

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. 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, 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. 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 part in interest is not as otherwise defined in this subsection.

(ii) 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; 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, Washington Suburban Sanitary Commission or the Montgomery County board of appeals.

(iii) 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.

(iv) 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 interest of himself or other persons.

(v) Attempt to influence for a purpose contrary to the provisions of this section any other county or state official in the conduct of the other official's duties.

(2) No part of this section shall be construed to prohibit a commissioner from appearing in the pursuit of his private interests as a citizen; or from accepting or receiving any benefit by operation of law, or prosecuting or pursuing any claim, right, privilege, or remedy which is his or hers by operation of law.