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**By: Senators Miller, Blount, and Collins**

Introduced and read first time: January 9, 1997

Assigned to: Economic and Environmental Affairs

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 19, 1997

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## CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Campaign Finance and Ethics Law - Fund-Raising and Disclosure**

3 FOR the purpose of prohibiting the Governor, Lieutenant Governor, Attorney General,  
4 Comptroller, members of the General Assembly, ~~a candidate for election to any of~~  
5 ~~these offices~~, or persons acting on behalf of any of these individuals, from receiving  
6 contributions, conducting a fund-raising event, or soliciting or selling tickets to an  
7 event, during certain periods of time; providing certain exceptions; establishing a  
8 certain penalty for certain violations of this prohibition; requiring that certain  
9 campaign finance reports required to be filed by statewide candidates or their  
10 committees be submitted ~~to~~ and maintained by the State Administrative Board of  
11 Election Laws in an electronic storage format beginning with a certain campaign  
12 finance report due by a certain date; authorizing certain other campaign finance  
13 reports to be submitted and maintained by the State Board in an electronic storage  
14 format beginning with a certain campaign finance report due by a certain date;  
15 requiring all campaign finance reports filed with the State Board to comply with  
16 certain electronic filing requirements by a certain date; requiring the State Board,  
17 after a certain date, to provide certain materials to persons required to file certain  
18 campaign fund reports; requiring the State Board to make the campaign finance  
19 report information that it maintains in an electronic storage format ~~easily accessible~~  
20 available to the public; defining certain terms; requiring the State Board to adopt  
21 certain regulations; providing that an official need not include as a gift on the  
22 financial disclosure statement attendance at certain events that are otherwise  
23 reported by regulated lobbyists; altering certain lobbyist reporting requirements as  
24 to certain functions to include events to which all members of a county or regional  
25 delegation of the General Assembly are invited; providing that a presiding officer of  
26 the Senate or House of Delegates shall be deemed an ex officio member of a  
27 standing committee of the presiding officer's chamber; expanding the prohibition  
28 against lobbyists from soliciting or transmitting certain contributions to include the

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 1 campaigns of the Governor, Lieutenant Governor, Attorney General, and  
 2 Comptroller and candidates for election to these offices; prohibiting certain  
 3 lobbyists from serving on a certain fund-raising or political ~~committee~~; committees;  
 4 requiring the State Administrative Board of Election Laws to submit a certain  
 5 report to the Legislative Policy Committee, by a certain date, that includes a certain  
 6 plan and schedule for the full implementation of mandatory electronic filing for  
 7 certain purposes; and generally relating to fund-raising and disclosure requirements  
 8 under the campaign finance and ethics law.

9 BY repealing and reenacting, without amendments,  
 10 Article 33 - Election Code  
 11 Section 1-1(a)(5)  
 12 Annotated Code of Maryland  
 13 (1993 Replacement Volume and 1996 Supplement)

14 BY adding to  
 15 Article 33 - Election Code  
 16 Section 1-1(a)(6B) and 26-10  
 17 Annotated Code of Maryland  
 18 (1993 Replacement Volume and 1996 Supplement)

19 BY repealing and reenacting, with amendments,  
 20 Article 33 - Election Code  
 21 Section 26-3(a)(4), 26-11(l), and 26-12  
 22 Annotated Code of Maryland  
 23 (1993 Replacement Volume and 1996 Supplement)

24 BY repealing and reenacting, without amendments,  
 25 Article - State Government  
 26 Section 15-607(a)  
 27 Annotated Code of Maryland  
 28 (1995 Replacement Volume and 1996 Supplement)

29 BY repealing and reenacting, with amendments,  
 30 Article - State Government  
 31 Section 15-607(e), 15-704, and 15-707  
 32 Annotated Code of Maryland  
 33 (1995 Replacement Volume and 1996 Supplement)

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

3

1 **Article 33 - Election Code**

2 1-1.

3 (a) As used in this article the following terms shall have the meanings indicated  
4 unless a contrary meaning is clearly intended from the context in which the term appears:

5 (5) (i) "Contribution" means the gift, transfer or promise of gift or  
6 transfer of money or other thing of value to any candidate, or the candidate's  
7 representative, or a representative of any political party or partisan organization to  
8 promote or assist in the promotion of the success or defeat of any candidate, political  
9 party, principle or proposition submitted to a vote at any election.

