

# SENATE BILL 202

P1, G2

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CF HB 315

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By: **Senator Kagan**

Introduced and read first time: January 16, 2020

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable

Senate action: Adopted

Read second time: February 19, 2020

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Public Ethics – Executive Branch – Lobbying by Former Secretaries of Principal**  
3 **Departments**  
4 **(Shut the Revolving Door Act of 2020)**

5 FOR the purpose of prohibiting, subject to a certain exception, a former secretary of a  
6 principal department of the Executive Branch from assisting or representing another  
7 party for compensation, for a certain period of time, in a certain matter that is the  
8 subject of legislative action; and generally relating to public ethics and former public  
9 officials of the Executive Branch.

10 BY repealing and reenacting, with amendments,  
11 Article – General Provisions  
12 Section 5–504(d)  
13 Annotated Code of Maryland  
14 (2019 Replacement Volume)

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

17 **Article – General Provisions**

18 5–504.

19 (d) (1) Except for a former member of the General Assembly, who shall be  
20 subject to the restrictions provided under paragraph (2) of this subsection, a former official

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 or employee may not assist or represent a party, other than the State, in a case, a contract,  
2 or any other specific matter for compensation if:

3 (i) the matter involves State government; and

4 (ii) the former official or employee participated significantly in the  
5 matter as an official or employee.

6 (2) (i) In this paragraph, “legislative action” does not include testimony  
7 or other advocacy in an official capacity as a member of the General Assembly before a unit  
8 of State or local government.

9 (ii) Except as provided in subparagraph (iii) of this paragraph:

10 1. a former member of the General Assembly may not assist  
11 or represent another party for compensation in a matter that is the subject of legislative  
12 action for one calendar year from the date the member leaves office; and

13 2. a former Governor, Lieutenant Governor, Attorney  
14 General, Comptroller, [or] State Treasurer, **OR SECRETARY OF A PRINCIPAL**  
15 **DEPARTMENT OF THE EXECUTIVE BRANCH** may not assist or represent another party  
16 for compensation in a matter that is the subject of legislative action for one calendar year  
17 from the date the official leaves State office.

18 (iii) The limitation under subparagraph (ii) of this paragraph on  
19 representation by a former member of the General Assembly [or by a former], Governor,  
20 Lieutenant Governor, Attorney General, Comptroller, [or] State Treasurer, **OR**  
21 **SECRETARY OF A PRINCIPAL DEPARTMENT OF THE EXECUTIVE BRANCH** does not  
22 apply to representation of a municipal corporation, county, or State governmental entity.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 2020.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.