

# Election Law Charging Language Supplement

Below are relevant CJIS Codes that may be used in the event a violation of the Election Law of Maryland is violated.

## ***Voting Violations:***

### **CJIS Code: 1-1501**

EL 16-201

MISDEMEANOR

\$5,000 – 5 YEARS

### **\*INTIMIDATION/FALSE-VOTING OFFENSE\***

...did willfully and knowingly \_\_\_\_\_(choose from below).

1. [impersonate another person/use a false name][and did/in order to][vote/attempt to vote.]
2. vote more than once [for a candidate for the same office/for the same ballot question].
3. [vote more than once in the same election/attempt to vote more than once in the same election/vote in more than one election district/vote in more than one election precinct].
4. vote in an election [district/precinct] without the legal authority to vote in that election [district/precinct].
5. [influence/attempt to influence] a voter's voting decision through the use of [force/threat/menace/intimidation/bribery/reward/offer of reward].
6. [influence/attempt to influence] a voter's decision through the use of [force/fraud/threat/menace/intimidation/bribery/reward/offer of reward] [whether to go to the polls to cast a vote/vote by other lawful means to wit: \_\_\_\_\_].
7. engage in conduct [that results/has the intent to result] in the [denial/abridgement] of the right of a citizen of the United States to vote on account of [race/color/disability].

Note: "Influence" includes the use of pressure, deception, trickery, or direct or indirect authority to induce action or to change the decision or act of another, regardless of the medium used.

**CJIS Code: 2 0374**

EL 16-202

FELONY

PRELIMINARY HEARING

5 YEARS

**\*VOTE BY DISQUALIFIED PERSON\***

... did [vote/attempt to vote] having been convicted of a felony and actually serving a court-ordered [sentence of imprisonment/parole/probation], for the conviction, and having been rendered ineligible to vote pursuant to EL 3-2012(b) during the time [he/she] is rendered ineligible to vote.

**CJIS Code: 1-1482**

EL 16-203

MISDEMEANOR

\$250.00 – 6 MONTHS

**\*WILL DISOBEY ELECT OFFICIAL – POLL PLACE\***

... did willfully disobey the lawful command of an election official on election day, at \_\_\_\_\_(location), a polling place.

NOTE: Mandatory minimum penalty of \$10 - 30 days.

**CJIS Code: 1-1483**

EL 16-204

MISDEMEANOR

1 YEAR - \$1,000

**\*DISTURB PEACE/THREATS VIOL - ELECT ACT\***

... did [hinder/impede] the conduct of official electoral activities by [breach of the peace/disorder/violence/threat of violence].

NOTE: Mandatory minimum penalty of \$50 - 30 days.

**CJIS Code: 1-1484**

EL 16-205

MISDEMEANOR

\$1,000 – 1 YEAR

**\*INTERFERE W/ ELECT OFFICIAL/PERSON\***

... did interfere with an [election official in the performance of official duties/individual lawfully present at a polling place/individual lawfully present at the canvass of votes].

NOTE: Mandatory minimum penalty of \$50 – 3 months.

**CJIS Code: 1-1485 (revised 6-1-2021)**

EL 16-206

MISDEMEANOR

\$500 – 60 DAYS

**\*ELECTION BALLOT VIOLATION\***

... did \_\_\_\_\_(choose from below)

(1) place a distinguishing mark on [own ballot/another person's ballot to wit: \_\_\_\_\_(name)] for the purpose of identifying the ballot.

(2) misrepresent [his/her] ability to [mark a ballot/operate voting equipment].

(3) [interfere/attempt to interfere] with a voter while the voter was [inside the polling room/mark a ballot/operating voting equipment].

(4) [induce/attempt to induce] a voter to mark the voter's ballot in a certain way.

(5) ,except for servicing by an authorized person, unlock a locked compartment of a voting device without being instructed to do so by the election director.

(6) [destroy/deface] a ballot.

(7) remove a ballot from a building in which voting occurs, without being otherwise provided for in the Election Law Article.

(8) delay the delivery of a ballot.

(9) possess [on/before] the day of election an official ballot printed for the election, without the possession of the ballot being necessary and appropriate for carrying out the election process.

(10) [canvass/electioneer/post] campaign material [in a polling place/beyond a line established by signs posted in accordance with EL 16-206(b)].

(11) [canvass/electioneer/post] campaign material in a manner that obstructs access to a ballot drop box.

(12) place [campaign material/unauthorized material] on a ballot drop box.

NOTE: Mandatory minimum penalty of \$50.

**Voting Registration Violation:**

**2-0372**

EL 16-101

MISDEMEANOR

\$1,000 – 5 YEARS

**\*FALSE REGISTRATION\***

... did willfully and knowingly violate EL 16-101a [1/2/3/4/5/6/7/8/9] by \_\_\_\_\_ (describe paragraph violated).

## **Voting Equipment/System Violations:**

### **1-1532**

EL 16-801

FELONY (District Court)

\$10,000 – 3 YEARS

#### **\*DESTRUCTION-ELECTION EQUIP\***

...did willfully \_\_\_\_\_(choose from below).

1. [conceal/damage/destroy] voting equipment [used/intended to be used] on the day of the election.
2. remove voting equipment from the custody of the [election judges/an election official to wit: \_\_\_\_\_(describe)].

### **1-0783**

EL 16-802

FELONY (District Court)

\$10,000 – 3 YEARS

#### **\*DESTRUCTION-ELECTION EQUIPMENT\***

... did willfully and knowingly [tamper with/damage/attempt to damage/prevent the correct operation/attempt to prevent operation of/possess key for/make key of] voting equipment to be used in an election.

### **1-0784**

EL 16-803

FELONY (District Court)

\$10,000 – 3 YEARS

#### **\*DESTRUCTION-ELECTION EQUIPMENT\***

...did [remove/deface/destroy][equipment/supplies] in a polling place by election officials during an election.

**1-0785**

EL 16-804

FELONY (District Court)

\$50,000 –10 YEARS

**\*TAMPERING ELECTION SYSTEM\***

... did \_\_\_\_\_ (choose from below).

1. access an electronic voting system without authorization from the appropriate election authority.
2. [tamper with/alter], the [hardware/system components/software] utilized by an electronic voting system for the purpose of affecting the vote count.

**Other Election Violations - Threats of Harm to Election Officials or Their Immediate Family:**

**1-1804 (effective 4-9-2024)**

EL 16-904(b)

MISDEMEANOR

\$2500-3 YEARS

**\*\*THREAT HARM-ELECTION OFFICIAL/FAM\*\***

...did knowingly and willingly make a threat to harm \_\_\_\_\_(name), an [election official/immediate family member of \_\_\_\_\_(name), an election official] because of said election official's role in administering the election process.

Note: See EL 16-904(a) for important definitions.

**1-1805 (effective 4-9-2024)**

EL 16-904(c)

MISDEMEANOR

\$2500-3 YEARS

**\*\*SEND THREAT-ELECTION OFFICIAL/FAM\*\***

...did knowingly [send/deliver/part with/make for the purpose of sending or delivering] a threat to harm \_\_\_\_\_(name), an [election official/immediate family member of \_\_\_\_\_(name), an election official] because of said election official's role in administering the election process.

Note: See EL 16-904(a) for important definitions.