

HOUSE BILL 1397

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By: **Delegate Bobo (Chair, Workgroup to Conduct a Review of Disclosure Requirements of the Public Ethics Laws)**

Introduced and read first time: February 14, 2013

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Joint Ethics Committee – Reporting Requirements – Employment and**
3 **Sources of Earned Income**

4 FOR the purpose of altering the information related to employment and sources of
5 earned income that a member of the General Assembly is required to report to
6 the Joint Ethics Committee; and generally relating to reporting requirements of
7 members of the General Assembly.

8 BY repealing and reenacting, with amendments,
9 Article – State Government
10 Section 15–513(b)
11 Annotated Code of Maryland
12 (2009 Replacement Volume and 2012 Supplement)

13 BY repealing and reenacting, without amendments,
14 Article – State Government
15 Section 15–513(c) and (d)
16 Annotated Code of Maryland
17 (2009 Replacement Volume and 2012 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article – State Government**

21 15–513.

22 (b) (1) A legislator shall report the following information in writing to the
23 Joint Ethics Committee at the times and in the manner required by the Joint Ethics
24 Committee:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) subject to paragraph (2) of this subsection, if representing a
2 person for compensation before a State or local government agency, except in a judicial
3 proceeding or in a quasi-judicial proceeding, the name of the person represented, the
4 services performed, and the consideration. The Joint Ethics Committee may adopt
5 procedures to keep confidential the name of the person represented if that information
6 is privileged or confidential pursuant to any provision of law governing proceedings
7 before that State agency.

8 (ii) if representing a State or local government agency for
9 compensation, the name of the agency, the services performed, and the consideration.

10 (iii) the name of any business enterprise subject to regulation by
11 a State agency in which the legislator and a member of the legislator's immediate
12 family (spouse and children living with the legislator), together or separately, have:

13 1. the lesser of:

14 A. 10 percent or more of the capital stock of any
15 corporation; or

16 B. capital stock of any corporation with a cumulative
17 value of \$25,000 or more; and

18 2. any interest in a partnership, limited liability
19 partnership, or limited liability company.

20 (iv) details of any contractual relationship with the State or a
21 State agency, or a local government in the State, including the subject matter and the
22 consideration.

23 (v) details of any transaction with the State, or a local
24 government in the State, involving a monetary consideration.

25 (vi) [any primary employment or business interest and the
26 employer of the legislator or the spouse of the legislator] **THE SAME INFORMATION**
27 **RELATED TO EMPLOYMENT AND SOURCES OF EARNED INCOME THAT THE**
28 **LEGISLATOR IS REQUIRED TO INCLUDE IN A STATEMENT FILED WITH THE**
29 **ETHICS COMMISSION UNDER § 15-607(I) OF THIS TITLE**, except for employment
30 as a legislator.

31 (2) A legislator, on the written advice of the Counsel to the Joint
32 Ethics Committee, is not required to report any information under this paragraph if
33 reporting the information would violate standards of client confidentiality or
34 professional conduct.

35 (c) All reports filed under this section shall be:

1 (1) filed electronically on a form required by the Joint Ethics
2 Committee; and

3 (2) maintained as a matter of public record as required in subsection
4 (d) of this section.

5 (d) (1) The Department of Legislative Services shall:

6 (i) compile the reports filed under this section;

7 (ii) make the reports available for public inspection as provided
8 in the Public Information Act; and

9 (iii) as to reports filed on or after January 1, 2013, and except as
10 provided in paragraph (2) of this subsection, make the reports freely available to the
11 public on the Internet through an online registration program.

12 (2) The Department of Legislative Services may not post on the
13 Internet information related to consideration received that is reported under
14 subsection (b) of this section.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2013.