

# HOUSE BILL 44

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HB 816/25 – W&M

(PRE-FILED)

6lr0710  
CF SB 29

By: Delegate Feldmark

Requested: August 20, 2025

Introduced and read first time: January 14, 2026

Assigned to: Government, Labor, and Elections

A BILL ENTITLED

## 1 AN ACT concerning

## **Election Law – Petitions and Ballot Questions – Contents, Plain Language Requirement, and Procedures**

4 FOR the purpose of altering the information that is required to be included on the signature  
5 page of a petition seeking to place a question on the ballot and with a question on  
6 the ballot; requiring that a certain summary included on the signature page of a  
7 petition seeking to place a question on the ballot and a certain statement about a  
8 question on the ballot be written in plain language; altering the deadline by which  
9 ballot questions must be prepared and certified; requiring the State Board of  
10 Elections to make certain information regarding a ballot question available for a  
11 public comment period; requiring the State Board and each applicable local board of  
12 elections to post certain information relating to certain ballot questions for at least  
13 a certain period of time before the general election; and generally relating to petitions  
14 and ballot questions.

15 BY repealing and reenacting, with amendments,  
16 Article – Election Law  
17 Section 6–103(b), 6–201(c) and (d), 7–103(b) and (c), 7–105, and 9–207  
18 Annotated Code of Maryland  
19 (2022 Replacement Volume and 2025 Supplement)

20 BY repealing and reenacting, without amendments,  
21 Article – Election Law  
22 Section 6–201(a)  
23 Annotated Code of Maryland  
24 (2022 Replacement Volume and 2025 Supplement)

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

**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.



## **Article – Election Law**

2 6-103.

3                   (b)     (1)     The State Board shall:

4 (i) prepare guidelines and instructions relating to the petition  
5 process; and

(ii) design and arrange to have sample forms available to the public conforming to this title for each purpose for which a petition is authorized by law.

(2) WHEN PREPARING GUIDELINES AND INSTRUCTIONS FOR COMPLIANCE WITH THE PLAIN LANGUAGE REQUIREMENT OF § 6-201(C)(2)(II) OF THIS TITLE, THE STATE BOARD SHALL:

11 (I) CONSIDER ANY GENERALLY ACCEPTED GUIDELINES  
12 REGARDING COMPLIANCE WITH THE FEDERAL PLAIN WRITING ACT OF 2010; AND

15                   (3) The guidelines, instructions, and forms shall be provided to the public,  
16 on request, without charge.

17 6-201.

18 (a) A petition shall contain:

19 (1) an information page; and

(2) signature pages containing not less than the total number of signatures required by law to be filed.

22 (c) Each signature page shall contain:

(1) a description of the subject and purpose of the petition, conforming to the requirements of regulations;

(2) if the petition seeks to place a question on the ballot[, either]:

26 (i) A BRIEF TITLE THAT DESCRIBES THE TOPIC, GOAL, OR  
27 OUTCOME OF THE BALLOT QUESTION:

(II) 1. a fair and accurate summary of the substantive provisions  
of the proposal WRITTEN IN PLAIN, CLEAR LANGUAGE THAT:

1                   **A. A VOTER CAN EASILY UNDERSTAND;**

2                   **B. DOES NOT EXPLAIN THE LEGAL MECHANISM**  
3 **PROVIDING FOR THE POLICY CHANGE; AND**

4                   **C. DOES NOT CONTAIN LEGAL JARGON OR USE DOUBLE**  
5 **NEGATIVES OR THE PASSIVE VOICE; or**

6                   [(ii)] **2.** the full text of the proposal; AND

7                   **(III) A BRIEF STATEMENT EXPLAINING WHAT THE PRACTICAL**  
8 **OUTCOME OF EACH VOTING CHOICE WOULD BE;**

9                   (3) a statement, to which each signer subscribes, that:

10                  (i) the signer supports the purpose of that petition process; and

11                  (ii) based on the signer's information and belief, the signer is a  
12 registered voter in the county specified on the page and is eligible to have his or her  
13 signature counted;

14                  (4) spaces for signatures and the required information relating to the  
15 signers;

16                  (5) a space for the name of the county in which each of the signers of that  
17 page is a registered voter;

18                  (6) a space for the required affidavit made and executed by the circulator;  
19 and

20                  (7) any other information required by regulation.

21                  (d) If the petition seeks to place a question on the ballot and the sponsor elects to  
22 print a summary of the proposal on each signature page as provided in subsection [(c)(2)(i)]  
23 **(C)(2)(II)1** of this section:

24                  (1) the circulator shall have the full text of the proposal present at the time  
25 and place that each signature is affixed to the page; and

26                  (2) the signature page shall state that the full text is available from the  
27 circulator.

28 7–103.

