

# HOUSE BILL 1093

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By: **Delegates Palakovich Carr, Feldmark, and D. Jones**

Introduced and read first time: February 10, 2022

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Candidate Expenditures – Caregiving Services**

3 FOR the purpose of altering the definition of “expenditure” to include reasonable expenses  
4 for certain caregiving services that a candidate incurs; and generally relating to  
5 candidate expenditures.

6 BY repealing and reenacting, without amendments,  
7 Article – Election Law  
8 Section 1–101(a) and (l)  
9 Annotated Code of Maryland  
10 (2017 Replacement Volume and 2021 Supplement)

11 BY adding to  
12 Article – Election Law  
13 Section 1–101(l–1)  
14 Annotated Code of Maryland  
15 (2017 Replacement Volume and 2021 Supplement)

16 BY repealing and reenacting, with amendments,  
17 Article – Election Law  
18 Section 1–101(l–1) and (aa)  
19 Annotated Code of Maryland  
20 (2017 Replacement Volume and 2021 Supplement)

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

23 **Article – Election Law**

24 1–101.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) In this article the following words have the meanings indicated unless a  
2 different meaning is clearly intended from the context.

3 (l) (1) “Candidate” means an individual who files a certificate of candidacy for  
4 a public or party office.

5 (2) “Candidate” includes:

6 (i) an incumbent judge of the Court of Appeals or Court of Special  
7 Appeals at an election for continuance in office; and

8 (ii) an individual, prior to that individual filing a certificate of  
9 candidacy, if a campaign finance entity has been established on behalf of that individual.

10 **(L-1) (1) “CAREGIVING SERVICES” MEANS DIRECT CARE, PROTECTION,  
11 AND SUPERVISION OF A CHILD OR AN INDIVIDUAL WITH A DISABILITY OR A MEDICAL  
12 CONDITION FOR WHOM A CANDIDATE HAS DIRECT CAREGIVING RESPONSIBILITY.**

13 **(2) “CAREGIVING SERVICES” DOES NOT INCLUDE PRIVATE SCHOOL  
14 TUITION, TUTORING SERVICES, OR NURSING HOME CARE.**

15 ~~[(1-1)]~~**(L-2) (1)** “Central committee” means a political committee for a political  
16 party established under Title 4 of this article.

17 (2) “Central committee” includes a political committee for a political party  
18 that engages in campaign finance activity that is subject to Title 13 of this article.

19 (aa) **(1)** “Expenditure” means a gift, transfer, disbursement, or promise of  
20 money or a thing of value by or on behalf of a campaign finance entity to:

21 **[(1)] (I)** promote or assist in the promotion of the success or defeat of a  
22 candidate, political party, question, or prospective question at an election; or

23 **[(2)] (II)** pay for the publication expense of a legislative newsletter under  
24 Title 13, Subtitle 4 of this article.

25 **(2) “EXPENDITURE” INCLUDES REASONABLE EXPENSES FOR  
26 CAREGIVING SERVICES THAT A CANDIDATE INCURS AS A DIRECT RESULT OF  
27 CAMPAIGN ACTIVITY AND THAT ARE NECESSARY TO PROMOTE THE CANDIDACY OF  
28 THE CANDIDATE.**

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June  
30 1, 2022.