

SB0090/844435/2

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 90  
(First Reading File Bill)

On pages 1 through 3, strike in their entirety the lines beginning with line 11 on page 1 through line 6 on page 3, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5-703 and 5-704

Annotated Code of Maryland

(As enacted by Chapter. (H.B. 270) of the Acts of the General Assembly of 2014)

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

Article – General Provisions

5–703.

(a) [(1) An entity that engages a] A regulated lobbyist **ENGAGED BY AN ENTITY** for the purpose of lobbying shall [provide a signed authorization for] **CERTIFY UNDER OATH OR AFFIRMATION THAT** the regulated lobbyist **IS AUTHORIZED** to [act] **ENGAGE IN LOBBYING FOR THE ENTITY.**

[(2) If the entity is a corporation, an authorized officer or agent other than the regulated lobbyist shall sign the authorization.]

(b) The [signed authorization] **CERTIFICATION** shall include:

(Over)

(1) the full legal name and business address of the entity [and of the regulated lobbyist];

**(2) THE NAME, CONTACT INFORMATION, AND OFFICIAL TITLE OF THE REPRESENTATIVE OF THE ENTITY WHO AUTHORIZED THE REGULATED LOBBYIST TO ENGAGE IN LOBBYING FOR THE ENTITY;**

**(3) THE FULL LEGAL NAME AND BUSINESS ADDRESS OF THE REGULATED LOBBYIST;**

~~[(2)]~~ (4) subject to subsequent modification, the period during which the regulated lobbyist is authorized to act; and

~~[(3)]~~ (5) the proposal or subject on which the regulated lobbyist represents the entity.

5-704.

(a) (1) At the times specified in subsection (d) of this section, each regulated lobbyist shall register with the Ethics Commission on a form provided by the Ethics Commission.

(2) A regulated lobbyist shall register separately for each entity that has engaged the regulated lobbyist for lobbying purposes.

(b) Each registration form shall include the following information, if applicable:

(1) the regulated lobbyist's name and permanent address;

(2) the name and permanent address of any other regulated lobbyist that will be lobbying on the regulated lobbyist's behalf;

(3) the name, address, and nature of business of any entity that has engaged the regulated lobbyist for lobbying purposes, accompanied by a statement indicating whether, because of the filing and reporting of the regulated lobbyist, the compensating entity is exempt under § 5-702(c) of this subtitle; and

(4) the identification, by formal designation if known, of the matters on which the regulated lobbyist expects to perform acts, or to engage another regulated lobbyist to perform acts, that require registration under this subtitle.

(c) Each registration shall include the [applicable signed authorization, if any,] CERTIFICATION required by § 5-703 of this subtitle.

(d) (1) A regulated lobbyist who is not currently registered shall register within 5 days after first performing an act that requires registration under this subtitle.

(2) A regulated lobbyist shall file a new registration form on or before November 1 of each year if, on that date, the regulated lobbyist is engaged in lobbying.

(e) (1) Each registration form shall be accompanied by a fee of \$100.

(2) The fee shall be credited to the Lobbyist Registration Fund established under § 5-210 of this title.

(f) (1) Except as provided in paragraph (2) of this subsection, each registration shall terminate on the earlier of:

(i) the October 31 following the filing of the registration; or

(ii) an earlier termination date specified in [an authorization] THE CERTIFICATION filed with respect to that registration under § 5-703 of this subtitle.

(2) A regulated lobbyist may terminate the registration before the date specified in paragraph (1) of this subsection by:

(i) ceasing all activity that requires registration; and

(ii) after ceasing activity in accordance with item (i) of this paragraph:

1. filing a notice of termination with the Ethics Commission; and

2. filing all reports required by this subtitle within 30 days after the filing of the notice of termination.

(3) (i) Subject to subparagraphs (ii) and (iii) of this paragraph, if a regulated lobbyist is or becomes subject to regulation under this title as an official or employee, the regulated lobbyist shall immediately terminate the registration in accordance with paragraph (2) of this subsection.

(ii) After holding a public hearing, the Ethics Commission shall adopt regulations establishing criteria under which a regulated lobbyist may serve on a State board or commission.

(iii) The regulations adopted under subparagraph (ii) of this paragraph shall:

1. establish a classification of State boards or commissions on which regulated lobbyists may serve;

2. at a minimum authorize a regulated lobbyist to serve as an appointed member of an advisory governmental body of limited duration; and

3. as to a regulated lobbyist who serves on a State board or commission, establish disclosure requirements that are substantially similar to disclosure requirements for members of the General Assembly.”.