

HOUSE BILL 100

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2000 Regular Session
0lr0100

(PRE-FILED)

By: **Chairman, Commerce and Government Matters Committee**
(Departmental - Ethics, State Commission on)

Requested: November 15, 1999
Introduced and read first time: January 12, 2000
Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Public Ethics - Public Officials - Chief Administrators - Boards of Elections**

3 FOR the purpose of amending the definition of public official under the public ethics
4 law to include the chief administrator of each local board of supervisors of
5 elections in the State; and providing for a delayed effective date of this Act.

6 BY repealing and reenacting, with amendments,
7 Article - State Government
8 Section 15-103(b)
9 Annotated Code of Maryland
10 (1999 Replacement Volume)

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

13 **Article - State Government**

14 15-103.

15 (b) Except as provided in subsection (f) of this section, the following
16 individuals in executive units are public officials:

17 (1) an individual who receives compensation at a rate equivalent to at
18 least State grade level 16, or who is appointed to a board, if the Ethics Commission
19 determines under § 15-208 of this title that:

20 (i) the individual, acting alone or as a member of an executive unit,
21 has decision making authority or acts as a principal advisor to one with that
22 authority:

23 1. in making State policy in an executive unit; or

24 2. in exercising quasi-judicial, regulatory, licensing,
25 inspecting, or auditing functions; and

1 (ii) the individual's duties are not essentially administrative and
2 ministerial;

3 (2) any other individual in an executive unit, if the Ethics Commission
4 determines that the individual, acting alone or as a member of the executive unit, has
5 decision making authority or acts as a principal advisor to one with that authority in
6 drafting specifications for, negotiating, or executing contracts that commit the State
7 or an executive unit to spend more than \$10,000 in a year;

8 (3) a member, appointee, or employee of the Maryland Stadium
9 Authority;

10 (4) a member, appointee, or employee of the Canal Place Preservation
11 and Development Authority; [and]

12 (5) a member of the Emergency Medical Services Board; AND

13 (6) THE CHIEF ADMINISTRATOR OF THE BOARD OF SUPERVISORS OF
14 ELECTIONS IN EACH COUNTY AND BALTIMORE CITY.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
16 effect January 1, 2001.