29                  (b) Each question shall appear on the ballot containing the following information:

1                             (1)     a question number or letter as determined under subsection (d) of this

2 section;

3                             (2)     a brief designation of the type or source of the question;

4                             (3)     a brief [descriptive] title in boldface type **THAT DESCRIBES THE**

5 **TOPIC, GOAL, OR OUTCOME OF THE BALLOT QUESTION;**

6                             (4)     a condensed statement [of the purpose of the question] **DESCRIBING**

7 **THE CHANGE IN POLICY TO BE ADOPTED IN PLAIN AND CLEAR LANGUAGE THAT:**

8                             (I)     **A VOTER CAN EASILY UNDERSTAND;**

9                             (II)    **DOES NOT EXPLAIN THE LEGAL MECHANISM PROVIDING**

10 **FOR THE POLICY CHANGE; AND**

11                             (III)   **DOES NOT CONTAIN LEGAL JARGON OR USE DOUBLE**

12 **NEGATIVES OR THE PASSIVE VOICE; [and]**

13                             (5)     the voting choices that the voter has; **AND**

14                             (6)     **A BRIEF STATEMENT EXPLAINING WHAT THE PRACTICAL**

15 **OUTCOME OF EACH VOTING CHOICE WOULD BE.**

16                             (c)     (1)    [The] **ON OR BEFORE JULY 1 IMMEDIATELY PRECEDING A**

17 **GENERAL ELECTION, THE** Secretary of State shall prepare and certify to the State Board[,

18 not later than the 95th day before the general election,] the information required under

19 subsection (b) of this section, for all statewide ballot questions and all questions relating to

20 an enactment of the General Assembly which is petitioned to referendum.

21                             (2)    [The] **ON OR BEFORE JULY 1 IMMEDIATELY PRECEDING A**

22 **GENERAL ELECTION, THE** State Board shall prepare and certify to the appropriate local

23 board[, not later than the 105th day before the general election,] the information required

24 under subsection (b) of this section for all questions that have been referred to the voters of

25 one county or part of one county pursuant to an enactment of the General Assembly.

26                             (3)    (i)    [The] **ON OR BEFORE JULY 1 IMMEDIATELY PRECEDING A**

27 **GENERAL ELECTION, THE** county attorney of the appropriate county shall prepare and

28 certify to the State Board[, not later than the 95th day before the general election,] the

29 information required under subsection (b) of this section for each question to be voted on in

30 a single county or part of a county, except a question covered by paragraph (1) or paragraph

31 (2) of this subsection.

(ii) If the information required under subsection (b) of this section has not been timely certified under subparagraph (i) of this paragraph, the clerk of the circuit court for the jurisdiction shall prepare and certify that information to the State Board not later than the first Friday in August.

15                                 (5) (I) THE STATE BOARD SHALL MAKE THE INFORMATION  
16 SUBMITTED IN ACCORDANCE WITH THIS SUBSECTION AVAILABLE TO THE PUBLIC  
17 FOR A 15-DAY COMMENT PERIOD.

22                           1. REVIEW THE COMMENTS RECEIVED DURING THE  
23 COMMENT PERIOD AND MAKE ANY NECESSARY CHANGES TO THE QUESTION; AND

24                   **2. SUBMIT THE CERTIFIED PLAIN TEXT OF THE**  
25 **QUESTION TO THE STATE BOARD FOR PUBLICATION ON ITS WEBSITE UNDER § 9-207**  
26 **OF THIS ARTICLE.**

**(6)** The information required under subsection (b) of this section for a question that is being placed on the ballot by petition may be prepared before the petition is certified under § 6–208 of this article.

30 7-105.

31           (a) A local board shall provide notice of each question to be submitted statewide  
32 and each question to be submitted to the voters of the county, by:

(1) specimen ballot mailed at least 1 week before any early voting period before the general election; or

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1                             (2) publication or dissemination by mass communication during the 3  
2 weeks immediately preceding the general election at which a question will appear on the  
3 ballot.

4                             (b) (1) For any question submitted under Article XIV or Article XVI of the  
5 Maryland Constitution, the notice required by subsection (a) of this section shall contain  
6 the information specified in § 7–103(b) of this title and a brief statement, prepared in clear  
7 and concise language, devoid of technical and legal terms to the extent practicable,  
8 summarizing the question.

9                             (2) The statement required under paragraph (1) of this subsection shall be:  
10                                 (i) prepared by the Department of Legislative Services;  
11                                 (ii) approved by the Attorney General; and  
12                                 (iii) submitted to the State Board by the first Monday in August.

13                             (3) The statement required under paragraph (1) of this subsection is  
14 sufficient if it is:

15                                 (i) contained in an enactment by the General Assembly, and the  
16 enactment clearly specifies that the statement is to be used on the ballot; or  
17                                 (ii) consistent with some other process mandated by the Maryland  
18 Constitution.

