

MONTGOMERY COUNTY

Chapter 20

Bill No. 40-73

AN ACT to amend Chapter 2, title "Administration", Montgomery County Code 1972, by repealing and re-enacting with amendments Section 2-130 thereof, title "Conduct Prohibited," to provide that no official of Montgomery County shall intimidate, threaten or coerce or discriminate against, or attempt to intimidate, threaten or coerce or discriminate against, any person for the purpose of interfering with that person's freedom of choice to engage in or not engage in political activity as he or she sees fit.

BE IT ENACTED BY THE COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND, that -

Section 1. Section 2-130, title "Conduct Prohibited", of Chapter 2, title "Administration", Montgomery County Code 1972, is hereby repealed and re-enacted with amendments to read as follows:

2-130. Conduct prohibited.

(a) No official 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 an official knowingly participate in a decision affecting a person related to him or his spouse as father, mother, brother, sister or child. This subsection shall not be construed to prohibit an official 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 official. Such interests shall be presumed to be in conflict with proper performance of duty by the official when the official 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 official or his agency or receives a total combined compensation of more than five thousand dollars per year from any individual, groups, firms,