

[(iv)] (iv) The individual failed to sign the oath on the provisional ballot envelope;

[(v)] (iii) The individual received more than one ballot for the same election; or

[(vi)] (iv) The local board determines that a provisional ballot is intentionally marked with an identifying mark that is clearly evident and placed on the ballot for the purpose of identifying the ballot.

(3) IF THE INTENT OF THE VOTER IS NOT CLEARLY DEMONSTRATED, THE LOCAL BOARD SHALL REJECT ONLY THE VOTE FOR THAT OFFICE OR QUESTION.

(4) FOR THE PURPOSES OF THIS SECTION, AN INDIVIDUAL IS A REGISTERED VOTER IF THE LOCAL BOARD DETERMINES:

(I) THAT THE VOTER'S NAME IS ON ITS LIST OF REGISTERED VOTERS; OR

(II) PURSUANT TO PARAGRAPH (5) OF THIS SUBSECTION, THAT THE VOTER SUBMITTED A TEMPORARY CERTIFICATE OF REGISTRATION THAT CONTAINS THE AFFIRMATIONS REQUIRED BY, AND OTHERWISE COMPLIES FULLY WITH, THE REQUIREMENTS OF § 3-601 OF THIS ARTICLE.

(5) IN DETERMINING UNDER PARAGRAPH (4) OF THIS SUBSECTION, WHETHER AN APPLICATION FOR A TEMPORARY CERTIFICATE OF REGISTRATION COMPLIES WITH § 3-601 OF THIS ARTICLE, A LOCAL BOARD SHALL EXAMINE THE CONTENTS AND EXECUTION OF THE APPLICATION BUT MAY NOT CHALLENGE THE ACCURACY OF AN ASSERTION IN THE APPLICATION UNLESS THAT ASSERTION RELATES TO ONE OR MORE ACTIONS OF THE LOCAL BOARD.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 1 2 of this Act shall take effect ~~June 1, 2002. It shall remain effective until the taking effect of Section 2 of this Act.~~ January 1, 2003, on the taking effect of Chapter 291 (S.B. 1) of the Acts of the General Assembly of 2002. If Section 2 of this Act takes effect, Section 1 of this Act shall be abrogated and of no further force and effect.

SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the provisions of Section 3 of this Act, this Act shall take effect ~~January 1, 2003~~ June 1, 2002.

Approved May 6, 2002.