

# HOUSE BILL 641

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HB 317/25 – W&M

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By: **Delegates Williams, Coley, Foley, Hill, Lehman, Martinez, Moon, Palakovich Carr, Solomon, Spiegel, Stinnett, Taveras, Wells, and Wilkins**

Introduced and read first time: January 30, 2026

Assigned to: Government, Labor, and Elections

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## A BILL ENTITLED

1 AN ACT concerning

### 2 **Election Law – Curbside Voting – Pilot Program**

3 FOR the purpose of establishing the Curbside Voting Pilot Program to test the viability of  
4 curbside voting in the State; establishing requirements governing curbside voting,  
5 including requirements related to the designation of curbside voting locations and  
6 how to vote at a curbside voting location; and generally relating to the Curbside  
7 Voting Pilot Program.

8 BY adding to

9 Article – Election Law

10 Section 1–101(p–1) and 10–316

11 Annotated Code of Maryland

12 (2022 Replacement Volume and 2025 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Election Law

15 Section 9–102(d)(1)

16 Annotated Code of Maryland

17 (2022 Replacement Volume and 2025 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

### 20 **Article – Election Law**

21 1–101.

22 **(P–1) “CURBSIDE VOTING” MEANS THE PROCESS BY WHICH A VOTER**  
23 **COMPLETES AND CASTS A BALLOT AT AN OUTSIDE LOCATION DESIGNATED UNDER §**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1   **10–316 OF THIS ARTICLE AND UNDER OBSERVATION OF ELECTION JUDGES.**

2   9–102.

3                 (d) The State Board may not certify a voting system unless the State Board  
4   determines that:

5                     (1) the voting system will:

6                             (i) protect the secrecy of the ballot;

7                             (ii) protect the security of the voting process;

8                             (iii) count and record all votes accurately;

9                             (iv) accommodate any ballot used under this article;

10                             (v) protect all other rights of voters and candidates;

11                             (vi) be capable of creating a paper record of all votes cast in order  
12   that an audit trail is available in the event of a recount, including a manual recount; [and]

13                             (vii) provide a voter–verifiable paper record that:

14                                     1. is an individual document that is physically separated  
15   from any other similar document and not part of a continuous roll;

16                                     2. is sufficiently durable to withstand repeated handling for  
17   the purposes of mandatory random audits and recounts; and

18                                     3. uses ink that does not fade, smear, or otherwise degrade  
19   and obscure or obliterate the paper record over time; **AND**

20                         **(VIII) FOR A VOTING SYSTEM USED IN THE CURBSIDE VOTING**  
21   **PILOT PROGRAM UNDER § 10–316 OF THIS ARTICLE, ACCOMMODATE CURBSIDE**  
22   **VOTING;**

23   **10–316.**

24                 **(A) IN THIS SECTION, “PILOT PROGRAM” MEANS THE CURBSIDE VOTING**  
25   **PILOT PROGRAM ESTABLISHED UNDER SUBSECTION (B) OF THIS SECTION.**

26                 **(B) THERE IS A CURBSIDE VOTING PILOT PROGRAM TO TEST THE**  
27   **VIABILITY OF CURBSIDE VOTING IN THE STATE.**

1           (C) THE STATE BOARD, IN CONJUNCTION WITH THE LOCAL BOARDS, SHALL  
2 IMPLEMENT AND ADMINISTER THE PILOT PROGRAM.

3           (D) (1) THE STATE BOARD SHALL DESIGNATE THE FOLLOWING  
4 COUNTIES IN WHICH TO IMPLEMENT THE PILOT PROGRAM:

5                         (I) ONE COUNTY WITH A COMPARATIVELY SMALL NUMBER OF  
6 REGISTERED VOTERS;

7                         (II) ONE COUNTY WITH A COMPARATIVELY MEDIUM NUMBER OF  
8 REGISTERED VOTERS; AND

9                         (III) ONE COUNTY WITH A COMPARATIVELY LARGE NUMBER OF  
10 REGISTERED VOTERS.

11                         (2) AT LEAST 6 MONTHS BEFORE EACH STATEWIDE PRIMARY  
12 ELECTION, THE LOCAL BOARD OF EACH COUNTY DESIGNATED UNDER PARAGRAPH  
13 (1) OF THIS SUBSECTION SHALL DESIGNATE A LOCATION FOR CURBSIDE VOTING  
14 OUTSIDE:

15                         (I) DURING EARLY VOTING, ONE EARLY VOTING CENTER OR  
16 OTHER APPROPRIATE BUILDING AS DETERMINED BY THE LOCAL BOARD; AND

17                         (II) ON ELECTION DAY:

18                             1. THE OFFICE OF THE LOCAL BOARD;

19                             2. IF USING THE OFFICE OF THE LOCAL BOARD IS NOT  
20 PRACTICABLE, ONE POLLING PLACE; OR

21                             3. IF USING THE OFFICE OF THE LOCAL BOARD OR A  
22 POLLING PLACE IS NOT PRACTICABLE, AN APPROPRIATE BUILDING AS DETERMINED  
23 BY THE LOCAL BOARD.

