

SENATE BILL 40

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SB 88/00 - JPR

2001 Regular Session
11r0241

(PRE-FILED)

By: **Senator Green**
Requested: June 26, 2000
Introduced and read first time: January 10, 2001
Assigned to: Judicial Proceedings

Committee Report: Favorable
Senate action: Adopted
Read second time: February 7, 2001

CHAPTER _____

1 AN ACT concerning

2 **False, Fictitious, or Fraudulent Representations to Legislative Branch Units**

3 FOR the purpose of prohibiting a person, in a matter within the jurisdiction of a
4 Legislative Branch unit, from falsifying or concealing a material fact or making
5 or using a false, fictitious, or fraudulent representation under certain
6 circumstances; providing a certain penalty for a violation of this Act; defining a
7 certain term; and generally relating to false, fictitious, or fraudulent
8 representations to Legislative Branch units.

9 BY adding to
10 Article - State Government
11 Section 2-1703
12 Annotated Code of Maryland
13 (1999 Replacement Volume and 2000 Supplement)

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

16 **Article - State Government**

17 2-1703.

18 (A) IN THIS SECTION, "UNIT" MEANS ANY OF THE FOLLOWING ENTITIES OF
19 THE LEGISLATIVE BRANCH OF THE STATE GOVERNMENT:

20 (1) A STANDING COMMITTEE AS DEFINED IN § 2-101(F) OF THIS TITLE OR
21 A SUBCOMMITTEE OF A STANDING COMMITTEE;

1 (2) A LEGISLATIVE COMMITTEE CREATED BY STATUTE OR A
2 SUBCOMMITTEE OF A LEGISLATIVE COMMITTEE;

3 (3) THE LEGISLATIVE POLICY COMMITTEE OR A SPECIAL COMMITTEE
4 APPOINTED BY THE LEGISLATIVE POLICY COMMITTEE UNDER § 2-407(B)(3) OF THIS
5 TITLE; OR

6 (4) ANY OTHER TASK FORCE OR COMMITTEE APPOINTED BY THE
7 LEGISLATIVE POLICY COMMITTEE OR THE PRESIDING OFFICER OF THE HOUSE OR
8 SENATE.

9 (B) THIS SECTION APPLIES ONLY TO HEARINGS OR OTHER PROCEEDINGS OF A
10 UNIT THAT ARE REQUIRED TO BE RECORDED BY THE RULES OF THE HOUSE OR
11 SENATE.

12 (C) A PERSON MAY NOT, IN A MATTER WITHIN THE JURISDICTION OF A UNIT,
13 KNOWINGLY AND WILLFULLY:

14 (1) FALSIFY OR CONCEAL A MATERIAL FACT;

15 (2) MAKE A FALSE, FICTITIOUS, OR FRAUDULENT REPRESENTATION; OR

16 (3) MAKE OR USE A DOCUMENT THAT CONTAINS A FALSE, FICTITIOUS,
17 OR FRAUDULENT REPRESENTATION.

18 (D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR
19 AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR
20 IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
22 effect October 1, 2001.