

## COUNTY LOCAL LAWS

## B. CONDUCT PROHIBITED.

## NC MEMBER 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 MEMBER KNOWINGLY PARTICIPATE IN A DECISION AFFECTING A PERSON RELATED TO HIM OR HIS SPOUSE AS FATHER, MOTHER, BROTHER, SISTER OR CHILD. THIS SECTION SHALL NOT BE CONSTRUED TO PROHIBIT A MEMBER 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 MEMBER. SUCH INTERESTS SHALL BE PRESUMED TO BE IN CONFLICT WITH PROPER PERFORMANCE OF DUTY BY THE MEMBER WHEN HE OR HIS SPOUSE, OR THE FATHER, MOTHER, BROTHER, SISTER, OR CHILD OR EITHER, JOINTLY OR SEVERALLY, OWNS A TOTAL OF MORE THAN THREE PER CENTUM OF THE INVESTED CAPITAL OR CAPITAL STOCK OF ANY GROUPS, FIRMS, CORPORATIONS OR ASSOCIATIONS INVOLVED IN THE DECISION BEING MADE BY THE BOARD OF APPEALS 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 BOARD OF APPEALS. SUCH PRESUMPTION SHALL NOT BE CONSTRUED TO 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 PARTY IN INTEREST IS NOT AS OTHERWISE DEFINED IN THIS SECTION.

(2) ACT AS BROKER, AGENT, ATTORNEY, REPRESENTATIVE, OR EMPLOYEE OF ANY PERSON IN HIS BUSINESS DEALINGS WITH MONTGOMERY COUNTY, THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION OR WASHINGTON SUBURBAN SANITARY COMMISSION NOR SHALL A MEMBER 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 AGENCIES; NOR SHALL A MEMBER REPRESENT PRIVATE INTERESTS OR APPEAR IN A POSITION OF ADVOCACY, OTHER THAN IN THE PERFORMANCE OF HIS OFFICIAL DUTIES, EITHER IN PERSON OR BY ASSOCIATE, IN ANY MATTER OR