10 (ii) "Contribution" includes proceeds from the sale of tickets to a  
11 campaign fund-raising event.

12 (6B) "ELECTRONIC STORAGE FORMAT" MEANS A COMPUTER DISK OR  
13 OTHER INFORMATION STORAGE AND RETRIEVAL MEDIUM APPROVED BY THE  
14 STATE ADMINISTRATIVE BOARD OF ELECTION LAWS.

15 26-3.

16 (a) (4) (i) 1. In this paragraph "lobbyist" means a regulated lobbyist who is  
17 described in § 15-701(a)(1), (2), or (3) of the State Government Article.

18 2. A lobbyist, or a person acting on behalf of a lobbyist, may not  
19 organize or establish a political committee for the purpose of soliciting or transmitting  
20 contributions or transfers from any person to [a member] THE GOVERNOR,  
21 LIEUTENANT GOVERNOR, ATTORNEY GENERAL, COMPTROLLER, OR MEMBER OF  
22 THE GENERAL ASSEMBLY or candidate for election to the OFFICE OF GOVERNOR,  
23 LIEUTENANT GOVERNOR, ATTORNEY GENERAL, COMPTROLLER, OR MEMBER OF  
24 THE General Assembly.

25 (ii) This paragraph may not be construed to prohibit a lobbyist from:

26 1. Being a candidate; or

27 2. Making a personal contribution within the limitations  
28 established under Article 33 of the Code.

29 26-10.

30 ~~(A) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, DURING THE~~  
31 ~~PERIOD BEGINNING WITH THE CONVENING OF A REGULAR SESSION OF THE~~  
32 ~~GENERAL ASSEMBLY UNTIL 50 DAYS AFTER THE END OF A REGULAR SESSION, THE~~  
33 ~~GOVERNOR, LIEUTENANT GOVERNOR, ATTORNEY GENERAL, A CANDIDATE FOR~~  
34 ~~THE OFFICE OF GOVERNOR, LIEUTENANT GOVERNOR, OR ATTORNEY GENERAL, OR~~  
35 ~~A PERSON ACTING ON BEHALF OF THE GOVERNOR, LIEUTENANT GOVERNOR,~~  
36 ~~ATTORNEY GENERAL, OR CANDIDATE FOR ANY OF THESE OFFICES, MAY NOT:~~

37 ~~(1) RECEIVE A CONTRIBUTION;~~

38 ~~(2) CONDUCT ANY FUND-RAISING EVENT IN ORDER TO RECEIVE A~~  
39 ~~CONTRIBUTION;~~

4

1           ~~(3) SOLICIT OR SELL A TICKET TO ANY FUND-RAISING EVENT; OR~~

2           ~~(4) DEPOSIT ANY CONTRIBUTION RECEIVED BEFORE THE CONVENING~~  
3 ~~OF THE REGULAR SESSION.~~

4           ~~(B)~~ (A) EXCEPT AS PROVIDED IN SUBSECTION ~~(C)~~ (B) OF THIS SECTION,  
5 DURING A REGULAR SESSION OF THE GENERAL ASSEMBLY, THE GOVERNOR, THE  
6 LIEUTENANT GOVERNOR, THE ATTORNEY GENERAL, THE COMPTROLLER, A  
7 MEMBER OF THE GENERAL ASSEMBLY, THE COMPTROLLER, A CANDIDATE FOR THE  
8 OFFICE OF MEMBER OF THE GENERAL ASSEMBLY OR COMPTROLLER, OR A PERSON  
9 ACTING ON BEHALF OF A MEMBER, THE COMPTROLLER, OR CANDIDATE ANY OF  
10 THESE OFFICEHOLDERS, MAY NOT:

11           (1) RECEIVE A CONTRIBUTION FOR ANY CANDIDATE FOR FEDERAL,  
12 STATE, OR LOCAL OFFICE, ANY AUTHORIZED CANDIDATE CAMPAIGN COMMITTEE,  
13 OR ANY POLITICAL COMMITTEE ORGANIZED UNDER § 26-4 OF THIS ARTICLE AND  
14 OPERATED IN COORDINATION WITH A CANDIDATE;

15           (2) CONDUCT ANY FUND-RAISING EVENT IN ORDER TO RECEIVE A  
16 CONTRIBUTION FOR ANY CANDIDATE FOR FEDERAL, STATE, OR LOCAL OFFICE,  
17 ANY AUTHORIZED CANDIDATE CAMPAIGN COMMITTEE, OR ANY POLITICAL  
18 COMMITTEE ORGANIZED UNDER § 26-4 OF THIS ARTICLE AND OPERATED IN  
19 COORDINATION WITH A CANDIDATE;

