIC OFFICE.**

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2022.