

12-104. Use of influence.

A COMMISSIONER OF THE WSSC FROM MONTGOMERY COUNTY MAY NOT ATTEMPT TO INFLUENCE A COUNTY OR STATE OFFICIAL IN THE CONDUCT OF THE OFFICIAL'S DUTIES FOR A PURPOSE CONTRARY TO THE PROVISIONS OF THIS TITLE OR ARTICLE 40A OF THE CODE.

COMMITTEE NOTE: This section formerly appeared as Article 67, § 12-2(c)(1)(v).

12-105. Prince George's County - Ex parte communications.

(A) IF A COMMISSIONER OR EMPLOYEE OF THE WSSC FROM PRINCE GEORGE'S COUNTY RECEIVES AN EX PARTE COMMUNICATION CONCERNING A CASE WHERE A DETERMINATION OR DECISION IS REQUIRED BY LAW TO BE MADE ONLY AFTER A PUBLIC HEARING FOR INTERESTED PARTIES, THE COMMISSIONER OR EMPLOYEE SHALL MAKE THE EX PARTE COMMUNICATION PUBLIC AND PART OF THE RECORD OF THE PROCEEDING.

(B) IF A COMMISSIONER OR EMPLOYEE OF THE WSSC FROM PRINCE GEORGE'S COUNTY RECEIVES AN EX PARTE COMMUNICATION CONCERNING THE MERITS OF A CASE WHERE THE COMMISSIONERS OR EMPLOYEE DETERMINATION OR DECISION IS REQUIRED BY LAW TO BE MADE ONLY AFTER A PUBLIC HEARING FOR INTERESTED PARTIES:

(1) THE SUBSTANCE OF AN ORAL EX PARTE COMMUNICATION SHALL BE NOTED FOR PURPOSES OF THE RECORD; AND

(2) THE SUBSTANCE OF A WRITTEN EX PARTE COMMUNICATION SHALL BE PLACED ON THE RECORD.

COMMITTEE NOTE: This section formerly appeared as Article 67, §§ 12-3(d)(7) and (8).

12-106. Prohibited acts.

(A) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, A COMMISSIONER OF THE WSSC FROM MONTGOMERY COUNTY MAY NOT VIOLATE ANY PROVISION OF THIS TITLE OR OF ARTICLE 40A OF THE CODE.

(B) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, A COMMISSIONER OR EMPLOYEE OF THE WSSC FROM PRINCE GEORGE'S COUNTY MAY NOT WILLFULLY AND KNOWINGLY VIOLATE ANY PROVISION OF THIS TITLE OR OF ARTICLE 40A OF THE CODE.

COMMITTEE NOTE: Subsection (a) of this section provides for the less stringent penalties of former Article 67, § 12-2(e).

Subsection (b) of this section provides for the more stringent penalties of former Article 67, § 12-3(f).