19                             (c) The State Board shall adopt regulations governing notice of questions to  
20 appear on the ballot, including the use and content of specimen ballots and the publication  
21 or dissemination of notice by mass communication.

22                             (d) (1) The complete text of a question shall be posted or available for public  
23 inspection in the office of the State Board and each applicable local board for 65 days prior  
24 to the general election.

25                             (2) Copies of the complete text of all statewide questions shall be furnished  
26 by the State Board to the local boards in quantities as determined by the State Board,  
27 including quantities sufficient to provide one copy of each for posting in each polling place  
28 and in each local board office.

29                             (3) An individual may receive without charge a copy of the complete text of  
30 all constitutional amendments and questions from a local board, either in person, by mail,  
31 or electronically.

32                             **(E) THE STATE BOARD AND EACH APPLICABLE LOCAL BOARD SHALL POST**  
33 **IN A MANNER WIDELY ACCESSIBLE TO THE PUBLIC FOR AT LEAST 90 DAYS BEFORE**  
34 **THE GENERAL ELECTION:**

1                   **(1) THE COMPLETE TEXT OF:**

2                   **(I) FOR A QUESTION RELATING TO THE CREATION OR**  
3 **ADOPTION OF A NEW CONSTITUTION, THE PROPOSED CONSTITUTION;**

4                   **(II) FOR AN AMENDMENT UNDER ARTICLE XIV OF THE**  
5 **MARYLAND CONSTITUTION, THE PROPOSED AMENDMENT TO THE MARYLAND**  
6 **CONSTITUTION;**

7                   **(III) FOR AN ENACTMENT OF THE GENERAL ASSEMBLY**  
8 **REFERRED IN ACCORDANCE WITH ARTICLE XVI OF THE MARYLAND**  
9 **CONSTITUTION, THE ENACTMENT;**

10                  **(IV) FOR A PROPOSED COUNTY CHARTER OR AMENDMENT TO A**  
11 **COUNTY CHARTER UNDER ARTICLE XI-A OF THE MARYLAND CONSTITUTION:**

12                  **1. THE PROPOSED CHARTER; OR**

13                  **2. THE PROPOSED AMENDMENT TO A COUNTY CHARTER;**

14                  **(V) FOR AN ENACTMENT OF THE GENERAL ASSEMBLY**  
15 **REFERRING A QUESTION TO THE VOTERS, THE ENACTMENT; AND**

16                  **(VI) FOR A CHARTER COUNTY ENACTMENT IN ACCORDANCE**  
17 **WITH § 9-205 OF THE LOCAL GOVERNMENT ARTICLE OR A CODE COUNTY**  
18 **ENACTMENT IN ACCORDANCE WITH §§ 9-310 THROUGH 9-313 OF THE LOCAL**  
19 **GOVERNMENT ARTICLE, THE PROPOSED ENACTMENT; AND**

20                  **(2) FOR EACH QUESTION POSTED UNDER ITEM (1)(II), (III), (IV), (V),**  
21 **OR (VI) OF THIS SUBSECTION, A LINK TO THE GENERAL ASSEMBLY OR COUNTY**  
22 **WEBPAGE FOR THE APPLICABLE LEGISLATION.**

23                  9-207.

24                  (a) The State Board shall certify and publicly display the content and  
25 arrangement of each ballot:

26                  (1) for a primary election, at least 64 days before the election;

27                  (2) for a general election, at least 64 days before the election;

28                  (3) for a special primary election, at least 55 days before the election; and

1                             (4) for a special general election, not later than a date specified in the  
2 Governor's proclamation.

3                             (b) The Supreme Court of Maryland, on petition of the State Board, may establish  
4 a later date in extraordinary circumstances.

5                             (c) The State Board shall publicly display the content and arrangement of each  
6 certified ballot on its website.

7                             (d) Except pursuant to a court order under § 9–209 of this subtitle, or as provided  
8 in § 9–208 of this subtitle, the content and arrangement of the ballot may not be modified  
9 after the second day of the public display.

10                            (e) Unless a delay is required by court order, the State Board may begin to print  
11 the ballots after certification and 3 days of public display and correct any noted errors.

12                            (F) **THE CERTIFICATION OF A BALLOT UNDER THIS SECTION THAT**  
13 **INCLUDES A QUESTION MAY NOT BE CONSTRUED TO BE A CERTIFICATION OF THE**  
14 **BALLOT LANGUAGE REQUIRED TO BE INCLUDED ON THE BALLOT UNDER § 7–103 OF**  
15 **THIS ARTICLE, INCLUDING THE PLAIN LANGUAGE CONDENSED STATEMENT**  
16 **REQUIRED UNDER § 7–103(B)(4) OF THIS ARTICLE.**

17                           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June  
18 1, 2026.