

(4) The requirements relating to the form of the petition have not been satisfied;

(5) Based on the advice of the legal authority:

(i) The use of a petition for the subject matter of the petition is not authorized by law; or

(ii) The petition seeks:

1. The enactment of a law that would be unconstitutional or the election or nomination of an individual to an office for which that individual is not legally qualified to be a candidate; or

2. A result that is otherwise prohibited by law; or

(6) The petition has failed to satisfy some other requirement established by law.

(d) A determination under this section may not be inconsistent with an advance determination made under § 6-202 of this subtitle.

(e) Notice of a determination under this section shall be provided in accordance with § 6-210 of this subtitle.

REVISOR'S NOTE: This section formerly was Art. 33, § 6-206.

No changes are made.

6-207.

(a) Upon the filing of a petition, and unless it has been declared deficient under § 6-206 of this subtitle, the staff of the election authority shall proceed to verify the signatures and count the validated signatures contained in the petition.

(b) The State Board, by regulation, shall establish the process to be followed by all election authorities for verifying and counting signatures on petitions.

(c) (1) The process established under subsection (b) of this section shall provide for optional verification of a random sample of signatures contained in a petition.

(2) Verification by random sample may only be used, with the approval of the State Board:

(i) For a single-county petition containing more than 500 signatures; or

(ii) In the case of a multicounty petition, by a local board that receives signature pages containing more than 500 signatures.

(3) Verification under this subsection shall require the random selection and verification of 500 signatures or 5% of the total signatures on the petition, whichever number is greater, to determine what percentage of the random sample is composed of signatures that are authorized by law to be counted. That percentage