

HOUSE BILL 2
EMERGENCY BILL

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1999 Regular Session
9lr0299
CF 9lr0623

(PRE-FILED)

By: **The Speaker and Delegates Hurson, Kittleman, and Montague (Special Study Commission on the Maryland Public Ethics Law) and Delegates Arnick, Busch, Dewberry, Doory, Guns, Harrison, Hixson, Howard, Kopp, Menes, Owings, Rawlings, Rosenberg, Vallario, ~~and Wood Wood~~, Bobo, Bozman, Cadden, Dypski, Franchot, Giannetti, Goldwater, Hammen, Hecht, Hubers, James, A. Jones, V. Jones, Kagan, Krysiak, Malone, Mandel, McIntosh, Nathan-Pulliam, Pendergrass, Petzold, Pitkin, Rosso, Rudolph, Shriver, Sophocleus, Clagett, Riley, Bronrott, DeCarlo, Glassman, Parrott, and Brinkley**

Requested: September 9, 1998

Introduced and read first time: January 13, 1999

Assigned to: Commerce and Government Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 16, 1999

CHAPTER _____

1 AN ACT concerning

2 **Ethics Law - Use of Prestige of Office**

3 FOR the purpose of making applicable to all State officials the provision of the
4 Maryland Public Ethics Law that prohibits the intentional use of the prestige of
5 office or public position for the official's private gain or that of another, subject to
6 an exception for the performance of usual and customary constituent services;
7 providing for the application of this Act; and generally relating to standards of
8 conduct under the Maryland Public Ethics Law; ~~and making this Act an~~
9 ~~emergency measure.~~

10 BY repealing and reenacting, with amendments,
11 Article - State Government
12 Section 15-506
13 Annotated Code of Maryland
14 (1995 Replacement Volume and 1998 Supplement)

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

1

Article - State Government

2 15-506.

3 (a) [A public] AN official or employee may not intentionally use the prestige of
4 office or public position for that [public] official's or employee's private gain or that of
5 another.

6 (b) The performance of usual and customary constituent services, without
7 additional compensation, is not prohibited under subsection (a) of this section.

8 ~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall supersede~~
9 ~~any amendment to § 15-506 of the State Government Article enacted under Chapter~~
10 ~~____(S.B.____/H.B.____)(9lr0624/9lr0237) of the Acts of the General Assembly of 1999.~~

11 ~~SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency~~
12 ~~measure, is necessary for the immediate preservation of the public health and safety,~~
13 ~~has been passed by a yea and nay vote supported by three fifths of all the members~~
14 ~~elected to each of the two Houses of the General Assembly, and shall take effect from~~
15 ~~the date it is enacted.~~

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
17 effect October 1, 1999.