

A COUNTERPETITION SHALL BE A REQUEST FOR A RECOUNT OF THE VOTES FOR THE QUESTION IN THE PRECINCTS NOT SPECIFIED BY THE PETITIONER UNDER § 12-103 OF THIS SUBTITLE.

(C) PLACE OF FILING.

(1) IF THE QUESTION WAS ON THE BALLOT IN ONE COUNTY, THE COUNTERPETITION SHALL BE FILED IN THAT COUNTY.

(2) IF THE QUESTION WAS ON THE BALLOT IN MORE THAN ONE COUNTY, THE COUNTERPETITION SHALL BE FILED WITH THE STATE BOARD.

(D) TIME OF FILING.

THE PETITION SHALL BE FILED WITHIN 2 DAYS OF THE DETERMINATION UNDER SUBSECTION (A)(2) OF THIS SECTION.

(E) NOTICE OF FILING OF COUNTERPETITION.

(1) THE STATE BOARD SHALL PROMPTLY NOTIFY EACH APPROPRIATE LOCAL BOARD OF A COUNTERPETITION THAT IS FILED WITH THE STATE BOARD.

(2) A LOCAL BOARD SHALL PROMPTLY NOTIFY THE STATE BOARD OF A COUNTERPETITION THAT IS FILED WITH THE LOCAL BOARD.

**DRAFTER'S NOTE:** This section is new language added in order to provide the right to a recount of the votes cast for a question.

12-105. BOND.

(A) GENERALLY.

A PETITION OR COUNTERPETITION FILED UNDER THIS SUBTITLE SHALL BE FILED WITH A BOND AS PROVIDED UNDER SUBSECTION (B) OF THIS SECTION.

(B) DETERMINATION AND SETTING OF BOND.

(1) IF A RECOUNT IS BEING CONDUCTED IN ONLY ONE COUNTY, A JUDGE OF THE CIRCUIT COURT OF THE COUNTY SHALL DETERMINE AND SET THE BOND TO BE FILED BY THE PETITIONER OR COUNTERPETITIONER SUFFICIENT TO PAY THE REASONABLE COSTS OF THE RECOUNT.

(2) IF THE RECOUNT IS BEING CONDUCTED IN MORE THAN ONE COUNTY, A JUDGE OF THE CIRCUIT COURT FOR ANNE ARUNDEL COUNTY SHALL DETERMINE AND SET THE BOND.

**DRAFTER'S NOTE:** The requirement that an affidavit be filed along with the bond has been repealed in order to provide greater access to the recount process.

12-106. DUTIES OF THE STATE BOARD AND LOCAL BOARDS.

(A) DUTIES OF LOCAL BOARDS.