



Legislation Details (With Text)

File #: 15-0499 **Version:** 0 **Name:** Public Ethics Law - Prohibited Gifts - Closing Gaps
Type: Ordinance **Status:** Enacted
File created: 3/23/2015 **In control:** City Council
On agenda: **Final action:** 6/11/2015
Enactment date: **Enactment #:** 15-373

Title: Public Ethics Law - Prohibited Gifts - Closing Gaps
FOR the purpose of clarifying expressly that certain prohibitions encompass gifts from persons that a public servant knows or has reason to know seek to engage in an activity that is regulated by the public servant's agency or from persons that have recently been lobbyists with respect to matters within the jurisdiction of the public servant; correcting, clarifying, and conforming related provisions; providing for a special effective date; and generally relating to ethics in the public sector.

Sponsors: City Council President (Administration)

Indexes: Closing, Gaps, Gifts, Law, Prohibited, Public Ethics

Code sections:

Attachments: 1. 15-0499~1st Reader, 2. Ethics 15-0499, 3. City Solicitor 15-0499, 4. 15-0499~3rd Reader

Date	Ver.	Action By	Action	Result
6/15/2015	0	Mayor	Signed by Mayor	
6/8/2015	0	City Council	Approved and Sent to the Mayor	
6/1/2015	0	City Council	Advanced to 3rd Reader, for Final Passage	
6/1/2015	0	Judiciary and Legislative Investigations	Recommended Favorably	
5/19/2015	0	Judiciary and Legislative Investigations	Recommended Favorably	Pass
5/4/2015	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
3/26/2015	0	The City Council	Refer to City Solicitor	
3/26/2015	0	The City Council	Refer to Board of Ethics	
3/23/2015	0	City Council	Assigned	
3/23/2015	0	City Council	Introduced	Pass

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.
INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL

Introduced by: The Council President

At the request of: The Administration (Ethics Board; Office of the Inspector General)

A BILL ENTITLED

AN ORDINANCE concerning

Public Ethics Law - Prohibited Gifts - Closing Gaps

FOR the purpose of clarifying expressly that certain prohibitions encompass gifts from persons that a public servant knows or has reason to know seek to engage in an activity that is regulated by the public servant's agency or from persons that have recently been lobbyists with respect to matters within the jurisdiction of the public servant; correcting, clarifying, and conforming related provisions; providing for a special effective date; and generally relating to ethics in the public sector.

BY repealing and reordaining, with amendments

Article 8 - Ethics

Section(s) 6-26(a) and 6-27

Baltimore City Code

(Edition 2000)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Laws of Baltimore City read as follows:

Baltimore City Code

Article 8. Ethics

Subtitle 6. Conflicts of Interest

◆ 6-26. Solicitation prohibited.

(a) In general.

Except as permitted under subsection (b) of this section, a public servant may not solicit or facilitate the solicitation of a gift, whether on the public servant's own behalf or on behalf of another person, from any person that the public servant knows or has reason to know:

(1) does or seeks to do business of any kind, regardless of amount:

(i) with the public servant's agency; or

(ii) with another person in connection with or in furtherance of a contract that is being negotiated or has been entered into by the other person with the public servant's agency;

(2) engages OR SEEKS TO ENGAGE in an activity that is regulated or controlled by the public servant's agency;

(3) is OR, WITHIN THE PRECEDING 12 MONTHS, HAS BEEN a lobbyist with respect to matters within the jurisdiction of the public servant;

(4) has a financial interest that might be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of the public servant's official duties; or

(5) is an owner, partner, officer, director, trustee, employee, or agent of any person described in items (1) through (4) of this subsection.

◆ 6-27. Acceptance prohibited.

Except as otherwise provided in this Part IV, a public servant may not knowingly accept any gift, directly or indirectly, from any person that the public servant knows or has reason to know:

(1) does or seeks to do business of any kind, regardless of amount:

(i) with the public servant's agency; or

(ii) with another person in connection with or in furtherance of a contract that is being negotiated or has been entered into by the other person with the public servant's agency;

(2) engages OR SEEKS TO ENGAGE in an activity that is regulated or controlled by the public servant's agency;

(3) is OR, WITHIN THE PRECEDING 12 MONTHS, HAS BEEN a lobbyist with respect to matters within the jurisdiction of the public servant;

(4) has a financial interest that might be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of the public servant's official duties; or

(5) is an owner, partner, officer, director, trustee, employee, or agent of any person described in items (1) through (4) of this subsection.

SECTION 2. AND BE IT FURTHER ORDAINED, That the catchlines contained in this Ordinance are not law and may not be considered to have been enacted as a part of this or any prior Ordinance.

SECTION 3. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the date that it is enacted.

dlr14-939(2)~intro/18Mar15
art8/Gifts-Clarifications/aa:me

dlr14-939(2)~intro/18Mar15
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art8/Gifts-Clarifications/aa:me

