

# HOUSE BILL 793

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CF SB 636

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By: **Washington County Delegation**

Introduced and read first time: February 13, 2015

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Washington County – County Clerk**

3 FOR the purpose of altering the duties of the County Clerk of Washington County;  
4 repealing a requirement that the County Clerk execute a certain bond before  
5 beginning the duties of the office; repealing a requirement that the bond of the  
6 County Clerk be recorded and be liable for a certain default or misappropriation of  
7 certain money or funds; repealing a requirement that each Washington County  
8 agency file with the County Clerk the names and addresses of all attorneys  
9 representing the agency; repealing a requirement that each Washington County  
10 agency file with the County Clerk the names and addresses of all members of the  
11 agency who are attorneys; repealing requirements that the County Clerk maintain  
12 certain lists of names filed by each Washington County agency; and generally  
13 relating to the County Clerk of Washington County.

14 BY repealing and reenacting, with amendments,  
15 The Public Local Laws of Washington County  
16 Section 1–202(a), 3–602, and 3–603  
17 Article 22 – Public Local Laws of Maryland  
18 (2007 Edition and October 2010 Supplement, as amended)

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

21 **Article 22 – Washington County**

22 1–202.

23 (a) (1) The County Clerk shall:

24 (i) Keep careful and accurate minutes of the proceedings of the  
25 County Commissioners;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) Keep all records, papers and documents of the county in safe  
2 custody; and

3 (iii) Perform other duties imposed upon clerks of County  
4 Commissioners by any general or local law and other clerical duties required of the County  
5 Clerk by order of the County Commissioners.

6 (2) [(i) Before beginning the duties of the office of the County Clerk, the  
7 County Clerk shall execute a \$10,000 bond to the State of Maryland, to be approved by a  
8 judge of the Circuit Court of Washington County, conditioned on the true and faithful  
9 performance of the duties of the office. The bond shall provide that the County Clerk shall  
10 well and faithfully account for and pay to the proper person all money, orders, or funds  
11 coming into the County Clerk's hands.

12 (ii) The bond shall be liable for any default by the County Clerk or  
13 misappropriation of any of the county's money or funds which are entrusted to the County  
14 Clerk, and shall be recorded in the office of the Clerk of the Circuit Court for Washington  
15 County.

16 (3) All necessary books and stationery required by the County Clerk shall  
17 be supplied by the County Commissioners and shall remain the property of the County  
18 Commissioners.

19 3-602.

20 [(a) Any attorney who represents any agency or any member of that attorney's  
21 firm may not represent a person in any proceeding before or with the agency.

22 [(b) (1) Each agency shall file with the Clerk of the County Commissioners the  
23 names and addresses of any and all attorneys representing the agencies.

24 (2) The Clerk shall maintain a list of such names, which shall be a matter  
25 of public record and open to inspection by the public during normal office hours.]

26 3-603.

27 [(a) An attorney who is a member of any agency or any member of that attorney's  
28 firm may not represent a person in any proceeding before or with the agency.

29 [(b) (1) Each agency shall file with the Clerk of the County Commissioners the  
30 names and addresses of any and all members of the agency who are attorneys.

31 (2) The Clerk shall maintain a list of such names, which shall be a matter  
32 of public record and open to inspection by the public during normal office hours.]

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2   October 1, 2015.