

# SENATE BILL 194

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SB 445/15 – EHE

6lr0665  
CF 6lr2436

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By: Senator Ready

Introduced and read first time: January 20, 2016

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Ethics Commission, Commission on Judicial Disabilities, Judicial Ethics**  
3 **Committee, and Joint Ethics Committee – Duties**

4 FOR the purpose of providing that the Judicial Ethics Committee as an alternative to the  
5 Commission on Judicial Disabilities or another body designated by a certain court,  
6 shall administer and implement certain provisions of law that apply to State officials  
7 of the Judicial Branch; making stylistic changes; and generally relating to duties of  
8 the Ethics Commission, the Commission on Judicial Disabilities, the Judicial Ethics  
9 Committee, and the Joint Ethics Committee.

10 BY repealing and reenacting, with amendments,  
11 Article – General Provisions  
12 Section 5–104 and 5–819  
13 Annotated Code of Maryland  
14 (2014 Volume and 2015 Supplement)

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

17 **Article – General Provisions**

18 5–104.

19 [This title shall be administered and implemented by:]

20 (A) EXCEPT AS PROVIDED IN SUBSECTIONS (B) AND (C) OF THIS SECTION,  
21 THIS TITLE SHALL BE ADMINISTERED AND IMPLEMENTED BY THE ETHICS  
22 COMMISSION.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   **[(1)] (B)**    [the] **THE** Joint Ethics Committee, acting as an advisory body  
2    [as to the application of], **SHALL ADMINISTER AND IMPLEMENT** Subtitle 5 of this title **AS**  
3   **IT APPLIES** to members of the General Assembly[;].

4                   **[(2)] (C)**    [the] **THE** Commission on Judicial Disabilities, **THE JUDICIAL**  
5   **ETHICS COMMITTEE**, or another body designated by the Court of Appeals, acting as an  
6   advisory body [as to the application of], **SHALL ADMINISTER AND IMPLEMENT** Subtitles  
7   5 and 6 of this title **AS THOSE SUBTITLES APPLY** to State officials of the Judicial Branch[;  
8   and

9                   (3)    in all other matters, the Ethics Commission].

10   5-819.

11                  (a)    A school board shall submit regulations adopted under this part, and  
12   amendments to adopted regulations, to the Ethics Commission for review and approval or  
13   disapproval.

14                  (b)    If the Ethics Commission does not disapprove a regulation or an amendment  
15   to a regulation within 60 days after its submission, the regulation or amendment is deemed  
16   to have been approved and becomes effective.

17                  (c)    (1)   The Ethics Commission may disapprove a regulation or an amendment  
18   to a regulation only if the Ethics Commission finds that the regulation or amendment is  
19   not in substantial compliance with this part.

20                  (2)    If the Ethics Commission disapproves a regulation or an amendment,  
21   the Ethics Commission shall promptly notify the school board of the action.

22                  (d)    On request of a school board, the Ethics Commission shall advise and assist  
23   the school board in preparing regulations that comply with this **[title] PART**.

24                  SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
25   October 1, 2016.