

Bill No.: _____

Requested: _____

Committee: _____

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By: **Montgomery County Delegation and Prince George’s County Delegation**

Requested by: Delegate Carr

A BILL ENTITLED

1 AN ACT concerning

2 **Public Ethics – Bicounty Commissions – Retention of Financial Disclosure**
3 **Forms**

4 **MC/PG 103–21**

5 FOR the purpose of repealing the requirement that the State Ethics Commission delete
6 certain disclosure statements filed by certain applicants for bicounty commissions
7 under certain circumstances; and generally relating to financial disclosure
8 statements and public ethics.

9 BY repealing and reenacting, without amendments,
10 Article – General Provisions
11 Section 5–101(c) and 5–825
12 Annotated Code of Maryland
13 (2019 Replacement Volume and 2020 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – General Provisions
16 Section 5–826
17 Annotated Code of Maryland
18 (2019 Replacement Volume and 2020 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – General Provisions**

4 5–101.

5 (c) “Bicounty commission” means:

6 (1) the Maryland–National Capital Park and Planning Commission;

7 (2) the Washington Suburban Sanitary Commission; or

8 (3) the Washington Suburban Transit Commission.

9 5–825.

10 (a) An applicant for appointment as commissioner shall file the financial
11 disclosure statement required by this part electronically with the Ethics Commission.

12 (b) (1) Except as provided in paragraph (2) of this subsection, an applicant
13 shall also print a paper copy of the electronically filed statement and submit it to the chief
14 administrative officer of the county from which the applicant seeks appointment.

15 (2) In Montgomery County, each applicant to the Maryland–National
16 Capital Park and Planning Commission shall also print a paper copy of the electronically
17 filed statement and submit it to the county council.

18 (c) (1) (i) In Montgomery County, an applicant for appointment or
19 reappointment to the Maryland–National Capital Park and Planning Commission shall
20 submit the statement to the county council at least 5 days before the interview conducted
21 under § 15–104 of the Land Use Article.

22 (ii) The statement shall cover the 12–month period ending 60 days
23 before the day the statement is filed.

24 (2) (i) In Prince George’s County, an applicant for appointment to the
25 Maryland–National Capital Park and Planning Commission shall submit the statement to

1 the county council and the chief administrative officer at least 5 days before the
2 confirmation hearing conducted under § 15–103 of the Land Use Article.

3 (ii) The statement shall cover the 12–month period ending 60 days
4 before the initial date set for the confirmation hearing.

5 (d) (1) An applicant for appointment to the Washington Suburban Sanitary
6 Commission shall submit the statement to the chief administrative officer at least 5 days
7 before the interview conducted under § 17–103 of the Public Utilities Article.

8 (2) The statement shall cover the 12–month period ending 60 days before
9 the day the statement is filed.

10 (e) (1) An applicant for appointment to the Washington Suburban Transit
11 Commission shall submit the statement required by this section to the chief administrative
12 officer at least 10 days before the appointment becomes effective.

13 (2) The statement shall cover the 12–month period ending not more than
14 60 days before the day the statement is filed.

15 5–826.

16 (a) (1) Except as provided in paragraph (2) of this subsection, the chief
17 administrative officer of a county shall transmit each financial disclosure statement of a
18 commissioner or appointed applicant to the executive director of the appropriate bicounty
19 commission.

20 (2) In Montgomery County, the county council shall transmit each
21 financial disclosure statement of a commissioner or appointed applicant to the
22 Maryland–National Capital Park and Planning Commission to the executive director of the
23 commission.

24 (b) The executive director and the chief administrative officer shall retain the
25 statement for the entire term of office of the commissioner.

26 (c) [(1)] Within 15 days after an appointment to a bicounty commission has
27 become final, the county council and the chief administrative officer of the county involved
28 shall return to each applicant who is not appointed the original and all copies of the

1 statement submitted by that applicant.

2 [(2) On notification by the chief administrative officer of the county involved
3 that an applicant was not appointed, the Ethics Commission shall promptly delete the
4 statement electronically filed by the applicant.]

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2021.