24                         (3) A LOCAL BOARD SHALL TAKE INTO ACCOUNT THE FOLLOWING  
25 FACTORS WHEN DETERMINING A LOCATION FOR CURBSIDE VOTING:

26                         (I) ACCESSIBILITY OF THE LOCATION TO HISTORICALLY  
27 DISENFRANCHISED COMMUNITIES;

28                         (II) PROXIMITY OF THE LOCATION TO DENSE CONCENTRATIONS  
29 OF VOTERS;

6                   (4) CURBSIDE VOTING SHALL BE MADE AVAILABLE AT EACH  
7 LOCATION ESTABLISHED UNDER PARAGRAPH (2) OF THIS SUBSECTION TO ANY  
8 REGISTERED VOTER ON REQUEST ON THE DAYS AND DURING THE HOURS THAT  
9 EARLY VOTING CENTERS AND POLLING PLACES ARE OPEN.

15                   **(6) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH AND**  
16    **IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE STATE BOARD, THE LOCAL**  
17   **BOARD SHALL ESTABLISH:**

18                           1. A LINE AROUND EACH CURBSIDE VOTING LOCATION  
19 BEYOND WHICH CANVASSING, ELECTIONEERING, OR POSTING OF CAMPAIGN  
20 MATERIAL IS PROHIBITED; AND

21                           **2. A BOUNDARY AROUND A CAR THAT IS WAITING IN LINE**  
22 FOR CURBSIDE VOTING WITHIN WHICH CANVASSING AND ELECTIONEERING IS  
23 PROHIBITED

27                           1. ESTABLISH THE CURBSIDE VOTING LOCATION WITHIN  
28 THE LINE ESTABLISHED UNDER § 16-206(B) OF THIS ARTICLE; AND

29                           2. AVOID EXPANDING THE AREA WITHIN THE LINE  
30 ESTABLISHED UNDER § 16-206(B) OF THIS ARTICLE TO ACCOMMODATE THE  
31 CURBSIDE VOTING LOCATION

32 (E) AT EACH CURBSIDE VOTING LOCATION, THE LOCAL BOARD SHALL:

1                   **(1) POST SIGNS INFORMING VOTERS OF:**

2                   **(I) THE LOCATION OF CURBSIDE VOTING; AND**

3                   **(II) HOW TO NOTIFY AN ELECTION JUDGE THAT THE VOTER IS**  
4                   **WAITING AT THE CURBSIDE VOTING LOCATION; AND**

5                   **(2) ENSURE THAT VOTERS RECEIVE PROMPT SERVICE FROM THE**  
6                   **ELECTION JUDGES.**

7                   **(F) (1) A VOTER SEEKING TO USE CURBSIDE VOTING SHALL:**

8                   **(I) REQUEST CURBSIDE VOTING FROM AN ELECTION JUDGE AT**  
9                   **THE CURBSIDE VOTING LOCATION; AND**

10                  **(II) PROVIDE AN ELECTION JUDGE WITH THE INFORMATION**  
11                  **REQUIRED TO CHECK IN THE VOTER THROUGH THE POLLBOOK AT THE CURBSIDE**  
12                  **VOTING LOCATION.**

13                  **(2) AN ELECTION JUDGE SHALL GIVE A VOTER USING CURBSIDE**  
14                  **VOTING THE CHOICE TO VOTE BY MARKING A PAPER BALLOT OR BY USING A BALLOT**  
15                  **MARKING DEVICE AT THE CURBSIDE VOTING LOCATION.**

16                  **(3) IF THE VOTER CHOOSES TO VOTE USING A PAPER BALLOT, AFTER**  
17                  **MARKING THE BALLOT, THE VOTER SHALL DEPOSIT THE BALLOT IN THE CONTAINER**  
18                  **PROVIDED BY THE ELECTION JUDGE TO BE COUNTED.**

19                  **(4) IF THE VOTER CHOOSES TO VOTE USING A BALLOT MARKING**  
20                  **DEVICE, AN ELECTION JUDGE SHALL BRING A BALLOT MARKING DEVICE OUTSIDE**  
21                  **TO THE VOTER.**

22                  **(G) ON OR BEFORE SEPTEMBER 1, 2031, THE STATE BOARD SHALL REPORT**  
23                  **TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE**  
24                  **GOVERNMENT ARTICLE, ON THE IMPLEMENTATION OF THE CURBSIDE VOTING**  
25                  **PILOT PROGRAM.**

26                  **(H) THE STATE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS**  
27                  **SECTION.**

28                  SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
29                  January 1, 2027. It shall remain effective for a period of 5 years and 9 months and, at the  
30                  end of September 30, 2032, this Act, with no further action required by the General  
31                  Assembly, shall be abrogated and of no further force and effect.