

HOUSE BILL 381

P5

3lr1123
CF 3lr2500

By: Delegates Tarrant, Braveboy, Bromwell, Cane, Cardin, Carr, Cluster, Costa, Cullison, Davis, Donoghue, Frank, Haddaway–Ricchio, Hershey, Hogan, Holmes, Ivey, Kipke, Krebs, Lafferty, Minnick, Mitchell, Morhaim, Murphy, Nathan–Pulliam, O’Donnell, Oaks, Pena–Melnik, Proctor, Ready, Reznik, S. Robinson, Schuh, V. Turner, Valderrama, Vaughn, Waldstreicher, Walker, and A. Washington

Introduced and read first time: January 25, 2013

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **General Assembly Members – Business Communications as Private Citizens –**
3 **Notice**

4 FOR the purpose of authorizing certain members of the General Assembly to include
5 in a business communication a certain statement; providing for the application
6 of this Act; defining a certain term; and generally relating to the business
7 communications of members of the General Assembly as private citizens.

8 BY adding to
9 Article – State Government
10 Section 2–109
11 Annotated Code of Maryland
12 (2009 Replacement Volume and 2012 Supplement)

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

15 **Article – State Government**

16 **2–109.**

17 **(A) THIS SECTION APPLIES TO A MEMBER OF THE GENERAL ASSEMBLY**
18 **WHO IS:**

19 **(1) SELF–EMPLOYED;**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2)** A CONSULTANT TO A BUSINESS ENTITY DOING BUSINESS IN
2 THE STATE; OR

3 **(3)** AN INDEPENDENT CONTRACTOR WHO CONTRACTS WITH A
4 BUSINESS ENTITY DOING BUSINESS IN THE STATE.

5 **(B)** IN THIS SECTION, “BUSINESS COMMUNICATION” MEANS A
6 COMMUNICATION THAT:

7 **(1)** IS WRITTEN; AND

8 **(2)** RELATES TO THE OCCUPATION OF A MEMBER OF THE
9 GENERAL ASSEMBLY AS A PRIVATE CITIZEN.

10 **(C)** A MEMBER OF THE GENERAL ASSEMBLY MAY INCLUDE IN A
11 BUSINESS COMMUNICATION THE FOLLOWING STATEMENT:

12 **“PLEASE NOTE THAT I AM NOT ACTING IN MY CAPACITY AS A MEMBER OF**
13 **THE MARYLAND GENERAL ASSEMBLY.”.**

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2013.