

HOUSE BILL 140

C5

(5lr1531)

ENROLLED BILL

— *Economic Matters/Finance* —

Introduced by **Delegate Davis**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Public Service Commission – Restrictions After Service**

3 FOR the purpose of prohibiting a certain individual from receiving a certain financial
4 benefit from certain public service companies, persons, or entities until a certain time
5 has passed after the individual has left service with the Public Service Commission
6 as a commissioner; *providing for the application of this Act*; and generally relating to
7 the Public Service Commission.

8 BY repealing and reenacting, without amendments,

9 Article – Public Utilities

10 Section 1–101(a) and (x)

11 Annotated Code of Maryland

12 (2010 Replacement Volume and 2014 Supplement)

13 BY repealing and reenacting, with amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 Article – Public Utilities
2 Section 2–306
3 Annotated Code of Maryland
4 (2010 Replacement Volume and 2014 Supplement)

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

7 **Article – Public Utilities**

8 1–101.

9 (a) In this division the following words have the meanings indicated.

10 (x) (1) “Public service company” means a common carrier company, electric
11 company, gas company, sewage disposal company, telegraph company, telephone company,
12 water company, or any combination of public service companies.

13 (2) “Public service company” does not include:

14 (i) a campground that provides water, electric, gas, sewage, or
15 telephone service to campers incident to the campground’s primary business of operating
16 and maintaining the campground; or

17 (ii) a person that owns or operates equipment used for charging
18 electric vehicles, including a person that owns or operates:

19 1. an electric vehicle charging station;

20 2. electric vehicle supply equipment; or

21 3. an electric vehicle charging station service company or
22 provider.

23 2–306.

24 (a) Until at least 2 years have passed after leaving service as a commissioner or
25 the People’s Counsel, an individual may not:

26 (1) represent a public service company before the Commission;

27 (2) appear before the Commission on behalf of a party to a Commission
28 proceeding; or

29 (3) appear before the Commission on a matter within the jurisdiction of the
30 Commission.

1 (b) Until at least 1 year has passed after leaving service with the Commission as
2 the General Counsel or a hearing examiner, an individual may not:

3 (1) represent a public service company before the Commission;

4 (2) appear before the Commission on behalf of a party to a Commission
5 proceeding; or

6 (3) appear before the Commission on a matter within the jurisdiction of the
7 Commission.

8 (C) UNTIL AT LEAST 1 YEAR HAS PASSED AFTER LEAVING SERVICE WITH
9 THE COMMISSION AS A COMMISSIONER, AN INDIVIDUAL MAY NOT RECEIVE
10 FINANCIAL BENEFIT THAT IS NOT OTHERWISE GENERALLY AVAILABLE TO THE
11 PUBLIC AS A CUSTOMER OF A PUBLIC SERVICE COMPANY FROM:

12 (1) A PUBLIC SERVICE COMPANY THAT IS SUBJECT TO THE
13 JURISDICTION OF THE COMMISSION; OR

14 (2) A PERSON THAT DIRECTLY OR INDIRECTLY, OR THROUGH ONE OR
15 MORE INTERMEDIARIES, CONTROLS, IS CONTROLLED BY, OR IS UNDER COMMON
16 CONTROL WITH A PUBLIC SERVICE COMPANY THAT IS SUBJECT TO THE
17 JURISDICTION OF THE COMMISSION.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to an
19 individual who serves as a commissioner of the Public Service Commission on or after
20 January 1, 2015.

21 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 ~~October~~ June 1, 2015.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.