

SB0271/464331/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 271
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Young” and substitute “Young, Ferguson, and Ramirez”.

AMENDMENT NO. 2

On page 1, in line 5, after the semicolon insert “prohibiting a member of the General Assembly or a candidate for election to the General Assembly from making an expenditure from a campaign account of the member or of the candidate for certain purposes, except under certain conditions; requiring the State Board of Elections to establish a list that identifies certain meetings and conferences for which expenditures may be made from a certain campaign account; requiring a member or candidate to file with the member’s or candidate’s campaign finance reports information concerning expenditures made for certain meeting and conference expenses; requiring the State Board to compile and forward to the State Ethics Commission by a certain date the information filed by members or candidates concerning certain expenditures for meetings and conferences; requiring the Commission to publish on its Web site by a certain date the information the Commission receives from the State Board concerning certain expenditures by members or candidates for meetings and conferences; requiring the State Board to develop certain specifications for the submission of certain information concerning certain expenditures; defining a certain term; providing for certain penalties;”; and after line 17, insert:

“BY adding to

Article – Election Law

Section 13-248

Annotated Code of Maryland

(2010 Replacement Volume and 2014 Supplement)”.

(Over)

On page 3, after line 2, insert:

“13-248.

(A) IN THIS SECTION, “MEMBER” INCLUDES:

(I) A MEMBER OF THE GENERAL ASSEMBLY; AND

(II) AN INDIVIDUAL WHO HAS FILED A CERTIFICATE OF CANDIDACY FOR ELECTION AS A MEMBER OF THE GENERAL ASSEMBLY.

(B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, A MEMBER MAY NOT MAKE AN EXPENDITURE FROM A CAMPAIGN ACCOUNT OF A CAMPAIGN FINANCE ENTITY OF THE MEMBER TO PAY FOR TRAVEL, LODGING, MEALS, OR REGISTRATION EXPENSES TO ATTEND A MEETING OR CONFERENCE.

(C) (1) THE STATE BOARD SHALL ESTABLISH A LIST OF APPROVED MEETINGS AND CONFERENCES FOR WHICH A MEMBER MAY MAKE AN EXPENDITURE FROM A CAMPAIGN ACCOUNT OF A CAMPAIGN FINANCE ENTITY OF THE MEMBER TO PAY FOR TRAVEL, LODGING, MEALS, OR REGISTRATION EXPENSES TO ATTEND THE MEETING OR CONFERENCE.

(2) THE LIST SHALL INCLUDE ONLY MEETINGS OR CONFERENCES THAT:

(I) ARE EDUCATIONAL IN NATURE AND FOCUSED ON LEGISLATIVE ISSUES, PUBLIC PROCESS, OR PUBLIC ANALYSIS PERTINENT TO THE OFFICE THAT THE MEMBER HOLDS OR SEEKS;

(II) ARE NONPARTISAN; AND

(III) ARE NOT SPONSORED BY OR RECEIVE AS THE PRIMARY SOURCE OF SUPPORT FUNDING FROM A SINGLE BUSINESS ENTITY OR INDUSTRY.

(3) (I) ON APPLICATION, THE STATE BOARD SHALL CONSIDER A REQUEST FROM ANY PERSON TO INCLUDE A MEETING OR CONFERENCE ON THE LIST OF APPROVED MEETINGS AND CONFERENCES ESTABLISHED BY THE STATE BOARD UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(II) THE STATE BOARD SHALL ACT ON A REQUEST SUBMITTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH WITHIN 45 DAYS AFTER RECEIPT OF THE REQUEST.

(III) IF THE STATE BOARD DETERMINES THAT THE MEETING OR CONFERENCE MEETS THE REQUIREMENTS UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE STATE BOARD SHALL INCLUDE THE MEETING OR CONFERENCE ON THE LIST OF APPROVED MEETINGS OR CONFERENCES FOR WHICH A MEMBER MAY MAKE AN EXPENDITURE FROM A CAMPAIGN ACCOUNT OF A CAMPAIGN FINANCE ENTITY OF THE MEMBER.

(D) (1) A MEMBER SHALL REPORT EXPENDITURES FOR ANY MEETING OR CONFERENCE ATTENDED BY THE MEMBER AND FOR WHICH THE MEMBER PAYS FOR TRAVEL, LODGING, MEALS, OR REGISTRATION EXPENSES FOR THE MEETING OR CONFERENCE USING FUNDS FROM THE CAMPAIGN FINANCE ACCOUNT OF THE MEMBER, AS FOLLOWS:

(I) IN EACH YEAR OTHER THAN AN ELECTION YEAR FOR THE MEMBER, ON THE ANNUAL CAMPAIGN FINANCE REPORT FILED BY THE MEMBER

(Over)

ON THE THIRD WEDNESDAY IN JANUARY, TO COVER THE PERIOD SINCE THE LAST CAMPAIGN FINANCE REPORT FILED BY THE MEMBER; AND

(II) IN THE ELECTION YEAR FOR THE MEMBER, ON EACH CAMPAIGN FINANCE REPORT REQUIRED OF THE MEMBER IN THAT YEAR, TO COVER THE PERIODS SPECIFIED UNDER § 13-312(A) OF THIS TITLE.

(2) THE INFORMATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE:

(I) THE MEETING OR CONFERENCE ATTENDED, INCLUDING THE IDENTITY OF THE ORGANIZATION THAT SPONSORED THE MEETING OR CONFERENCE;

(II) THE DATE AND LOCATION OF THE MEETING OR CONFERENCE;

(III) THE AMOUNT OF THE EXPENSES PAID FOR TRAVEL, LODGING, MEALS, OR REGISTRATION TO ATTEND THE MEETING OR CONFERENCE; AND

(IV) ANY OTHER INFORMATION REQUIRED BY THE STATE BOARD.

(3) (I) ON OR BEFORE THE 15TH DAY AFTER THE DEADLINE FOR THE RECEIPT OF CAMPAIGN FINANCE REPORTS WITH THE INFORMATION REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION CONCERNING MEETINGS AND CONFERENCES ATTENDED BY MEMBERS AND PAID FOR WITH FUNDS FROM MEMBERS' CAMPAIGN ACCOUNTS, THE STATE BOARD SHALL

COMPILE THE INFORMATION AND FORWARD IT TO THE STATE ETHICS COMMISSION.

(II) ON OR BEFORE THE 30TH DAY AFTER IT RECEIVES THE INFORMATION FROM THE STATE BOARD REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE STATE ETHICS COMMISSION SHALL PUBLISH THE INFORMATION IN A CONSPICUOUS LOCATION ON ITS WEB SITE.

(4) THE STATE BOARD SHALL DEVELOP SPECIFICATIONS FOR SUBMITTING THE EXPENDITURE INFORMATION REQUIRED OF MEMBERS UNDER THIS SUBSECTION.

(E) A MEMBER WHO FAILS TO FILE THE INFORMATION REQUIRED UNDER SUBSECTION (D) OF THIS SECTION IS SUBJECT TO THE PENALTIES REQUIRED UNDER § 13-331 OF THIS TITLE APPLICABLE TO THE FAILURE TO FILE A CAMPAIGN FINANCE REPORT, AN AFFIDAVIT, OR AN AMENDED CAMPAIGN FINANCE REPORT THAT IS DUE.”.