

(1) THE COURT, UPON THE PRESENTATION OF EVIDENCE SATISFACTORY TO IT, IN ITS DISCRETION MAY DISPOSE OF THE MATTER SUMMARILY OR IN ITS DISCRETION OTHERWISE SET THE MATTER FOR HEARING.

(2) UPON APPROPRIATE ORDER OF THE COURT THE LOCAL BOARD SHALL MAKE THE REQUIRED CORRECTIONS.

(C) DETERMINATION OF RESIDENCY.

IN DETERMINING WHETHER AN INDIVIDUAL IS OR IS NOT A RESIDENT OF AN ELECTION DISTRICT OR PRECINCT, THE PRESUMPTION SHALL BE THAT AN INDIVIDUAL SHOWN TO HAVE ACQUIRED A RESIDENCE IN ONE LOCALITY RETAINS THAT RESIDENCE UNTIL IT IS AFFIRMATIVELY SHOWN THAT THE INDIVIDUAL HAS ACQUIRED A RESIDENCE ELSEWHERE.

(D) APPEAL TO COURT OF SPECIAL APPEALS.

(1) AN APPEAL MAY BE TAKEN FROM ANY RULING OF THE CIRCUIT COURT TO THE COURT OF SPECIAL APPEALS.

(2) THE APPEAL SHALL BE TAKEN WITHIN 5 DAYS FROM THE DATE OF THE DECISION BY THE CIRCUIT COURT AND THE APPEAL SHALL BE HEARD AND DECIDED BY THE COURT OF SPECIAL APPEALS AS SOON AFTER THE TRANSMISSION OF THE RECORD AS PRACTICABLE.

TITLE 4. POLITICAL PARTIES.

SUBTITLE 1. FORMATION OF POLITICAL PARTIES.

4-101. APPLICABILITY.

EXCEPT AS TO A MATTER OF COMPELLING STATE INTEREST, IF ANY PROVISION OF THIS TITLE RELATING TO PARTY GOVERNANCE CONFLICTS WITH THE CONSTITUTION AND BYLAWS OF A POLITICAL PARTY, THE CONSTITUTION AND BYLAWS SHALL APPLY TO THE EXTENT OF THE CONFLICT.

DRAFTER'S NOTE: This section is new language added in recognition of the decision of the Supreme Court in *Eu v. San Francisco County Democratic Central Committee*.

4-102. NEW POLITICAL PARTIES.

(A) FORMATION.

ANY GROUP OF REGISTERED VOTERS MAY FORM A NEW POLITICAL PARTY BY:

(1) FILING WITH THE STATE BOARD ON THE PRESCRIBED FORM A PETITION MEETING THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION AND OF TITLE 6 OF THIS ARTICLE; AND

(2) ADOPTING AND FILING AN INTERIM CONSTITUTION AND BYLAWS IN ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION.