

EXCEPT FOR THE OTHER PROVISIONS OF THIS TITLE, WHICH EXCEED THE MINIMUM STANDARDS OF ARTICLE 40A OF THE CODE, COMMISSIONERS AND EMPLOYEES OF THE WSSC ARE SUBJECT TO THE PROVISIONS CONCERNING CONFLICT OF INTEREST AND LOBBYING AS SET FORTH IN ARTICLE 40A OF THE CODE.

COMMITTEE NOTE: This section cross-references Article 40A of the Code to clearly state the fact that Article 40A preempts Title 12 where the two provisions are duplicative.

12-102. Montgomery County - Minutes.

(A) THIS SECTION APPLIES TO A COMMISSIONER OF THE WSSC FROM MONTGOMERY COUNTY.

(B) THE WSSC SHALL KEEP MINUTES IN THE USUAL CORPORATE FORM.

(C) (1) THE YEAS, NAYS, AND ABSTENTIONS OF THE COMMISSIONERS SHALL BE SEPARATELY TAKEN AND RECORDED FOR ANY ACTION THAT:

(I) AUTHORIZES, MODIFIES, OR RESCINDS A WATER, SANITARY SEWERAGE, OR STORM DRAINAGE EXTENSION; OR

(II) ADOPTS OR AMENDS A WATER OR SEWER PROGRAM OF EXTENSIONS.

(2) THE WSSC SHALL RECORD IN THE MINUTES:

(I) THE REASON FOR AN ABSTENTION;

(II) THE NAME OF A COMMISSIONER WHO VOTES OR ABSTAINS;

(III) A BRIEF RESUME OF THE MATTERS ON WHICH A VOTE IS TAKEN; AND

(IV) ANY DISCLOSURE MADE UNDER § 12-103 OF THIS TITLE.

(D) THE MINUTES SHALL BE OPEN TO PUBLIC INSPECTION IN THE WSSC'S PRINCIPAL OFFICE DURING BUSINESS HOURS.

12-103. Montgomery County - Conflicts of interest.

(A) IF A COMMISSIONER OF THE WSSC FROM MONTGOMERY COUNTY HAS A CONFLICT OF INTEREST UNDER ARTICLE 40A OF THE CODE, THE COMMISSIONER SHALL DISCLOSE THE CONFLICT OF INTEREST AT A WSSC MEETING.

(B) THE COMMISSIONER MAY NOT PARTICIPATE IN ANY DECISION OR ACT AFFECTED BY THE CONFLICT OF INTEREST.