

Bill No. 7-01
Concerning: Ethics - Financial Disclosure
Revised: 2-12-01 Draft No. 1
Introduced: February 27, 2001
Enacted: March 27, 2001
Executive: Returned unsigned
Effective: July 10, 2001
Sunset Date: None
Ch. 4, Laws of Mont. Co. 01

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Management and Fiscal Policy Committee

AN ACT to:

- (1) require certain legislative branch employees to file a supplemental public financial disclosure statement under certain circumstances;
- (2) clarify the requirement to disclose the value of certain economic interests; and
- (3) make technical and corrective changes to, and generally amend, the County ethics law regarding financial disclosure.

By amending

Montgomery County Code
Chapter 19A, Ethics
Sections 19A-17 and 19A-19

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:

Sec 1. Sections 19A-17 and 19A-19 are amended as follows:

19A-17. Who must file Financial Disclosure Statements.

(a) The following persons must file a public financial disclosure statement under oath:

* * *

(6) the members of a board, commission, committee, or similar body in the Executive branch, or of the Revenue Authority, Board of License Commissioners, or Housing Opportunities Commission, which the County Executive designates by regulation issued under Method (2), or any public employee in the legislative branch, including the County Board of Appeals, and in the Merit System Protection Board, who the Council designates by resolution, after finding that filing a limited public financial disclosure statement will promote trust and confidence in County government. The financial disclosure required under this paragraph must be limited to information concerning any economic interest or gift that may create a conflict between the employee or member's personal interests and official duties. The Commission must adopt a regulation specifying the information that must be disclosed. A public employee who files a limited public financial disclosure statement under this paragraph must also file a confidential financial disclosure statement if required to do so under subsection (b). A public employee need not file a limited public financial disclosure statement under this paragraph if the employee already is required to file a public financial disclosure statement.

* * *

27

28 **19A-19. Content of financial disclosure statement.**

29 The financial disclosure statement required under Section 19A-17 must
30 disclose the following information about the filer for the previous year:

* * *

31

32 (b) * * *

32

33 (2) the nature and [amount] value of the interest held, and any
34 applicable conditions and encumbrances. The filer must specify
35 what percentage of the business the filer owns, if the filer knows
36 the percentage; and

33

34

35

36

* * *

37

38 (c) * * *

38

39 (4) * * *

39

40 (B) The Commission must designate only one person to review
41 this information. If the reviewer finds a reasonable basis to
42 believe that a violation of this Chapter, or Sections 2-109,
43 11B-51 or 11B-52(a), [or Section 411 of the Charter,] has
44 occurred, the entire Commission may review the
45 information.

40

41

42

43

44

45

* * *

46

47 (m) If a filer is required to report any amount or value, including the [fair
48 market] value of any property, under this Section, except subsections (c)
49 and (d), the filer may specify the amount or value by category:

47

48

49

50 (1) \$1000 or less;

50

51 (2) over \$1000.

51

52 *Approved:*

53 *Blair G. Ewing* *March 28, 2001*
Blair G. Ewing, President, County Council Date

54 *Approved:*

55 RETURNED UNSIGNED APRIL 9, 2001
Douglas M. Duncan, County Executive Date

56 *This is a correct copy of Council action.*

57 *Mary A. Edgar* *April 9, 2001*
Mary A. Edgar, CMC, Clerk of the Council Date