

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 600

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Commission” insert “- Maryland-National Capital Park and Planning Commission”; in line 4, after “of” insert “authorizing, rather than requiring, the County Executives of Montgomery County and Prince George’s County to conduct certain interviews of each applicant for appointment or reappointment to the Washington Suburban Sanitary Commission; requiring the County Executives to conduct certain interviews of applicants selected for appointment to the WSSC; authorizing a designee of the County Executive of Montgomery County to require certain applicants to produce certain documents;”; in the same line, strike “Washington Suburban Sanitary Commission” and substitute “WSSC”; strike beginning with “and” in line 5 down through “Procedure” in line 7; in line 13, after “fine;” insert “clarifying certain requirements in Montgomery County relating to the deadline for filing and the content of certain financial disclosure statements filed by certain applicants for appointment to the WSSC and the Maryland-National Capital Park and Planning Commission;”; in line 14, after “term;” insert “making stylistic changes;”; in line 15, after “Commission” insert “and the Maryland-National Capital Park and Planning Commission”; after line 15, insert:

“BY repealing and reenacting, with amendments,

Article 29 - Washington Suburban Sanitary District

Section 1-103

Annotated Code of Maryland

(2003 Replacement Volume and 2004 Supplement)”;

and after line 25, insert:

“BY repealing and reenacting, with amendments,

Article - State Government

Section 15-821

(Over)

Annotated Code of Maryland  
(2004 Replacement Volume)".

AMENDMENT NO. 2

On page 2, after line 1, insert:

"1-103.

(a) (1) The County Executive shall make any appointment from a list of applicants. The list of applicants shall:

(i) Be completed at least 3 weeks before the date the County Executive makes the actual appointment; and

(ii) Be open to the public for inspection from the time the list is first begun until an appointment is made by the County Executive.

(2) If a County Executive does not choose to appoint an individual from the names on the list, the County Executive shall prepare additional lists and follow the procedure applicable to the first list. The 3 week period begins with the closing of each list.

(b) (1) [The] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE County Executive or a designee of the County Executive [shall] MAY interview in private each applicant for appointment or reappointment to the WSSC as to possible or potential conflicts of interest.

(2) THE COUNTY EXECUTIVE OR DESIGNEE OF THE COUNTY EXECUTIVE SHALL INTERVIEW IN PRIVATE, PRIOR TO APPOINTMENT, AN APPLICANT WHO IS SELECTED FOR APPOINTMENT TO THE WSSC AS TO POSSIBLE OR POTENTIAL CONFLICTS OF INTEREST.

(c) (1) In Montgomery County, IF THE COUNTY EXECUTIVE OR DESIGNEE OF THE COUNTY EXECUTIVE CONDUCTS AN INTERVIEW UNDER SUBSECTION (B) OF THIS SECTION, the applicant shall be interviewed:

(i) In a question and answer fashion; and

(ii) Under oath about all sources of income, property holdings, business interests, and financial interests of the applicant, and the applicant's spouse, father, mother, brother,

sister, or child.

(2) The County Executive of Montgomery County OR DESIGNEE OF THE COUNTY EXECUTIVE may require the production of any documents that the County Executive OR DESIGNEE wishes the applicant to produce.

(3) A written transcript of the interview:

(i) Shall be made;

(ii) Unless waived by the applicant, may be reviewed by the applicant;

(iii) May be altered for the applicant by the transcribing officer if accompanied by a statement of the reason given by the applicant for the alteration; and

(iv) Shall be signed by the applicant.

(4) The transcribing officer shall certify on the transcript that:

(i) The applicant was duly sworn by the officer; and

(ii) The transcript is a true record of the testimony given by the applicant.

(5) The County Executive of Montgomery County OR DESIGNEE OF THE COUNTY EXECUTIVE shall:

(i) Publicly disclose the complete transcribed testimony of AN actual [appointees] APPOINTEE to the WSSC 3 weeks after [their] THE appointment; and

(ii) Destroy the complete transcript of [all] ANY other [applicants] APPLICANT immediately without the disclosure to anyone of any information contained in the transcript.”.

(Over)

AMENDMENT NO. 3

On page 2, in line 6, strike “(1)”; in the same line, strike the colon; in line 7, strike “(I)”; and strike beginning with the semicolon in line 7 down through “PROCEDURE” in line 12.

AMENDMENT NO. 4

On page 3, after line 17, insert:

“Article - State Government

15-821.

(a) An applicant for appointment as commissioner shall file the financial disclosure statement required by this Part III as prescribed in this section.

(b) The statement shall be filed with the county council and the chief administrative officer of the county from which the applicant seeks appointment.

(c) (1) In Montgomery County, an applicant for appointment or reappointment to the Maryland-National Capital Park and Planning Commission shall file the statement not later than 5 days before the [initial date set for the interview by the county council] INTERVIEW CONDUCTED UNDER ARTICLE 28, § 2-114 OF THE CODE. The statement shall cover the 12-month period ending 60 days before the [initial date set for the interview] DAY THE STATEMENT IS FILED.

(2) In Prince George’s County, an applicant for appointment to the Maryland-National Capital Park and Planning Commission shall file the statement not later than 5 days before the initial date set for the confirmation hearing by the county council. The statement shall cover the 12-month period ending 60 days before the initial date set for the confirmation hearing.

(d) An applicant for appointment to the Washington Suburban Sanitary Commission shall file the statement not later than 5 days before the interview [required by Article 29] CONDUCTED UNDER ARTICLE 29, § 1-103 of the Code. The statement shall cover the 12-month period ending 60 days before the [initial date set for the interview] DAY THE STATEMENT IS FILED.

(e) An applicant for appointment to the Washington Suburban Transit Commission shall

file the statement at least 10 days before the appointment becomes effective. The statement shall cover the 12-month period ending not more than 60 days before the day the statement is filed.”.