

Bill No.: _____

Requested: _____

Committee: _____

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By: **Montgomery County Delegation and Prince George’s County Delegation**

A BILL ENTITLED

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission and Maryland–National Capital**
3 **Park and Planning Commission – Appointments – Interviews and Financial**
4 **Statements**

5 **MC/PG 102–07**

6 FOR the purpose of authorizing, rather than requiring, the county executives of
7 Montgomery County and Prince George’s County to conduct certain interviews
8 of each applicant for appointment or reappointment to the Washington
9 Suburban Sanitary Commission (WSSC); requiring the county executives to
10 conduct certain interviews of applicants selected for appointment to the WSSC;
11 authorizing a designee of the County Executive of Montgomery County to
12 require certain applicants to produce certain documents; altering certain
13 requirements relating to the deadline for filing of certain financial disclosure
14 statements filed by certain applicants for appointments to the WSSC and to the
15 Maryland–National Capital Park and Planning Commission (M–NCPPC) in
16 Montgomery County; clarifying certain requirements relating to the content of
17 certain financial disclosure statements filed by certain applicants for
18 appointment to the WSSC and M–NCPPC; making stylistic changes; and
19 generally relating to applications for appointments to the WSSC and the
20 M–NCPPC.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



21 BY repealing and reenacting, with amendments,
22 Article 29 – Washington Suburban Sanitary District
23 Section 1–103
24 Annotated Code of Maryland
25 (2003 Replacement Volume and 2006 Supplement)

26 BY repealing and reenacting, with amendments,
27 Article – State Government
28 Section 15–821
29 Annotated Code of Maryland
30 (2004 Replacement Volume and 2006 Supplement)

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

33 **Article 29 – Washington Suburban Sanitary District**

34 1–103.

35 (a) (1) The County Executive shall make any appointment from a list of
36 applicants. The list of applicants shall:

37 (i) Be completed at least 3 weeks before the date the County
38 Executive makes the actual appointment; and

39 (ii) Be open to the public for inspection from the time the list is
40 first begun until an appointment is made by the County Executive.

41 (2) If [a] **THE** County Executive does not choose to appoint an
42 individual from the names on the list, the County Executive shall prepare additional
43 lists and follow the procedure applicable to the first list. The [3 week] **3-WEEK** period
44 begins with the closing of each list.

45 (b) (1) [The] **SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE**
46 County Executive or a designee of the County Executive [shall] **MAY** interview in
47 private each applicant for appointment or reappointment to the WSSC as to possible
48 or potential conflicts of interest.

49 **(2) THE COUNTY EXECUTIVE OR A DESIGNEE OF THE COUNTY**
50 **EXECUTIVE SHALL INTERVIEW IN PRIVATE, BEFORE APPOINTMENT, AN**
51 **APPLICANT WHO IS SELECTED FOR APPOINTMENT TO THE WSSC AS TO**
52 **POSSIBLE OR POTENTIAL CONFLICTS OF INTEREST.**

53 (c) (1) In Montgomery County, **IF THE COUNTY EXECUTIVE OR A**
54 **DESIGNEE OF THE COUNTY EXECUTIVE CONDUCTS AN INTERVIEW UNDER**
55 **SUBSECTION (B) OF THIS SECTION**, the applicant shall be interviewed:

56 (i) In a question and answer fashion; and

57 (ii) Under oath about all sources of income, property holdings,
58 business interests, and financial interests of the applicant, and the applicant's spouse,
59 father, mother, brother, sister, or child.

60 (2) The County Executive of Montgomery County **OR A DESIGNEE OF**
61 **THE COUNTY EXECUTIVE** may require the production of any documents that the
62 County Executive **OR DESIGNEE** wishes the applicant to produce.

63 (3) A written transcript of the interview:

64 (i) Shall be made;

65 (ii) Unless waived by the applicant, may be reviewed by the
66 applicant;

67 (iii) May be altered for the applicant by the transcribing officer if
68 accompanied by a statement of the reason given by the applicant for the alteration;
69 and

70 (iv) Shall be signed by the applicant.

71 (4) The transcribing officer shall certify on the transcript that:

72 (i) The applicant was duly sworn by the officer; and

73 (ii) The transcript is a true record of the testimony given by the
74 applicant.

103 **CONDUCTED UNDER ARTICLE 29, § 1-103 OF THE CODE. THE STATEMENT**
104 **SHALL COVER THE 12-MONTH PERIOD ENDING 60 DAYS BEFORE THE DAY THE**
105 **STATEMENT IS FILED.**

106 **(2) [An] IN PRINCE GEORGE’S COUNTY,** AN applicant for
107 appointment to the Washington Suburban Sanitary Commission shall file the
108 statement not later than 5 days before the interview [required by Article 29]
109 **CONDUCTED UNDER ARTICLE 29, § 1-103** of the Code. The statement shall cover
110 the 12-month period ending 60 days before the initial date set for the interview.

111 (e) An applicant for appointment to the Washington Suburban Transit
112 Commission shall file the statement at least 10 days before the appointment becomes
113 effective. The statement shall cover the 12-month period ending not more than 60
114 days before the day the statement is filed.

115 **SECTION 2. AND BE IT FURTHER ENACTED,** That this Act shall take effect
116 October 1, 2007.