

# HOUSE BILL 832

P5

CONSTITUTIONAL AMENDMENT

0lr2595

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By: **Delegates Malone, Cox, Hornberger, Saab, Shoemaker, and Szeliga**

Introduced and read first time: February 3, 2020

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **General Assembly – Term Limits**

3 FOR the purpose of proposing an amendment to the Maryland Constitution to limit the  
4 number of consecutive terms as either a Senator or a Delegate to which a person may  
5 be elected; specifying how service for a certain partial term shall be considered for  
6 purposes of the term limits; providing that certain provisions of this amendment do  
7 not prohibit a certain person who was elected to serve a further consecutive term in  
8 the same office in a certain election from serving in the same office during a certain  
9 term; providing for the termination of certain provisions of this amendment; making  
10 stylistic changes; and submitting this amendment to the qualified voters of the State  
11 for their adoption or rejection.

12 BY proposing an amendment to the Maryland Constitution  
13 Article III – Legislative Department  
14 Section 6

15 BY proposing an addition to the Maryland Constitution  
16 Article XVIII – Provisions of Limited Duration  
17 Section 6

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
19 (Three-fifths of all the members elected to each of the two Houses concurring), That it be  
20 proposed that the Maryland Constitution read as follows:

21 **Article III – Legislative Department**

22 6.

23 (A) A member of the General Assembly shall be elected by the registered voters of  
24 the legislative or delegate district from which [he] **THE MEMBER** seeks election, to serve

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



for a term of four years beginning on the second Wednesday of January following [his] THE MEMBER'S election.

**(B) (1) A PERSON WHO HAS BEEN ELECTED TO FOUR CONSECUTIVE TERMS AS EITHER A SENATOR OR A DELEGATE SHALL BE INELIGIBLE TO BE ELECTED TO SERVE A FURTHER CONSECUTIVE TERM IN THE SAME OFFICE.**

**(2) FOR PURPOSES OF THE LIMITATION UNDER THIS SUBSECTION, IF A PERSON HAS SERVED MORE THAN TWO YEARS OF A TERM AS A SENATOR OR A DELEGATE TO WHICH ANOTHER PERSON WAS ELECTED, THAT PERSON SHALL BE CONSIDERED TO HAVE BEEN ELECTED TO A FULL TERM.**

#### **Article XVIII – Provisions of Limited Duration**

##### **6.**

**(A) FOR THE PURPOSE OF IMPLEMENTING THE AMENDMENTS PROPOSED BY HOUSE BILL \_\_\_\_ OF 2020 (0LR2595) CONCERNING TERM LIMITS FOR MEMBERS OF THE GENERAL ASSEMBLY, THIS SECTION IS TEMPORARILY A PART OF ARTICLE III – LEGISLATIVE DEPARTMENT, SECTION 6 OF THE CONSTITUTION. THIS SECTION SHALL EXPIRE AT THE END OF THE GENERAL ASSEMBLY TERM THAT BEGINS JANUARY 11, 2023.**

**(B) ARTICLE III, SECTION 6 OF THE CONSTITUTION DOES NOT PROHIBIT A PERSON WHO HAS BEEN ELECTED TO THREE OR MORE CONSECUTIVE TERMS AS A SENATOR OR A DELEGATE AND WHO WAS ELECTED TO SERVE A FURTHER CONSECUTIVE TERM IN THE SAME OFFICE IN THE NOVEMBER 2022 ELECTION FROM SERVING IN THE SAME OFFICE DURING THE TERM THAT BEGINS JANUARY 11, 2023.**

SECTION 2. AND BE IT FURTHER ENACTED, That the General Assembly determines that the amendment to the Maryland Constitution proposed by Section 1 of this Act affects multiple jurisdictions and that the provisions of Article XIV, § 1 of the Maryland Constitution concerning local approval of constitutional amendments do not apply.

SECTION 3. AND BE IT FURTHER ENACTED, That the amendment to the Maryland Constitution proposed by Section 1 of this Act shall be submitted to the qualified voters of the State at the next general election to be held in November 2020 for adoption or rejection pursuant to Article XIV of the Maryland Constitution. At that general election, the vote on the proposed amendment to the Constitution shall be by ballot, and on each ballot there shall be printed the words "For the Constitutional Amendment" and "Against the Constitutional Amendment", as now provided by law. Immediately after the election, all returns shall be made to the Governor of the vote for and against the proposed amendment, as directed by Article XIV of the Maryland Constitution, and further proceedings had in accordance with Article XIV.