

**Department of Legislative Services**  
Maryland General Assembly  
2017 Session

**FISCAL AND POLICY NOTE**  
**Enrolled - Revised**

House Bill 118

(Delegate Luedtke)

Ways and Means

Education, Health, and Environmental Affairs

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**Election Law - Persons Doing Public Business - Reporting by Governmental Entities**

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This bill modifies requirements under Title 14 of the Election Law Article (governing disclosure of certain campaign contributions by persons doing public business) that a governmental entity that has awarded a person a contract that causes the person to be doing public business require the person to certify that the person has filed an initial disclosure statement with the State Board of Elections (SBE) and notify SBE if a person doing public business with the governmental entity fails to file the statement. An exception to those requirements for contracts for which notice of award has been posted on eMaryland Marketplace is repealed and, instead of notifying SBE if a person doing public business with the governmental entity fails to file the initial disclosure statement, the governmental entity must provide SBE with the name, address, and any other contact information required by SBE for each person to whom the governmental entity has awarded a contract that causes the person to be doing public business. A governmental entity may send the information in quarterly reports.

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**Fiscal Summary**

**State Effect:** The bill does not directly affect State finances.

**Local Effect:** Any impact on local government finances is not expected to be material.

**Small Business Effect:** None.

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## Analysis

**Current Law:** Under Title 14 of the Election Law Article, persons that do public business (defined as making or having a single contract with a State or local governmental entity involving cumulative consideration of at least \$200,000) are required to submit statements to SBE regarding any applicable contributions. “Applicable contributions” are defined as contributions or donations to or for the benefit of a candidate for an office of a governmental entity with which the person is doing public business.

Except in cases where a notice of award for a contract has been posted on eMaryland Marketplace (the State’s online procurement system), a governmental entity that has awarded a person a contract that causes the person to be doing public business must (1) require the person to certify that the person has filed an initial statement of contributions with SBE and (2) notify SBE if a person doing public business with the governmental entity fails to file the statement.

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### Additional Information

**Prior Introductions:** None.

**Cross File:** SB 632 (Senator Kagan, *et al.*) - Education, Health, and Environmental Affairs.

**Information Source(s):** State Board of Elections; Department of Budget and Management; Department of General Services; Maryland Department of Transportation; Maryland Association of Counties; Department of Legislative Services

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mm/hlb Third Reader - March 16, 2017  
Enrolled - May 8, 2017  
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