
By: **Delegates D. Davis and McHale**

Introduced and read first time: March 6, 2006

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Service Commission - Postemployment Restrictions**

3 FOR the purpose of altering certain restrictions on the employment of certain
4 employees and other personnel of the Public Service Commission and Office of
5 People's Counsel on leaving employment of the Commission or Office; subjecting
6 certain employees and personnel of the Commission to certain employment
7 restrictions; making this Act an emergency measure; and generally relating to
8 the Public Service Commission, the People's Counsel, and employment
9 restrictions.

10 BY repealing and reenacting, with amendments,

11 Article - Public Utility Companies

12 Section 2-306

13 Annotated Code of Maryland

14 (1998 Volume and 2005 Supplement)

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

17 **Article - Public Utility Companies**

18 2-306.

19 (a) Until at least [2] 3 years have passed after leaving service as a
20 commissioner or the People's Counsel, an individual may not:

21 (1) represent a public service company before the Commission;

22 (2) appear before the Commission on behalf of a party to a Commission
23 proceeding; or

24 (3) appear before the Commission on a matter within the jurisdiction of
25 the Commission.

1 (B) UNTIL AT LEAST 2 YEARS HAVE PASSED AFTER LEAVING SERVICE WITH
2 THE COMMISSION AS THE EXECUTIVE DIRECTOR, EXECUTIVE SECRETARY, OR
3 GENERAL COUNSEL, AN INDIVIDUAL MAY NOT:

4 (1) REPRESENT A PUBLIC SERVICE COMPANY BEFORE THE
5 COMMISSION;

6 (2) APPEAR BEFORE THE COMMISSION ON BEHALF OF A PARTY TO A
7 COMMISSION PROCEEDING; OR

8 (3) APPEAR BEFORE THE COMMISSION ON A MATTER WITHIN THE
9 JURISDICTION OF THE COMMISSION.

10 [(b)] (C) Until at least 1 year has passed after leaving service with the
11 Commission as [the General Counsel or] a hearing examiner OR AS THE DIRECTOR
12 OF A COMMISSION STAFF DIVISION, an individual may not:

13 (1) represent a public service company before the Commission;

14 (2) appear before the Commission on behalf of a party to a Commission
15 proceeding; or

16 (3) appear before the Commission on a matter within the jurisdiction of
17 the Commission.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
19 measure, is necessary for the immediate preservation of the public health or safety,
20 has been passed by a ye and nay vote supported by three-fifths of all the members
21 elected to each of the two Houses of the General Assembly, and shall take effect from
22 the date it is enacted.