

# HOUSE BILL 1034

G2, G1

5lr1143

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By: **Prince George's County Delegation**

Introduced and read first time: February 13, 2015

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Public Ethics – Governing Bodies of Municipal**  
3 **Corporations Exercising Zoning Authority**

4 **PG 420–15**

5 FOR the purpose of altering the definitions of “candidate” and “member” for the purpose of  
6 applying certain public ethics requirements regarding payments and ex parte  
7 communications made during the pendency of certain land use applications to  
8 certain candidates for and members of the governing bodies of certain municipal  
9 corporations; making this Act contingent on the taking effect of another Act; and  
10 generally relating to public ethics requirements in Prince George's County.

11 BY repealing and reenacting, without amendments,  
12 Article – General Provisions  
13 Section 5–833(a)  
14 Annotated Code of Maryland  
15 (2014 Volume)

16 BY repealing and reenacting, with amendments,  
17 Article – General Provisions  
18 Section 5–833(f) and (l)  
19 Annotated Code of Maryland  
20 (2014 Volume)

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

23 **Article – General Provisions**

24 5–833.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) In this part the following words have the meanings indicated.

2 (f) "Candidate" means a candidate for election to:

3 (1) the County Council who becomes a member; OR

4 (2) IF A MUNICIPAL CORPORATION HAS BEEN DELEGATED POWERS  
5 OF THE DISTRICT COUNCIL UNDER TITLE 25, SUBTITLE 3 OF THE LAND USE  
6 ARTICLE, THE GOVERNING BODY OF THE MUNICIPAL CORPORATION WHO BECOMES  
7 A MEMBER.

8 (l) "Member" includes any candidate or person duly elected or appointed who  
9 takes the oath of office as:

10 (1) a member of the County Council for Prince George's County and who  
11 thereby serves on the District Council; OR

12 (2) IF A MUNICIPAL CORPORATION HAS BEEN DELEGATED POWERS  
13 OF THE DISTRICT COUNCIL UNDER TITLE 25, SUBTITLE 3 OF THE LAND USE  
14 ARTICLE, A MEMBER OF THE GOVERNING BODY OF THE MUNICIPAL CORPORATION  
15 AND WHO THEREBY EXERCISES THE POWERS OF THE DISTRICT COUNCIL THAT  
16 WERE DELEGATED TO THE MUNICIPAL CORPORATION.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 October 1, 2015, contingent on the taking effect of Chapter \_\_\_\_ (S.B. \_\_\_\_/H.B.  
19 \_\_\_\_)(5lr0447) of the Acts of the General Assembly of 2015, and if Chapter \_\_\_\_ (S.B.  
20 \_\_\_\_/H.B. \_\_\_\_)(5lr0447) does not become effective, this Act shall be null and void without  
21 the necessity of further action by the General Assembly.