

# HOUSE BILL 1002

P5, P4

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By: **Delegates Hough, Cluster, Elliott, Frank, George, Krebs, McComas, McConkey, McDermott, McMillan, Parrott, Ready, Schulz, Serafini, Simmons, Stocksdale, and Szeliga**

Introduced and read first time: February 6, 2014

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Ethics – Former Officials and Employees – Lobbying Restrictions**

3 FOR the purpose of prohibiting a certain former official of the Executive or Judicial  
4 Branch of State government from registering as a regulated lobbyist within a  
5 certain period of time after leaving office or State employment; prohibiting a  
6 former employee of the Legislative Branch of State government from registering  
7 as a regulated lobbyist within a certain period of time after leaving State  
8 employment; altering the time period during which a former member of the  
9 General Assembly is prohibited from assisting or representing a party in a  
10 matter that is the subject of legislative action; prohibiting a former member of  
11 the General Assembly from registering as a regulated lobbyist within a certain  
12 period of time after leaving office; and generally relating to public ethics, former  
13 officials and employees, and lobbying restrictions.

14 BY repealing and reenacting, with amendments,  
15 Article – General Provisions  
16 Section 5–504(d)  
17 Annotated Code of Maryland  
18 (As enacted by Chapter \_\_\_ (H.B. 270) of the Acts of the General Assembly of  
19 2014)

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

22 **Article – General Provisions**

23 5–504.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (d) (1) Except for a former member of the General Assembly, who shall be  
2 subject to the restrictions provided under paragraph (2) of this subsection[,]:

3 (I) a former official or employee may not assist or represent a  
4 party, other than the State, in a case, a contract, or any other specific matter for  
5 compensation if:

6 [(i)] 1. the matter involves State government; and

7 [(ii)] 2. the former official or employee participated  
8 significantly in the matter as an official or employee;

9 (II) **EXCEPT FOR AN INDIVIDUAL WHO WAS A PUBLIC**  
10 **OFFICIAL ONLY AS A MEMBER OF A BOARD AND WHO RECEIVED COMPENSATION**  
11 **THAT IS LESS THAN 25% OF THE LOWEST ANNUAL COMPENSATION AT A STATE**  
12 **GRADE LEVEL 16, A FORMER OFFICIAL OF THE EXECUTIVE OR JUDICIAL**  
13 **BRANCH OF STATE GOVERNMENT MAY NOT REGISTER AS A REGULATED**  
14 **LOBBYIST UNDER § 5-702(A) OF THIS TITLE WITHIN 1 YEAR AFTER LEAVING**  
15 **OFFICE OR STATE EMPLOYMENT; AND**

16 (III) **A FORMER EMPLOYEE OF THE LEGISLATIVE BRANCH OF**  
17 **STATE GOVERNMENT MAY NOT REGISTER AS A REGULATED LOBBYIST UNDER §**  
18 **5-702(A) OF THIS TITLE WITHIN 1 YEAR AFTER LEAVING STATE EMPLOYMENT.**

19 (2) (i) Except as provided in subparagraph (ii) of this paragraph,  
20 [until the conclusion of the next regular session that begins after the member leaves  
21 office,] a former member of the General Assembly may not assist or represent another  
22 party for compensation in a matter that is the subject of legislative action **OR**  
23 **REGISTER AS A REGULATED LOBBYIST UNDER § 5-702(A) OF THIS TITLE WITHIN**  
24 **2 YEARS AFTER LEAVING OFFICE.**

25 (ii) The limitation under subparagraph (i) of this paragraph on  
26 representation by a former member of the General Assembly does not apply to the  
27 former member's representation of a municipal corporation, county, or State  
28 governmental entity.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
30 October 1, 2014.