

SENATE BILL 691

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CF HB 690

By: **Senators Raskin, Frosh, Harrington, Lenett, Madaleno, and Pinsky**

Introduced and read first time: February 10, 2010

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Persons Doing Public Business – Independent Expenditures**

3 FOR the purpose of prohibiting a person doing public business from making an
4 independent expenditure for certain campaign material; defining a certain term;
5 altering a certain term relating to campaign contributions disclosure by persons
6 doing public business; and generally relating to independent expenditures on
7 campaign material by persons doing public business.

8 BY repealing and reenacting, with amendments,
9 Article – Election Law
10 Section 13–102 and 14–101(g)
11 Annotated Code of Maryland
12 (2003 Volume and 2009 Supplement)

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

15 **Article – Election Law**

16 13–102.

17 **(A)** Except for a candidate **AND AS PROVIDED IN SUBSECTION (B) OF THIS**
18 **SECTION**, this title does not prohibit an individual who acts independently of any
19 other person from:

20 (1) expressing personal views on any subject; or

21 (2) making an expenditure of personal funds to purchase campaign
22 material.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(B) (1) IN THIS SUBSECTION, “DOING PUBLIC BUSINESS” HAS THE**
2 **MEANING STATED IN § 14–101 OF THIS ARTICLE.**

3 **(2) A PERSON DOING PUBLIC BUSINESS MAY NOT MAKE AN**
4 **INDEPENDENT EXPENDITURE FOR CAMPAIGN MATERIAL THAT SUPPORTS OR**
5 **OPPOSES A CANDIDATE OR POLITICAL PARTY.**

6 14–101.

7 (g) (1) “Doing public business” means making, during any 12–month
8 period, one or more contracts with one or more governmental entities involving
9 cumulative consideration of at least [~~\$100,000~~] **\$5,000**.

10 (2) “Doing public business” does not include receiving a salary from a
11 governmental entity.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 June 1, 2010.