

4. *Conduct prohibited.*

(a) *No commissioner shall:*

(1) *Decide or participate in a decision in which he has a financial interest, as owner, member, partner, officer, employee, stockholder, or other participant of or in any private business or professional enterprise that will be affected by such decision, nor shall a commissioner knowingly participate in a decision affecting a person related to him or his spouse within and including the second degree of consanguinity as determined by the common law method of computation, FATHER, MOTHER, BROTHER, SISTER OR CHILD, JOINTLY OR SEVERALLY. This subsection shall not be construed to prohibit a commissioner from having or holding private investment, business, or professional interests, but shall be construed to apply when such interests are or reasonably may be in conflict with the proper performance of duty by the commissioner. The term "financial interest" shall mean ownership by SUCH INTERESTS SHALL BE PRESUMED TO BE IN CONFLICT WITH THE PROPER PERFORMANCE OF DUTY BY THE COMMISSIONER WHEN the commissioner or his spouse, father, mother, brother, sister or child, jointly or severally, OF OWNS a total of more than three per centum of the invested capital or capital stock of or RECEIVES a total combined compensation of more than five thousand dollars per year from any INDIVIDUAL, groups, firms, corporations, or associations involved in the decision being made by the commissioner or his commission. BUT SUCH PRESUMPTION shall not be construed to mean APPLY TO or include an interest or investment in land geographically remote from the land involved in the decision, a possibility of reverter, a mortgage, or other security interest in which the real part in interest is not as otherwise defined in this subsection.*

(2) *Act as broker, agent, attorney, representative, or employee of any person in his business dealings with Montgomery County, Maryland National Capital Park and Planning Commission or Washington Suburban Sanitary Commission or represent private interests before Montgomery County, or the above commissions; nor shall the commissioners decide or participate in a decision on any matter in which a close business or professional associate has acted in any of these capacities or represented private interests before Montgomery County or the above commissions; nor shall the Commissioners REPRESENT PRIVATE INTERESTS OR appear in a position of advocacy, other than in the performance of their official duties, either in person or by associate, in any matter or proceeding before the MONTGOMERY County Council, Maryland National Park and Planning Commission or, Washington Suburban Sanitary Commission. OR THE MONTGOMERY COUNTY BOARD OF APPEALS.*

(3) *Solicit or accept any gift, favor, loan, service, promise, employment or thing which might influence or tend to influence the proper performance of his duty.*

(4) *Disclose any confidential information concerning the property, management, or affairs of Montgomery County, Maryland National Park and Planning Commission or Washington Suburban Sanitary Commission or use such information to advance the financial or other private interests of himself or other persons.*