C8 7lr3249 CF 7lr2583

By: Senator Kagan

Introduced and read first time: February 3, 2017

Assigned to: Education, Health, and Environmental Affairs

## A BILL ENTITLED

1 AN ACT concerning

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- FOR the purpose of prohibiting certain provisions of the Public Ethics Law from being construed to prohibit a member of the Maryland Technology Corporation Board from being employed by or having a financial interest in a certain entity under certain circumstances; requiring the Corporation, in consultation with the State Ethics Commission, to adopt certain procedures to govern conflicts of interest; and generally relating to the Public Ethics Law and members of the Maryland Technology Development Corporation.
- 10 BY repealing and reenacting, with amendments,
- 11 Article Economic Development
- 12 Section 10–407
- 13 Annotated Code of Maryland
- 14 (2008 Volume and 2016 Supplement)
- 15 BY repealing and reenacting, without amendments,
- 16 Article General Provisions
- 17 Section 5–502 and 5–503
- 18 Annotated Code of Maryland
- 19 (2014 Volume and 2016 Supplement)
- 20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 21 That the Laws of Maryland read as follows:

## 22 Article – Economic Development

- 23 10–407.
- 24 (a) Except as provided in subsections (b), (c), and (e) of this section, the

25 Corporation is exempt from:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



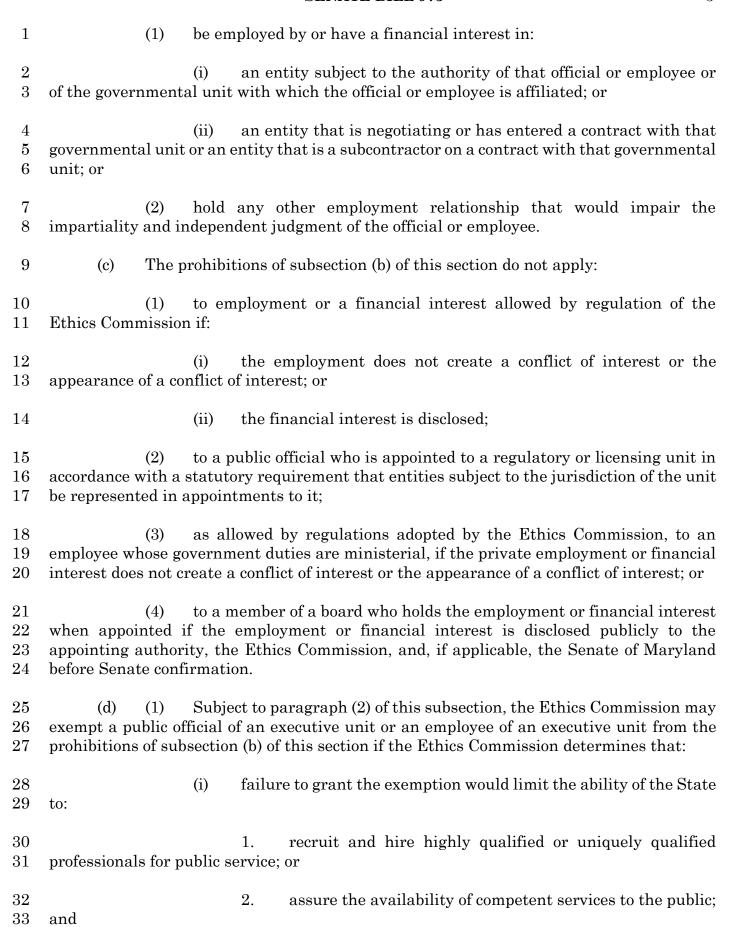
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employee may not:

$\begin{array}{c} 1 \\ 2 \end{array}$	and	(1) Title 10 and Division II of the State Finance and Procurement Article;
3		(2) §§ 3–301 and 3–303 of the General Provisions Article.
4	(b)	The Corporation is subject to the Public Information Act.
5 6 7	(c) SUBSECTION the Public I	(1) [The] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS ON, THE Board and the officers and employees of the Corporation are subject to Ethics Law.
8 9 10 11 12	BEING EM NEGOTIAT	(2) (I) SECTIONS 5-502 AND 5-503 OF THE GENERAL PROVISIONS MAY NOT BE CONSTRUED TO PROHIBIT A MEMBER OF THE BOARD FROM PLOYED BY OR HAVING A FINANCIAL INTEREST IN AN ENTITY THAT IS ING A CONTRACT OR ALREADY HAS CONTRACTED WITH THE FION IF THE MEMBER:
13 14	ACTION RE	1. RECUSES HIMSELF OR HERSELF FROM ANY BOARD LATED TO THE ENTITY; AND
15 16	NATURE O	2. PROVIDES NOTICE TO THE GOVERNOR OF THE FTHE CONFLICT OF INTEREST.
17 18 19 20	INTEREST	(II) THE CORPORATION, IN CONSULTATION WITH THE STATE OMMISSION, SHALL ADOPT PROCEDURES TO GOVERN CONFLICTS OF BETWEEN A BOARD MEMBER AND AN ENTITY NEGOTIATING A CONTRACT DY CONTRACTING WITH THE CORPORATION.
21 22 23		The officers and employees of the Corporation are not subject to the provisions I of the State Personnel and Pensions Article that govern the State Personnel at System.
24 25	(e) of the State	The Corporation, its Board, and employees are subject to Title 12, Subtitle 4 Finance and Procurement Article.
26		Article - General Provisions
27	5-502.	
28	(a)	This section does not apply to members of the General Assembly.

Except as provided in subsections (c) and (d) of this section, an official or

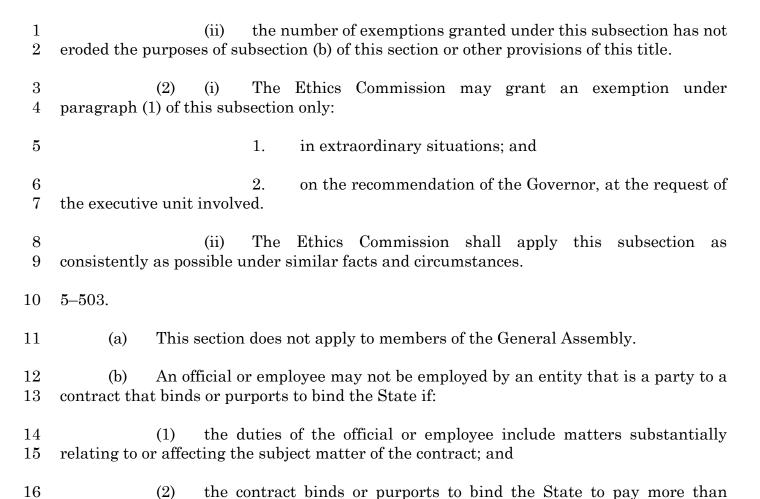


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1, 2017.

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SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July