

HOUSE BILL 59

G2, L6

2lr0307

(PRE-FILED)

By: **Delegate Carr**

Requested: July 9, 2021

Introduced and read first time: January 12, 2022

Assigned to: Environment and Transportation

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 2, 2022

CHAPTER _____

1 AN ACT concerning

2 **Ethics – Local Governments – Registration of Lobbyists**

3 FOR the purpose of establishing requirements for model lobbying registration provisions
4 that are adopted by the State Ethics Commission for local governments; requiring
5 lobbying provisions adopted by local governments to ~~be similar to a certain law,~~
6 ~~rather than substantially similar~~ require a certain entity to register with a certain
7 agency and be a regulated lobbyist; and generally relating to the lobbying provisions
8 of local governments.

9 BY repealing and reenacting, with amendments,
10 Article – General Provisions
11 Section 5–205(b) and 5–810
12 Annotated Code of Maryland
13 (2019 Replacement Volume and 2021 Supplement)

14 BY repealing and reenacting, without amendments,
15 Article – General Provisions
16 Section 5–807(a)
17 Annotated Code of Maryland
18 (2019 Replacement Volume and 2021 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **Article – General Provisions**

2 5–205.

3 (b) (1) The Ethics Commission shall adopt by regulation model provisions for
4 local governments and school boards on:

5 (i) conflicts of interest;

6 (ii) financial disclosure; and

7 (iii) **SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION,**
8 regulation of lobbying.

9 (2) Model provisions adopted under paragraph (1) of this subsection may
10 be:

11 (i) adopted by any local jurisdiction or school board; or

12 (ii) imposed on a local jurisdiction or school board in accordance with
13 Subtitle 8 of this title.

14 **(3) ~~(H)~~ THE MODEL LOBBYING PROVISIONS ADOPTED BY THE**
15 **ETHICS COMMISSION UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR LOCAL**
16 **GOVERNMENTS SHALL REQUIRE AN ENTITY THAT ENGAGES IN LOBBYING**
17 **ACTIVITIES COMPARABLE TO THOSE IDENTIFIED IN ~~§ 5-702(A)(1) AND (2)~~ § 5-702**
18 **OF THIS TITLE TO REGISTER WITH THE AGENCY RESPONSIBLE FOR IMPLEMENTING**
19 **THE LOBBYING PROVISIONS AND BE A REGULATED LOBBYIST UNDER THE LOBBYING**
20 **PROVISIONS.**

21 ~~(H) THE MODEL LOBBYING PROVISIONS ADOPTED BY THE~~
22 ~~ETHICS COMMISSION UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR LOCAL~~
23 ~~GOVERNMENTS MAY REQUIRE AN ENTITY TO REGISTER WITH THE AGENCY~~
24 ~~RESPONSIBLE FOR IMPLEMENTING THE LOBBYING PROVISIONS AND BE A~~
25 ~~REGULATED LOBBYIST IF THE ENTITY ENGAGES IN OTHER FORMS OF LOBBYING.~~

26 5–807.

27 (a) Subject to § 5–209 of this title, each county and each municipal corporation
28 shall enact provisions to govern the public ethics of local officials relating to:

29 (1) conflicts of interest;

30 (2) financial disclosure; and

31 (3) lobbying.

1 5-810.

2 The lobbying provisions enacted by a county or municipal corporation under § 5-807
3 of this subtitle:

4 (1) **(I)** shall be ~~substantially~~ similar to the provisions of Subtitle 7 of
5 this title; **AND**

6 **(II) SHALL REQUIRE AN ENTITY THAT ENGAGES IN LOBBYING**
7 **ACTIVITIES COMPARABLE TO THOSE IDENTIFIED IN § 5-702 OF THIS TITLE TO**
8 **REGISTER WITH THE AGENCY RESPONSIBLE FOR IMPLEMENTING THE LOBBYING**
9 **PROVISIONS AND BE A REGULATED LOBBYIST UNDER THE LOBBYING PROVISIONS;**
10 but

11 (2) (i) shall be modified to the extent necessary to make the provisions
12 relevant to that jurisdiction; and

13 (ii) may be further modified to the extent considered necessary and
14 appropriate by and for that jurisdiction.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2022.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.