

# SENATE BILL 863

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CF HB 899

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By: **Senators Kagan and Simonaire**

Introduced and read first time: February 6, 2023

Assigned to: Education, Energy, and the Environment

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Administrator of Elections – Removal From Office**

3 FOR the purpose of altering requirements for the removal from office of the State  
4 Administrator of Elections; repealing the authority of the State Administrator to  
5 continue to serve in office until a successor is appointed and confirmed following a  
6 certain vote for removal of the State Administrator; and generally relating to the  
7 removal from office of the State Administrator of Elections.

8 BY repealing and reenacting, with amendments,  
9 Article – Election Law  
10 Section 2–103(b)(7)  
11 Annotated Code of Maryland  
12 (2022 Replacement Volume and 2022 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 2–103.

17 (b) The State Administrator shall:

18 (7) provided the State Board is fully constituted with five duly confirmed  
19 members, be subject to removal by the affirmative vote of four duly confirmed members of  
20 the State Board [for incompetence, misconduct, or other good cause except that:

21 (i) prior to removal, the State Board shall set forth written charges  
22 stating the grounds for dismissal and afford the State Administrator notice and an ample  
23 opportunity to be heard; and

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                               (ii) subsequent to a valid vote for removal by at least four duly  
2 confirmed members of the State Board, the State Administrator is authorized to continue  
3 to serve until a successor is appointed and confirmed by the Senate of Maryland]; and

4               SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 October 1, 2023.