

Defined terms: "Compensation" § 15-102
"Entity" § 15-102

(H) ENTITY.

"ENTITY" MEANS:

- (1) A PERSON; OR
- (2) A GOVERNMENT OR INSTRUMENTALITY OF GOVERNMENT.

REVISOR'S NOTE: This subsection is new language added to clarify that the Maryland Public Ethics Law governs the actions of governmental entities that engage in lobbying, as well as financial relationships between officials or employees and governmental entities. The term "person" has been interpreted by the courts not to include governmental entities unless a definition so states. Because "person" is defined in the State Government Article without reference to governmental entities, this definition is added.

Defined term: "Person" § 1-101

(I) ENTITY DOING BUSINESS WITH THE STATE.

"ENTITY DOING BUSINESS WITH THE STATE" MEANS:

- (1) A REGULATED LOBBYIST;
- (2) AN ENTITY REGULATED BY THE EXECUTIVE UNIT OF THE APPLICABLE OFFICIAL OR EMPLOYEE; OR
- (3) AN ENTITY THAT IS A PARTY TO ONE OR A COMBINATION OF SALES, PURCHASES, LEASES, OR CONTRACTS TO, FROM, OR WITH THE STATE, OR ANY UNIT OF THE STATE, INVOLVING CONSIDERATION:

(I) OF AT LEAST \$5,000 ON A CUMULATIVE BASIS DURING THE CALENDAR YEAR FOR WHICH A STATEMENT REQUIRED BY SUBTITLE 6 OF THIS TITLE IS FILED, REGARDLESS OF WHEN THE CONSIDERATION IS TO BE PAID; AND

(II) WHICH SHALL INCLUDE, AS OF THE AWARD OR EXECUTION OF A CONTRACT OR LEASE, THE TOTAL CONSIDERATION COMMITTED TO BE PAID UNDER THE CONTRACT OR LEASE, TO THE EXTENT ASCERTAINABLE WHEN AWARDED OR EXECUTED, REGARDLESS OF THE PERIOD OVER WHICH PAYMENTS ARE TO BE MADE.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 40A, § 1-201(e).

The word "entity" is added to the defined term for clarity.

Defined terms: "Employee" § 15-102
"Executive unit" § 15-102
"Official" § 15-102
"Regulated lobbyist" § 15-102