20           (3) SOLICIT OR SELL A TICKET TO ANY FUND-RAISING EVENT FOR ANY  
21 CANDIDATE FOR FEDERAL, STATE, OR LOCAL OFFICE, ANY AUTHORIZED  
22 CANDIDATE CAMPAIGN COMMITTEE, OR ANY POLITICAL COMMITTEE ORGANIZED  
23 UNDER § 26-4 OF THIS ARTICLE AND OPERATED IN COORDINATION WITH A  
24 CANDIDATE; OR

25           (4) DEPOSIT ANY CONTRIBUTION RECEIVED BEFORE THE CONVENING  
26 OF THE REGULAR SESSION FOR ANY CANDIDATE FOR FEDERAL, STATE, OR LOCAL  
27 OFFICE, ANY AUTHORIZED CANDIDATE CAMPAIGN COMMITTEE, OR ANY POLITICAL  
28 COMMITTEE ORGANIZED UNDER § 26-4 OF THIS ARTICLE AND OPERATED IN  
29 COORDINATION WITH A CANDIDATE.

30           ~~(B)~~ (1) (I) THIS PARAGRAPH APPLIES TO AN INDIVIDUAL WHO IS  
31 SERVING AS GOVERNOR, LIEUTENANT GOVERNOR, ATTORNEY GENERAL,  
32 COMPTROLLER, OR A MEMBER OF THE GENERAL ASSEMBLY AND WHO HAS  
33 PROPERLY FILED AS A CANDIDATE FOR AN ELECTIVE FEDERAL OR LOCAL  
34 GOVERNMENT OFFICE.

35           (II) AN INDIVIDUAL SUBJECT TO THIS PARAGRAPH, OR A PERSON  
36 ACTING ON BEHALF OF THAT INDIVIDUAL, MAY:

37                           1. ACCEPT AND DEPOSIT A CONTRIBUTION SOLELY FOR  
38 PURPOSES RELATING TO THE ELECTION OF THE INDIVIDUAL TO A FEDERAL OR  
39 LOCAL GOVERNMENT OFFICE;

40                           2. CONDUCT A FUND-RAISING EVENT IN ORDER TO  
41 RECEIVE A CONTRIBUTION SOLELY FOR A PURPOSE THAT RELATES TO THE

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1 ELECTION OF THE INDIVIDUAL TO A FEDERAL OR LOCAL GOVERNMENT OFFICE;  
2 AND

3 3. SOLICIT OR SELL A TICKET TO A FUND-RAISING EVENT  
4 SOLELY FOR A PURPOSE THAT RELATES TO THE ELECTION OF THE INDIVIDUAL TO  
5 A FEDERAL OR LOCAL GOVERNMENT OFFICE.

6 (2) (I) THIS PARAGRAPH APPLIES TO AN ELIGIBLE CANDIDATE WHO  
7 HAS APPLIED FOR AND ACCEPTS A PUBLIC CONTRIBUTION FROM THE FAIR  
8 CAMPAIGN FINANCING FUND UNDER THE FAIR CAMPAIGN FINANCING ACT.

9 (II) DURING THE YEAR OF THE ELECTION ONLY, AN ELIGIBLE  
10 CANDIDATE SUBJECT TO THIS PARAGRAPH MAY ACCEPT AN ELIGIBLE PRIVATE  
11 CONTRIBUTION AND ANY DISBURSEMENT OF FUNDS BY THE STATE  
12 ADMINISTRATIVE BOARD OF ELECTION LAWS THAT ARE BASED ON THE ELIGIBLE  
13 PRIVATE CONTRIBUTIONS.

14 ~~(D)~~ (C) (1) IF A PERSON VIOLATES ANY OF THE PROVISIONS OF THIS  
15 SECTION, THE PERSON'S COMMITTEE IS LIABLE FOR A CIVIL PENALTY AS PROVIDED  
16 IN THIS SUBSECTION.

17 (2) FOR ANY VIOLATION OF THIS SECTION, THE STATE BOARD,  
18 REPRESENTED BY THE STATE PROSECUTOR, MAY INSTITUTE A CIVIL ACTION IN THE  
19 CIRCUIT COURT FOR ANY COUNTY SEEKING THE CIVIL PENALTY PROVIDED IN  
20 PARAGRAPH (3) OF THIS SUBSECTION.

