

MONTGOMERY COUNTY

20A-7 RESPONSIBILITIES OF THE COUNTY ATTORNEY.

IN ADDITION TO ANY OTHER DUTIES AND RESPONSIBILITIES SET FORTH IN THIS CHAPTER, IT SHALL BE THE FUNCTION OF THE COUNTY ATTORNEY FOR MONTGOMERY COUNTY:

(A) TO INVESTIGATE COMPLAINTS OF ALLEGED VIOLATIONS OF THIS SUBTITLE;

(B) TO REPORT ALLEGED VIOLATIONS OF THIS CHAPTER TO PERSONS ALLEGED TO BE IN VIOLATION THEREOF AND TO ADVISE SUCH PERSONS AS TO STEPS NECESSARY TO BE TAKEN TO COMPLY WITH THE PROVISIONS OF THIS CHAPTER;

(C) TO ISSUE, UPON WRITTEN REQUEST OF ANY PERSON REQUIRED TO FILE A STATEMENT UNDER THIS CHAPTER, ADVISORY OPINIONS WITH RESPECT TO ANY MATTER IN WHICH SUCH PERSON IS INVOLVED CONCERNING THE APPLICABILITY OF THIS CHAPTER, BUT NO SUCH REQUEST, INVESTIGATION MADE PURSUANT THERETO, OR OPINION SHALL BE MADE PUBLIC WITHOUT THE CONSENT OF THE PERSON REQUESTING THE OPINION;

(D) TO ISSUE AND PUBLISH, UPON WRITTEN REQUEST OF ANY OTHER PERSON, SUCH ADVISORY OPINIONS ON THE REQUIREMENTS OF THIS CHAPTER AS THE COUNTY ATTORNEY MAY DEEM APPROPRIATE.

20A-8 ENFORCEMENT.

(A) ANY PERSON HAVING REASON TO BELIEVE THAT A VIOLATION OF THIS CHAPTER EXISTS IS AUTHORIZED TO REPORT SUCH ALLEGED VIOLATION IN WRITING TO THE COUNTY ATTORNEY OR THE ETHICS COMMISSION.

(B) UPON RECEIPT OF A REPORT OF AN ALLEGED VIOLATION OF THIS CHAPTER BY A PERSON HOLDING AN OFFICE OR POSITION SPECIFIED IN SECTION 20A-3(A) OR 20A-3(B) (1) THROUGH (10), (12), (13), (15) OR (17) AND 20A-3(C) DEEMED BY THE COUNTY ATTORNEY TO BE JUSTIFIED, OR, IN THE ABSENCE OF SUCH REPORT, IN CASES INVOLVING THOSE OFFICES OR POSITIONS IN WHICH THE COUNTY ATTORNEY HAS REASON TO BELIEVE THAT AN ALLEGED VIOLATION EXISTS, THE COUNTY ATTORNEY SHALL NOTIFY IN WRITING THE ALLEGED VIOLATOR OF THE NATURE AND CIRCUMSTANCES OF THE VIOLATION AND SHALL ADVISE SUCH PERSON OF THE STEPS NECESSARY TO BE TAKEN TO COMPLY WITH THE PROVISIONS OF THIS CHAPTER. IN ANY CASE OF A REPORT OF AN ALLEGED VIOLATION RECEIVED BY THE ETHICS COMMISSION WHICH IT DEEMS TO BE JUSTIFIED, OR IN ANY OTHER CASE WHERE THE COMMISSION BELIEVES AN ALLEGED VIOLATION EXISTS, IT SHALL REFER SUCH CASE TO THE COUNTY ATTORNEY FOR ACTION AS PRESCRIBED ABOVE.

(C) IF WITHIN THIRTY DAYS AFTER RECEIPT OF THE NOTICE OF ALLEGED VIOLATION FROM THE COUNTY ATTORNEY, THE