
By: **Delegate Oaks**
Introduced and read first time: February 13, 2004
Assigned to: Environmental Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 23, 2004

CHAPTER _____

1 AN ACT concerning

2 **State and Local Employees - Public Disclosures - Conflicts of Interest**

3 FOR the purpose of requiring the Governor to designate certain employees in the
4 executive unit to disclose certain information; defining certain Baltimore City
5 employees as "local officials" for purposes of disclosing certain information; and
6 generally relating to public disclosure of conflicts of interest by State or local
7 employees ~~in the executive unit~~.

8 BY repealing and reenacting, with amendments,
9 Article - State Government
10 Section 15-611 and 15-807
11 Annotated Code of Maryland
12 (1999 Replacement Volume and 2003 Supplement)

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

15 **Article - State Government**

16 15-611.

17 (a) Additional individuals, other than officials, shall disclose information
18 annually if designated pursuant to subsection (b) of this section.

19 (b) For disclosure under this section:

20 (1) the Governor, by executive order, may designate:

- 1 (i) an employee of an executive unit; or
- 2 (ii) a noncompensated appointee of the Governor;
- 3 (2) the Chief Judge of the Court of Appeals, by order, may designate:
- 4 (i) an employee of the Judicial Branch; or
- 5 (ii) a noncompensated appointee of the Court of Appeals or the
6 Chief Judge; and
- 7 (3) the presiding officers of the General Assembly, by order, may
8 designate:
- 9 (i) an employee of the Legislative Branch; or
- 10 (ii) a noncompensated appointee of either or both of the presiding
11 officers.

12 (c) A statement filed under this section is a public record and shall contain the
13 relevant information concerning the financial affairs of the individual submitting the
14 statement that is considered necessary by the applicable designating authority.

15 (D) (1) IN COMPLYING WITH SUBSECTION (B)(1) OF THIS SECTION, THE
16 GOVERNOR, BY EXECUTIVE ORDER, SHALL DESIGNATE ANY EMPLOYEE OF AN
17 EXECUTIVE UNIT WHO IS:

18 (I) A HOME INSPECTOR OR LICENSED HOME INSPECTOR, UNDER §
19 16-101 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

20 (II) A BUILDING CODE ENFORCEMENT OFFICIAL EMPLOYED BY
21 THE STATE;

22 (III) AN ACCREDITED INSPECTOR OF LEAD FOR THE DEPARTMENT
23 OF THE ENVIRONMENT UNDER § 6-818 OF THE ENVIRONMENT ARTICLE; OR

24 (IV) AN ENVIRONMENTAL SANITARIAN UNDER TITLE 11 OF THE
25 ENVIRONMENT ARTICLE.

26 (2) AN EMPLOYEE UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL
27 FILE A STATEMENT IN ACCORDANCE WITH § 15-601 OF THIS SUBTITLE, THAT:

28 (I) DISCLOSES ANY INTEREST THE EMPLOYEE MAY HAVE IN ANY
29 REAL PROPERTY IN THE STATE; AND

30 (II) DISCLOSES ANY OTHER INFORMATION THE ETHICS
31 COMMISSION CONSIDERS A CONFLICT OF INTEREST RELATED TO THE EMPLOYMENT
32 OF THE EMPLOYEE.

1 15-807.

2 (a) IN BALTIMORE CITY, FOR THE PURPOSE OF THE FINANCIAL DISCLOSURE
3 PROVISIONS ENACTED BY THE GOVERNING BODY OF BALTIMORE CITY, "LOCAL
4 OFFICIAL" INCLUDES BALTIMORE CITY HEALTH AND HOUSING INSPECTORS WHO
5 INSPECT FOR LEAD HAZARDS.

6 (B) For the purpose of the financial disclosure provisions enacted by the
7 governing body of Baltimore County, "local official" includes:

8 (1) the executive director and each member of the revenue authority; and

9 (2) except for a member of the Baltimore County Board of Education,
10 each member of a board of a State agency that is wholly or partly funded by Baltimore
11 County, regardless of whether the member is compensated.

12 [(b)] (C) In Montgomery County, "local official" includes:

13 (1) each member and employee of the Montgomery County Revenue
14 Authority;

15 (2) each commissioner and employee of the Montgomery County Housing
16 Opportunities Commission; and

17 (3) County employees of the Montgomery County Department of Health
18 and Human Services.

19 [(c)] (D) In Prince George's County, "local official" includes:

20 (1) each member of the Board of License Commissioners;

21 (2) the chief inspector and any other inspector of the Board of License
22 Commissioners;

23 (3) the administrator of the Board of License Commissioners; and

24 (4) the attorney to the Board of License Commissioners.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 October 1, 2004.