

SENATE BILL 973

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6lr2374

By: **Senators Madaleno and Conway**
Introduced and read first time: February 11, 2016
Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Campaign Finance – Public Officials – Solicitation of Contributions or**
3 **Donations**

4 FOR the purpose of prohibiting a public official from soliciting, transmitting, or depositing
5 in a campaign account contributions or donations for the benefit of a candidate from
6 a person subject to the regulatory authority of the public official’s governmental unit;
7 defining certain terms; and generally relating to prohibiting public officials from
8 engaging in certain campaign fund-raising activities.

9 BY adding to
10 Article – Election Law
11 Section 13–244
12 Annotated Code of Maryland
13 (2010 Replacement Volume and 2015 Supplement)

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

16 **Article – Election Law**

17 **13–244.**

18 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
19 **INDICATED.**

20 **(2) “GOVERNMENTAL UNIT” MEANS A DEPARTMENT, AN AGENCY, AN**
21 **OFFICE, OR ANY OTHER BODY OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT**
22 **THAT IS ESTABLISHED BY LAW.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) (I) "PUBLIC OFFICIAL" MEANS THE HEAD OF A**
2 **GOVERNMENTAL UNIT.**

3 **(II) "PUBLIC OFFICIAL" DOES NOT INCLUDE AN OFFICIAL**
4 **ELECTED BY THE VOTERS UNDER THE MARYLAND CONSTITUTION.**

5 **(4) "REGULATORY AUTHORITY" INCLUDES THE AUTHORITY TO**
6 **LICENSE, CERTIFY, OR IMPOSE STATUTORY CIVIL OR CRIMINAL PENALTIES.**

7 **(5) "SOLICIT" INCLUDES THE AUTHORIZED USE OF THE NAME OR**
8 **IMAGE OF A PUBLIC OFFICIAL IN CAMPAIGN MATERIAL.**

9 **(B) A PUBLIC OFFICIAL MAY NOT SOLICIT, TRANSMIT, OR DEPOSIT IN A**
10 **CAMPAIGN ACCOUNT CONTRIBUTIONS OR DONATIONS FOR THE BENEFIT OF A**
11 **CANDIDATE FROM A PERSON SUBJECT TO THE REGULATORY AUTHORITY OF THE**
12 **PUBLIC OFFICIAL'S GOVERNMENTAL UNIT.**

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2016.