21 (3) FOR ANY CONTRIBUTION RECEIVED IN VIOLATION OF THIS  
22 SECTION, THE COMMITTEE THAT RECEIVED THE CONTRIBUTION SHALL:

23 (I) REFUND THE CONTRIBUTION TO THE CONTRIBUTOR; AND

24 (II) PAY A CIVIL PENALTY OF \$1,000 AND THE AMOUNT OF THE  
25 CONTRIBUTION.

26 26-11.

27 (l) (1) A candidate and treasurer designated by that candidate, the chairman  
28 and treasurer of a candidate's committee, or a slate of candidates, who are required to  
29 file reports or statements under subsection (a), (d)(1), or (e)(3) of this section with the  
30 State Administrative Board of Election Laws, shall also file a single copy of all reports,  
31 statements, and affidavits required under this section with the local election board of the  
32 county or Baltimore City where the candidate resides. The report to the local [election]  
33 board [shall]:

34 (I) SHALL be filed according to the schedule set forth in subsections  
35 (a) and (d) of this section;

36 (II) ~~SHALL BEFORE THE FULL IMPLEMENTATION OF ELECTRONIC~~  
37 FILING UNDER § 26-12(D) OF THIS ARTICLE, MAY BE IN THE ELECTRONIC STORAGE  
38 FORMAT ~~REQUIRED~~ AUTHORIZED BY THE STATE ADMINISTRATIVE BOARD OF  
39 ELECTION LAWS UNDER § 26-12(C) OF THIS ARTICLE OR IN PAPER COPY, AS  
40 DIRECTED BY THE LOCAL BOARD; and

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1 (III) [shall not be] IS NOT subject to the requirements relating to the  
 2 assessment of a late filing fee provided under § 26-13 of this article.

3 (2) This subsection does not apply to candidates for the offices of Governor,  
 4 Lieutenant Governor, Comptroller, Attorney General, or judge of an appellate court.

5 26-12.

6 (a) The forms for the "Report or Statement of Campaign and Election  
 7 Contributions and Expenditures" and the "Schedule of Receipts and Disbursements"  
 8 shall be prescribed by the State Administrative Board of Election Laws.

9 (b) A candidate or candidates for election or elected to a public office of the  
 10 United States shall file a copy of each statement required by federal laws or regulations  
 11 with the State Administrative Board of Election Laws. Additional campaign report filings  
 12 by the candidate are not required.

13 (C) (1) ~~(I) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION EXCEPT AS~~  
 14 ~~PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, BEGINNING WITH THE~~  
 15 ~~CAMPAIGN FINANCE REPORT THAT IS DUE IN NOVEMBER 1997, ALL CAMPAIGN~~  
 16 ~~FINANCE REPORTS REQUIRED UNDER § 26-11 OF THIS ARTICLE WHICH MUST BE~~  
 17 ~~FILED WITH THE STATE ADMINISTRATIVE BOARD OF ELECTION LAWS SHALL MAY~~  
 18 ~~BE SUBMITTED TO AND MAINTAINED BY THE STATE BOARD IN AN ELECTRONIC~~  
 19 ~~STORAGE FORMAT.~~

20 ~~(II) BEGINNING WITH THE CAMPAIGN FINANCE REPORT THAT IS~~  
 21 ~~DUE IN NOVEMBER 1997, ALL CAMPAIGN FINANCE REPORTS THAT ARE REQUIRED~~  
 22 ~~UNDER § 26-11 OF THIS ARTICLE WHICH MUST BE FILED WITH THE STATE BOARD BY~~  
 23 ~~A STATEWIDE CANDIDATE AND ANY POLITICAL COMMITTEE AFFILIATED WITH THE~~  
 24 ~~CANDIDATE SHALL BE SUBMITTED TO AND MAINTAINED BY THE STATE BOARD IN~~  
 25 ~~AN ELECTRONIC STORAGE FORMAT.~~

26 (2) ~~(I) THE STATE ADMINISTRATIVE BOARD OF ELECTION LAWS~~  
 27 ~~SHALL ACCEPT ANY CAMPAIGN FINANCE REPORT THAT IS SUBMITTED IN AN~~  
 28 ~~ELECTRONIC STORAGE FORMAT WHICH MEETS THE CRITERIA SPECIFIED~~  
 29 ~~DEVELOPED BY THE STATE BOARD UNDER SUBSECTION (F) OF THIS SECTION.~~

