

(t) (1) "Lobbyist" means:

(I) [any] ANY person who, within a reporting period, in the presence of any official or employee in the legislative or executive branch has communicated with that official or employee for the purpose of influencing any legislative action, and who, for that purpose and exclusive of the personal travel or subsistence expenses of that person or representative of that person, either incurs expenses of \$100 or more or receives \$500 or more as compensation [ , or ];

(II) [any] ANY person who expends a cumulative value of \$100 or more during a reporting period on one or more officials or employees in the executive branch for meals, beverages, special events or gifts in connection with or with the purpose of influencing executive action; OR

(III) ANY PERSON WHO IS ~~ENGAGED~~ EMPLOYED TO INFLUENCE EXECUTIVE ACTION ON ANY PROCUREMENT CONTRACT, AS DEFINED IN § 11-101 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, THAT EXCEEDS \$100,000.

(2) "LOBBYIST" DOES NOT INCLUDE A BONA FIDE SALESPERSON OR COMMERCIAL SELLING AGENCY EMPLOYED OR MAINTAINED BY AN EMPLOYER FOR THE PURPOSE OF SOLICITING OR SECURING A PROCUREMENT CONTRACT UNLESS THE PERSON ENGAGES IN ANY OF THE ACTIVITIES SET FORTH IN PARAGRAPH (1) (I) AND (II) OF THIS SUBSECTION IN CONNECTION WITH OR FOR THE PURPOSE OF INFLUENCING ACTION ON THE CONTRACT.

(dd) "Respondent" means an official, employee, candidate for office as a State official, PERSON SUBJECT TO § 3-110 OF THIS ARTICLE, or person subject to Title 5 OF THIS ARTICLE, who is the subject of a complaint before the Commission.

~~3-101.~~ 3-110.

~~(c) A PERSON WHO IF AN INDIVIDUAL ASSISTS AN EXECUTIVE AGENCY IN THE DRAFTING OF SPECIFICATIONS, AN INVITATION FOR BIDS, OR A REQUEST FOR PROPOSALS FOR A PROCUREMENT SHALL BE CONSIDERED A PUBLIC OFFICIAL FOR PURPOSES OF THIS TITLE AND, THE INDIVIDUAL OR A PERSON THAT EMPLOYS THE INDIVIDUAL MAY NOT:~~

(1) SUBMIT A BID OR PROPOSAL FOR THAT PROCUREMENT; OR

(2) ASSIST OR REPRESENT ANOTHER PERSON, DIRECTLY OR INDIRECTLY, WHO IS SUBMITTING A BID OR PROPOSAL FOR THAT PROCUREMENT.

5-104.

A person may not be employed as a registrant for compensation dependent in any manner upon [the]:

(1) THE passage or defeat of any proposed legislation, or upon any other contingency connected with any action of the General Assembly; OR