

Section 16-903 and 16-1002
 Annotated Code of Maryland
 (2003 Volume and 2004 Supplement)

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

Article - Election Law

9-404.

~~(a) If an individual is eligible under subsection (b) of this section, the individual shall be issued and may cast a provisional ballot:~~

~~(1) at a polling place on election day; or~~

~~(2) at the local board office in the county where the individual resides after the close of registration and before the closing of the polls on election day.~~

~~(b) An individual is eligible to cast a provisional ballot if:~~

~~(1) the individual declares in a written affirmation submitted with the provisional ballot that the individual is a registered voter in the State and is eligible to vote in that election; and~~

~~(2) (i) the individual's name does not appear on the precinct register;~~

~~(ii) an election official asserts that the individual is not eligible to vote; or~~

~~(iii) the individual does not have the necessary identification.~~

~~(c) A LOCAL BOARD SHALL COUNT THE VOTE CAST BY A VOTER FOR EACH CANDIDATE OR QUESTION APPLICABLE TO THE PRECINCT IN WHICH THE VOTER IS DETERMINED TO BE REGISTERED, IF:~~

~~(1) THE LOCAL BOARD DETERMINES THAT THE VOTER IS ELIGIBLE TO CAST A PROVISIONAL BALLOT; AND~~

~~(2) THE PROVISIONAL BALLOT IS CAST AT A LOCATION SPECIFIED IN SUBSECTION (A) OF THIS SECTION.~~

~~[(c)] (d) In addition to the individuals who cast provisional ballots under subsections (a) and (b) of this section, any individual who appears to vote during a period covered by a court order or other order extending the time for closing the polls shall cast a provisional ballot. A provisional ballot cast under this subsection shall be separated and held apart from other provisional ballots cast by those not affected by the order.~~

10-312.

(a) (1) The right of an individual to vote may be challenged at the polls only on the grounds of identity.