30 ~~(II) BEGINNING IN NOVEMBER 1997, THE STATE BOARD SHALL~~  
 31 ~~MAKE THE CAMPAIGN FINANCE INFORMATION THAT IS SUBMITTED IN AN~~  
 32 ~~ELECTRONIC STORAGE FORMAT AVAILABLE TO THE PUBLIC BY MAKING THE~~  
 33 ~~COMPUTER DISK SUBMITTED BY THE CANDIDATE OR COMMITTEE AVAILABLE FOR~~  
 34 ~~DUPLICATION.~~

35 ~~(D) (1) BEGINNING WITH THE CAMPAIGN FINANCE REPORT DUE IN~~  
 36 ~~NOVEMBER 1999, ALL CAMPAIGN FINANCE REPORTS REQUIRED UNDER § 26-11 OF~~  
 37 ~~THIS ARTICLE WHICH MUST BE FILED WITH THE STATE BOARD SHALL BE~~  
 38 ~~SUBMITTED AND MAINTAINED BY THE STATE BOARD IN AN ELECTRONIC STORAGE~~  
 39 ~~FORMAT.~~

40 ~~(3) (2) BEGINNING IN NOVEMBER 1999, UPON REQUEST, THE STATE~~  
 41 ~~ADMINISTRATIVE BOARD OF ELECTION LAWS SHALL:~~



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1 2. regulated by the State; or

2 3. otherwise an entity doing business with the State.

3 (3) The schedule shall include:

4 (i) each gift with a value of more than \$25, EXCEPT THAT THE  
5 STATEMENT NEED NOT INCLUDE AS A GIFT ATTENDANCE AT A SPECIAL EVENT  
6 THAT IS REPORTED BY A REGULATED LOBBYIST UNDER § 15-704(B)(2)(VI) OF THIS  
7 TITLE; and

8 (ii) each of two or more gifts with a cumulative value of \$100 or more  
9 received from one entity during the applicable period.

10 (4) For each gift subject to this subsection, the schedule shall include:

11 (i) the nature and value of the gift; and

12 (ii) the identity of the entity from which, directly or indirectly, the gift  
13 was received.

14 (5) This subsection does not authorize any gift not otherwise allowed by law.

15 15-704.

16 (a) (1) A regulated lobbyist shall file with the Ethics Commission, under oath  
17 and for each registration, a separate report concerning the regulated lobbyist's lobbying  
18 activities:

19 (i) by May 31 of each year, to cover the period from November 1 of  
20 the previous year through April 30 of the current year; and

21 (ii) by November 30 of each year, to cover the period from May 1  
22 through October 31 of that year.

23 (2) If the regulated lobbyist is not an individual, an authorized officer or  
24 agent of the regulated lobbyist shall sign the report.

25 (3) If a prorated amount is reported as compensation, it shall be labeled as  
26 prorated.

27 (b) A report required by this section shall include:

28 (1) a complete, current statement of the information required under §  
29 15-703(b) of this subtitle;

30 (2) total expenditures in connection with influencing executive action or  
31 legislative action in each of the following categories:

32 (i) total compensation paid to the regulated lobbyist, excluding:

33 1. expenses reported under this paragraph; and

34 2. salaries, compensation, and reimbursed expenses for the  
35 regulated lobbyist's staff;

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1 (ii) unless reported under subparagraph (i) of this paragraph:

2 1. office expenses of the regulated lobbyist; and

3 2. professional and technical research and assistance;

4 (iii) publications that expressly encourage communication with one or  
5 more officials or employees;

6 (iv) witnesses, including the name of each and the fees and expenses  
7 paid to each;

8 (v) meals and beverages for officials, employees, or members of the  
9 immediate families of officials or employees;

10 (vi) special events, including parties, meals, athletic events,  
11 entertainment, or other functions to which were invited all members of:

12 1. the General Assembly;

13 2. either house of the General Assembly; [or]

14 3. a standing committee of the General Assembly, PROVIDED  
15 THAT THE PRESIDING OFFICER OF THE HOUSE OF DELEGATES OR SENATE SHALL BE  
16 DEEMED AN EX OFFICIO MEMBER OF ANY STANDING COMMITTEE OF THE  
17 PRESIDING OFFICER'S CHAMBER; OR

