

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2021 Legislative Session

Resolution No. CR-135-2021

Proposed by Council Member Hawkins

Introduced by _____

Co-Sponsors _____

Date of Introduction November 15, 2021

RESOLUTION

1 A RESOLUTION concerning

2 Special Election to Fill a Council Vacancy

3 For the purpose of directing that a special election be held to fill a vacancy on the County
 4 Council and to establish the dates for conducting the special primary election, the special
 5 election, and the deadline for the certification of candidacy.

6 WHEREAS, Section 2-104 of the County Code provides that when there is a vacancy in the
 7 office of a Council Member during the first three years of a term, the Council shall, within seven
 8 (7) days after such vacancy occurs, adopt a Resolution directing that a special primary election
 9 and special election by the registered voters of the Council District concerned be held to fill the
 10 vacancy; and

11 WHEREAS, the Honorable Monique Anderson-Walker, representing the Eighth Council
 12 District, resigned effective November 8, 2021, thereby creating a vacancy in the office; and

13 WHEREAS, the Resolution directing that a special primary election and special election by
 14 the registered voters of the Eighth Council District be held to fill the vacancy shall specify:

15 (1) The date by which a certificate of candidacy must be filed with the Board of
 16 Elections;

17 (2) The date for the special primary election; and

18 (3) The date for the special election; and

19 WHEREAS, the date of the special primary election shall be any Tuesday which is at least
 20 forty-five (45) calendar days, but not more than sixty (60) calendar days, following the
 21 occurrence of the vacancy; and

22 WHEREAS, the date of the special election shall be any Tuesday which is at least sixty

1 (60) calendar days, but not more than ninety (90) calendar days, following the occurrence of the
2 vacancy, provided however, that no special election shall be held within thirty (30) calendar days
3 prior to a regularly scheduled election; and

4 WHEREAS, polling places shall be open between the hours of 7 A.M. and 8 P.M.; and

5 WHEREAS, the Council has consulted with the Board of Elections before adopting the
6 Resolution directing that a special primary election and special election be held to fill the
7 vacancy; and

8 WHEREAS, the County shall provide funding to cover the costs for the special election
9 incurred by the Board of Elections; and

10 WHEREAS, the Annotated Code of Maryland, Election Law Article, Section 9-501
11 provides that a local special election shall be conducted by mail if the resolution of the Council
12 establishing the date of the special election directs that the election be conducted by mail; and

13 WHEREAS, the Annotated Code of Maryland, Election Law Article, Section 9-503
14 provides that each local board shall establish at least one voting center for the use of any eligible
15 voter who chooses to cast a ballot in person in a special election and the voting center shall be
16 open for voting each day beginning 6 days before the day of a special election through the day of
17 a special election during the hours between 10 A.M. and 8 P.M. Monday through Saturday; and
18 12 noon to 6 P.M. on Sunday.

19 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
20 County, Maryland, that:

21 (1) The date for the special primary election shall be Tuesday, January 4, 2022;

22 (2) The date for the special election shall be Tuesday, February 1, 2022;

23 (3) The date by which a certificate of candidacy must be filed with the Board of Elections
24 shall be Tuesday, December 7, 2021;

25 (4) The special election shall be conducted by mail and the ballot shall be postmarked no
26 later than January 4, 2022 for the special primary election and February 1, 2022 for the special
27 election;

28 (5) In addition to voting by mail, there shall be limited in person voting at a voting center
29 which shall be located within the Eighth Council District for the special primary election and the
30 special election between the hours of 7 A.M. and 8 P.M; and

31 (6) A voting center shall be located within the Eighth Council District and be open for

1 early voting from December 27, 2021 to January 3, 2022 for the special primary election,
2 excluding December 31, 2021 and January 1, 2022, and from January 26, 2022 to January 31,
3 2022 for the special election, between the hours of 10 A.M. and 8 P.M. Monday through
4 Saturday and 12 noon to 6 P.M. on Sunday.

5 BE IT FURTHER RESOLVED that the Board of Elections shall identify the costs incurred
6 to conduct the special election and shall submit a request for a supplemental budget
7 appropriation to the Director of Management and Budget within sixty (60) days after the special
8 election.

9 BE IT FURTHER RESOLVED that within seven (7) calendar days after the adoption of
10 this Resolution, the Board of Elections shall publish once in at least one newspaper of general
11 circulation a notice that a vacancy has occurred and that a special primary election and special
12 election will be held on the dates specified herein to fill the vacancy.

Adopted this ____ day of _____, 2021.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Calvin S. Hawkins, II
Chair

ATTEST:

Donna J. Brown
Clerk of the Council