Unofficial Copy G2 2000 Regular Session Olr1194 CF Olr2786

By: Delegate Taylor

Introduced and read first time: February 11, 2000 Assigned to: Commerce and Government Matters

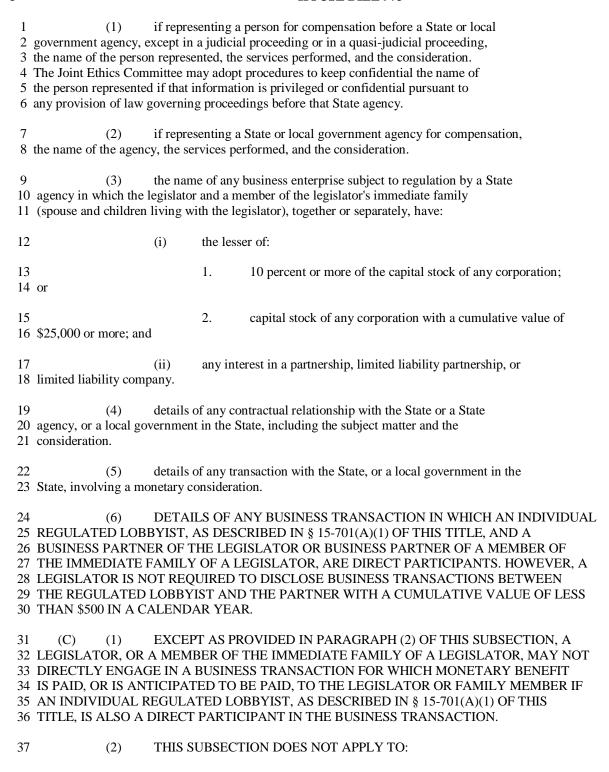
A BILL ENTITLED

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- 2 Ethics Business Transactions Involving Legislators and Lobbyists Prohibition
- 4 FOR the purpose of prohibiting a legislator or a member of a legislator's immediate
- family from engaging in certain business transactions with an individual
- 6 regulated lobbyist; prohibiting an individual regulated lobbyist from engaging
- 7 in certain business transactions with a legislator or a member of a legislator's
- 8 immediate family; specifying certain exceptions; requiring disclosure to the
- 9 Joint Committee on Legislative Ethics of certain business transactions;
- providing for the prospective effect of this Act; and generally relating to business
- transactions involving an individual regulated lobbyist and a legislator, a
- member of a legislator's immediate family, or a business partner of a legislator.
- 13 BY repealing and reenacting, without amendments,
- 14 Article State Government
- 15 Section 15-102(s)
- 16 Annotated Code of Maryland
- 17 (1999 Replacement Volume)
- 18 BY repealing and reenacting, with amendments,
- 19 Article State Government
- 20 Section 15-513
- 21 Annotated Code of Maryland
- 22 (1999 Replacement Volume)
- 23 BY adding to
- 24 Article State Government
- 25 Section 15-708
- 26 Annotated Code of Maryland
- 27 (1999 Replacement Volume)
- 28 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 29 MARYLAND, That the Laws of Maryland read as follows:

1 **Article - State Government** 2 15-102. 3 (s) "Immediate family" means an individual's spouse and dependent children. 4 15-513. 5 (1) Except as provided in paragraph (2) or (3) of this subsection, a (a) 6 member of the General Assembly, a filed candidate for election to the General Assembly, or a member-elect of the General Assembly may not receive earned income 9 (i) an Executive unit; or 10 (ii) a political subdivision of the State. 11 (2) The Joint Ethics Committee may exempt an individual from the 12 provisions of paragraph (1) of this subsection if the earned income is for: 13 (i) educational instruction provided by the member, candidate, or 14 member-elect: 15 a position that is subject to a merit system hiring process; (ii) 16 (iii) a human services position; or 17 a career promotion, change, or progression that is a logical (iv) 18 transition from a pre-existing relationship as described in paragraph (3)(ii) of this 19 subsection. 20 (3) This subsection does not apply to compensation to a member, 21 candidate, or member-elect pursuant to: 22 employment as a nonelected law enforcement officer or a fire or 23 rescue squad worker; or 24 (ii) a transaction or relationship that existed prior to: 25 1. the filing of a certificate of candidacy for election to the 26 General Assembly at a time when the individual was not an incumbent member of the 27 General Assembly; or in the case of a member who was appointed to fill a 28 29 vacancy, the date of the appointment. 30 A legislator shall report the following information in writing to the Joint 31 Ethics Committee at the times and in the manner required by the Joint Ethics 32 Committee:

HOUSE BILL 973



HOUSE BILL 973

- 1 NORMAL RETAIL SALES WITH A CUMULATIVE VALUE OF LESS (I)2 THAN \$500 IN A CALENDAR YEAR; OR RENEWAL IN THE ORDINARY COURSE OF BUSINESS OF AN (II)4 EXISTING INSURANCE CONTRACT. All reports filed under this section shall be a matter of public [(c)](D) (1) 6 record. 7 The Joint Ethics Committee shall develop procedures under which a 8 report required under this section may be filed electronically without any additional 9 cost to the legislator. 10 15-708. 11 (A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AN 12 INDIVIDUAL REGULATED LOBBYIST, AS DESCRIBED IN § 15-701(A)(1) OF THIS 13 SUBTITLE, MAY NOT DIRECTLY PARTICIPATE IN A BUSINESS TRANSACTION IN 14 WHICH A MEMBER OF THE GENERAL ASSEMBLY, OR AN INDIVIDUAL IN THE 15 IMMEDIATE FAMILY OF A MEMBER, IS ALSO A DIRECT PARTICIPANT AND FROM 16 WHICH MONETARY BENEFIT IS PAID, OR IS ANTICIPATED TO BE PAID, TO THE 17 LEGISLATOR OR FAMILY MEMBER. 18 (B) THIS SUBSECTION DOES NOT APPLY TO: 19 NORMAL RETAIL SALES WITH A CUMULATIVE VALUE OF LESS THAN (1) 20 \$500 IN A CALENDAR YEAR; OR RENEWAL IN THE ORDINARY COURSE OF BUSINESS OF AN EXISTING 21 (2) 22 INSURANCE CONTRACT. 23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be 24 construed only prospectively and may not be applied or interpreted to have any effect 25 on or application to any business transaction entered into or initiated before the
- 26 effective date of this Act.
- 27 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 28 June 1, 2000.