18 4. A COUNTY OR REGIONAL DELEGATION OF MEMBERS OF  
19 THE GENERAL ASSEMBLY THAT IS RECOGNIZED BY A PRESIDING OFFICER OF THE  
20 GENERAL ASSEMBLY;

21 (vii) 1. food, lodging, and scheduled entertainment of officials and  
22 employees for a meeting, if given in return for participation in a panel or speaking  
23 engagement at the meeting; and

24 2. if more than \$200 of the expenses reported in item 1 of this  
25 subparagraph are for any one official or employee at any meeting, the individual's name  
26 and the amount spent;

27 (viii) other gifts to or for officials, employees, or members of the  
28 immediate families of officials or employees; and

29 (ix) other expenses;

30 (3) as to expenditures reported in paragraph (2)(vi) and (vii) of this  
31 subsection, the date, location, and total expense of the regulated lobbyist for the event or  
32 meeting; and

33 (4) subject to subsections (d) and (e) of this section, the name of each  
34 official, employee, or member of the immediate family of an official or employee, to or for  
35 whom, during a reporting period, one or more gifts with a cumulative value of \$75 or  
36 more are given, regardless of whether a gift is attributable to more than one entity and  
37 whether or not in connection with lobbying activities, by the regulated lobbyist or any  
38 entity acting on behalf of the regulated lobbyist, however, except as provided in paragraph

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1 (2)(vii)2 of this subsection, expenses reported in paragraph (2)(vi) and (vii) of this  
2 subsection need not be allocated to an individual.

3 (c) (1) This subsection applies only to a regulated lobbyist, other than an  
4 individual, that is organized and operated for the primary purpose of attempting to  
5 influence legislative action or executive action.

6 (2) In addition to the other reports required under this section, a regulated  
7 lobbyist subject to this subsection shall report the name and permanent address of each  
8 entity that provided at least 5% of the regulated lobbyist's total receipts during the  
9 preceding 12 months.

10 (3) For the purpose of the reporting and registration requirements of this  
11 subtitle, receipts of a regulated lobbyist subject to this subsection include funds spent on  
12 the regulated lobbyist's behalf, at its direction, or in its name.

13 (d) (1) In addition to any other report required under this section, a regulated  
14 lobbyist shall file, with the report required by subsection (a) of this section, a report  
15 disclosing the name of any member of the General Assembly or member of the immediate  
16 family of a member of the General Assembly who has benefited during the reporting  
17 period from a gift of a ticket or admission to any event for which other persons are  
18 charged a fee exceeding \$15, whether or not in connection with lobbying activities,  
19 allowed under § 15-505(c)(2)(vii) of this title from the regulated lobbyist.

20 (2) The disclosure required by this subsection shall be under oath or  
21 affirmation, on a form issued by the Ethics Commission, and shall include:

22 (i) the name and business address of the regulated lobbyist;

23 (ii) the name of each recipient of a ticket or admission;

24 (iii) the date and value of each gift of a ticket or admission, and the  
25 identity of the entity or entities to which the gift is attributable; and

26 (iv) the total cumulative value of gifts of tickets or admissions,  
27 calculated as to each recipient.

28 (3) The regulated lobbyist may:

29 (i) declare on the form required under paragraph (3) of this  
30 subsection that a gift of a ticket or admission was given for purposes not related to the  
31 regulated lobbyist's lobbying activities; and

32 (ii) explain the circumstances under which the gift was given.

33 (4) Gifts of tickets or admissions reported by a regulated lobbyist under this  
34 subsection need not be counted or reported by the regulated lobbyist for purposes of  
35 disclosure under subsection (b)(4) of this section.

36 (e) (1) (i) Subject to the provisions of subparagraph (ii) of this paragraph, in  
37 addition to any other report required under this section, a regulated lobbyist shall file,  
38 with the report required by subsection (a) of this section, a report disclosing the name of  
39 any State official of the Executive or Legislative Branch or member of the immediate

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1 family of a State official of the Executive or Legislative Branch who has benefited during  
2 the reporting period from gifts of meals or beverages, whether or not in connection with  
3 lobbying activities, allowed under § 15-505(c)(2)(i) of this title from the regulated  
4 lobbyist.

5 (ii) The name of a member of the General Assembly or member of the  
6 immediate family of a member of the General Assembly shall be disclosed under  
7 subparagraph (i) of this paragraph only if the gift of a meal or beverage to the individual  
8 costs \$15 or more.

