

Expedited Bill No. 45-21
Concerning: Elections – Public Campaign
Financing - Restrictions
Revised: 2/8/2022 Draft No. 3
Introduced: November 18, 2021
Enacted: February 15, 2022
Executive: February 25, 2022
Effective: February 25, 2022
Sunset Date: None
Ch. 6, Laws of Mont. Co. 2022

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsors: Councilmembers Glass, Katz, and Riemer, and Council Vice-President Albornoz
Co-Sponsors: Councilmembers Navarro and Rice and Council President Hucker

AN EXPEDITED ACT to:

- (1) permit applicant candidates and participating candidates to accept certain in-kind contributions from a state or County central committee of a political party; and
- (2) generally amend campaign finance law.

By mending

Montgomery County Code
Chapter 16, Elections
Section 16-26

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec. 1. Section 16-26 is amended as follows:**

2 **16-26. Applicant and participating candidate restrictions.**

3 An applicant candidate or a participating candidate must not:

- 4 (a) accept a private contribution from any group or organization, including a
5 political action committee, a corporation, a labor organization, or a State
6 or local central committee of a political party, except that an applicant
7 candidate or a participating candidate may, subject to subsection (h),
8 accept [[an]] in-kind contributions [[contribution equal to or less than
9 \$10,000]] from a State [[or]] central committee of a political party, and
10 from a Montgomery County central committee of a political party;
- 11 (b) accept private contributions from an individual in an aggregate greater
12 than \$150 during a 4-year election cycle, or the maximum amount of an
13 eligible contribution, as adjusted by Section 16-23(i);
- 14 (c) pay for any campaign expense after filing a notice of intent with the Board
15 to seek public funding with any campaign finance account other than the
16 candidate's publicly funded campaign account;
- 17 (d) be a member of a slate in any election in which the candidate receives a
18 public contribution;
- 19 (e) accept a loan from anyone other than the candidate or the candidate's
20 spouse; [or]
- 21 (f) solicit funds for a State or a Montgomery County central committee of a
22 political party; or
- 23 (g) transfer funds:
- 24 (1) to the candidate's publicly funded campaign account from any
25 other campaign finance entity established for the candidate; and

26 (2) from the candidate's publicly funded campaign account to any
27 other campaign finance entity.

28 (h) *Limitations on In-Kind Contributions.*

29 (1) An applicant candidate or a participating candidate may accept in-
30 kind contributions from a State central committee of a political
31 party if:

32 (A) the total amount of in-kind contributions from the central
33 committee per election cycle are equal to or less than
34 \$10,000; and

35 (B) the funds used by the central committee to make an in-kind
36 contribution derive from individual contributions that do
37 not exceed the public contribution limits established
38 under Section 16-23.

39 (2) An applicant candidate or a participating candidate may accept in-
40 kind contributions from a Montgomery County central committee
41 of a political party if:

42 (A) the total amount of in-kind contributions from the central
43 committee per election cycle are equal to or less than
44 \$10,000; and

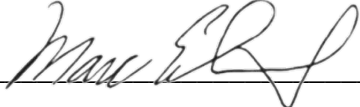
45 (B) the funds used by the central committee to make an in-kind
46 contribution derive from individual contributions that do
47 not exceed the public contribution limits established
48 under Section 16-23.

49 **Sec. 2. Expedited Effective Date.** The Council declares that this legislation
50 is necessary for the immediate protection of the public interest. This Act takes effect
51 on the date on which it becomes law.

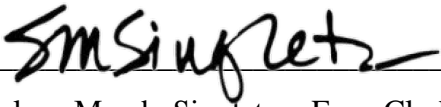
Approved:


_____ 2/16/2022
Gabriel Albornoz, President, County Council Date

Approved:


_____ 2/25/2022
Marc Elrich, County Executive Date

This is a correct copy of Council action.


_____ 2/25/2022
Selena Mendy Singleton, Esq., Clerk of the Council Date