

NOTWITHSTANDING ANY OTHER LAW AND EXCEPT AS PROVIDED IN SUBSECTIONS (B) AND (C) OF THIS SECTION, AFTER A COMPLAINT IS FILED:

(1) THE PROCEEDINGS, MEETINGS, AND ACTIVITIES OF THE ETHICS COMMISSION AND ITS EMPLOYEES RELATING TO THE COMPLAINT ARE CONFIDENTIAL; AND

(2) INFORMATION RELATING TO THE COMPLAINT, INCLUDING THE IDENTITY OF THE COMPLAINANT AND RESPONDENT, MAY NOT BE DISCLOSED BY THE:

- (I) ETHICS COMMISSION;
- (II) STAFF OF THE ETHICS COMMISSION;
- (III) COMPLAINANT; OR
- (IV) RESPONDENT.

(B) DURATION.

EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE RESTRICTIONS IN SUBSECTION (A) OF THIS SECTION APPLY UNLESS:

- (1) THE MATTER IS REFERRED FOR PROSECUTION; OR
- (2) THE ETHICS COMMISSION FINDS A VIOLATION OF THIS TITLE.

(C) DISCLOSURES ALLOWED.

(1) THE ETHICS COMMISSION MAY RELEASE ANY INFORMATION AT ANY TIME IF THE RESPONDENT AGREES IN WRITING TO THE RELEASE.

(2) ON REQUEST OF THE RESPONDENT, THE ETHICS COMMISSION AT ANY TIME SHALL DISCLOSE THE IDENTITY OF THE COMPLAINANT TO THE RESPONDENT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 40A, § 2-105(e).

Defined terms: "Ethics Commission" § 15-102
"Respondent" § 15-102

15-408. REFERRAL TO PROSECUTING AUTHORITY.

(A) REFERRAL FOR PROSECUTION.

IF THE ETHICS COMMISSION, WHILE CONSIDERING A COMPLAINT, FINDS THAT THERE ARE REASONABLE GROUNDS TO BELIEVE THAT THE RESPONDENT MAY HAVE COMMITTED A CRIMINAL OFFENSE, THE ETHICS COMMISSION PROMPTLY SHALL REFER THE MATTER TO AN APPROPRIATE PROSECUTING AUTHORITY.

(B) SAME — EVIDENCE.