9 (2) Gifts reported by name of recipient under subsection (b)(2)(vii) of this  
10 section and special events listed under subsection (b)(2)(vi) of this section need not be  
11 allocated for the purposes of disclosure under paragraph (1) of this subsection.

12 (3) The disclosure required by this subsection shall be under oath or  
13 affirmation, on a form issued by the Ethics Commission, and shall include:

14 (i) the name and business address of the regulated lobbyist;

15 (ii) the name of each recipient of a gift of a meal or beverages;

16 (iii) the date and value of each gift of a meal or beverages, and the  
17 identity of the entity or entities to which the gift is attributable; and

18 (iv) the total cumulative value of gifts of meals or beverages, calculated  
19 as to each recipient.

20 (4) The regulated lobbyist may:

21 (i) declare on the form required under paragraph (3) of this  
22 subsection that a gift of a meal or beverages was given for purposes not related to the  
23 regulated lobbyist's lobbying activities; and

24 (ii) explain the circumstances under which the gift of a meal or  
25 beverages was given.

26 (5) Gifts of meals or beverages reported by a regulated lobbyist under this  
27 subsection need not be counted or reported by the regulated lobbyist for purposes of  
28 disclosure under subsection (b)(4) of this section.

29 (f) The Ethics Commission may require a regulated lobbyist to file any additional  
30 report the Ethics Commission determines to be necessary.

31 15-707.

32 (a) In this section, "candidate" and "political committee" have the meanings  
33 provided in Article 33, § 1-1(a) of the Code.

34 (b) This section applies only to a regulated lobbyist described in § 15-701(a)(1),  
35 (2), or (3) of this subtitle who, ~~during the period specified in subsection (c) of this~~  
36 ~~section and] for the purpose of influencing legislative OR EXECUTIVE action OR ACTION~~  
37 ~~BY THE BOARD OF PUBLIC WORKS, communicates with [a member of or candidate for~~  
38 ~~election to] THE GOVERNOR, LIEUTENANT GOVERNOR, ATTORNEY GENERAL,~~  
39 ~~COMPTROLLER, OR MEMBER OF THE GENERAL ASSEMBLY, OR A CANDIDATE FOR~~

12

1 ~~ELECTION TO THE OFFICE OF GOVERNOR, LIEUTENANT GOVERNOR, ATTORNEY~~  
2 ~~GENERAL, COMPTROLLER, OR MEMBER OF the General Assembly~~ LOBBIES THE  
3 EXECUTIVE OR LEGISLATIVE BRANCH.

4 (c) The restrictions in this section apply from the starting date of the regulated  
5 lobbyist's registration to the end of the calendar year in which the registration period  
6 ends.

7 (d) (1) A regulated lobbyist who is subject to this section or a person acting on  
8 behalf of the regulated lobbyist may not, for the benefit of [a member of] THE  
9 GOVERNOR, LIEUTENANT GOVERNOR, ATTORNEY GENERAL, COMPTROLLER, OR  
10 MEMBER OF THE GENERAL ASSEMBLY or candidate for election to the OFFICE OF  
11 GOVERNOR, LIEUTENANT GOVERNOR, ATTORNEY GENERAL, COMPTROLLER, OR  
12 MEMBER OF THE General Assembly:

13 (i) solicit or transmit a political contribution from any person,  
14 including a political committee;

15 (ii) serve on a fund-raising committee or a political committee; or

16 (iii) act as a treasurer or chairman of a political committee.

17 (2) This section does not prohibit a regulated lobbyist from:

18 (i) making a personal political contribution; or

19 (ii) informing any entity of a position taken by a candidate.

20 SECTION 2. AND BE IT FURTHER ENACTED, That the State Administrative  
21 Board of Election Laws is requested to submit a report, in accordance with § 2-1312 of  
22 the State Government Article, to the Legislative Policy Committee of the General  
23 Assembly by December 15, 1997 that includes a plan for the full implementation of  
24 electronic filing. This report is intended to provide the General Assembly with the  
25 necessary information for the consideration of legislation in the 1998 Session to make any  
26 changes to the law that are necessary for the administration of mandatory electronic filing  
27 in order that full implementation of electronic filing of campaign finance reports that are  
28 required to be filed with the State Administrative Board of Election Laws be successfully  
29 completed by November 1999.

30 SECTION 2-3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
31 October 1, 1997.