

BY: Commerce and Government Matters Committee

AMENDMENTS TO HOUSE BILL NO. 108

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Local Officials” and substitute “Executive Unit”; in line 3, strike “local official” and substitute “executive unit”; in line 4, strike “certain”; in line 5, strike “for certain exceptions” and substitute “an exception to the required filing of a financial disclosure statement for certain employees”; and in line 6, strike “local officials” and substitute “employees”; before line 8 insert:

“BY repealing and reenacting, without amendments,

Article - State Government

Section 15-102 (g)

Annotated Code of Maryland

(1999 Replacement Volume and 2000 Supplement)”;

and in line 10, strike “(y)” and substitute “(m) and 15-601”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 17 on page 1 through line 6 on page 2, inclusive, and substitute:

“(g) (1) “Employee” means an individual who is employed:

(i) by an executive unit;

(ii) by the Legislative Branch; or

(iii) in the Judicial Branch.

(Over)

(2) “Employee” does not include:

(i) a public official; or

(ii) a State official.

(m) (1) “Executive unit” means a department, agency, commission, board, council, or other body of State government that:

(i) is established by law; and

(ii) is not in the Legislative Branch or the Judicial Branch of State government.

(2) “Executive unit” includes:

(1) a county health department unless the officials and employees of the department are expressly designated as “local officials” in § 15-807 of this title;

(2) THE OFFICE OF THE SHERIFF IN EACH COUNTY; AND

(3) THE OFFICE OF THE STATE’S ATTORNEY IN EACH COUNTY.

15-601.

(a) Except as provided in [subsection] SUBSECTIONS (b) AND (C) of this section, and subject to subsections [(c)] (D) and [(d)] (E) of this section, each official and candidate for office as a State official shall file a statement as specified in §§ 15-602 through 15-608 of this subtitle.

(b) Financial disclosure by a judge of a court under Article IV, § 1 of the Constitution, a candidate for elective office as a judge, or a judicial appointee as defined in Maryland Rule 16-814 is governed by § 15-610 of this subtitle.

(C) THE REQUIREMENT TO FILE A FINANCIAL DISCLOSURE STATEMENT UNDER SUBSECTION (A) OF THIS SECTION DOES NOT APPLY TO:

(1) A DEPUTY SHERIFF AND ALL OTHER EMPLOYEES IN THE OFFICE OF THE SHERIFF IN A COUNTY OR BALTIMORE CITY; AND

(2) A DEPUTY OR ASSISTANT STATE'S ATTORNEY AND ALL OTHER EMPLOYEES IN THE OFFICE OF THE STATE'S ATTORNEY IN A COUNTY OR BALTIMORE CITY.

[(c)](D) (1) An individual who is a public official only as a member of a board or who is a member of the Board of Trustees of the Maryland Health Care Foundation established under § 2-501 of the Health - General Article and who receives annual compensation that is less than 25% of the lowest annual compensation at State grade level 16 shall file the statement required by subsection (a) of this section in accordance with § 15-609 of this subtitle.

(2) A member of the Harford County Liquor Control Board shall file the statement required by subsection (a) of this section in accordance with § 15-609 of this subtitle.

[(d)](E) A commissioner or an applicant for appointment as commissioner of a bicounty commission shall file the statement required by subsection (a) of this section in accordance with Subtitle 8, Part III of this title.”.