

be presumed to be in conflict with the proper performance of duty by the commissioner when the commissioner or [his] THE COMMISSIONER'S spouse, father, mother, brother, sister or child, jointly or severally, owns a total of more than three percent of the invested capital or capital stock of any groups, firms, corporations, or associations involved in the decision being made by the commissioner or [his commission] THE COMMISSION OR PLANNING BOARD ON WHICH THE COMMISSIONER SERVES or receives a total combined compensation of more than \$5,000 per year from any individual, groups, firms, corporations, or associations involved in the decision being made by the commissioner or [his commission] THE COMMISSION OR PLANNING BOARD ON WHICH THE COMMISSIONER SERVES. The prohibition does not apply to or include an interest or investment in land geographically remote from the land involved in the decision, the ownership of a recorded single family lot on which the member actually resides, or a possibility of reverter, a mortgage, or other security interest in which the real property in interest is not as otherwise defined in this paragraph.

(2) Act as broker, agent, attorney, representative, or employee of any person in [his] THE PERSON'S business dealings with Montgomery County, Prince George's County, the Maryland-National Capital Park and Planning Commission or Washington Suburban Sanitary Commission nor may the commissioners decide or participate in a decision on any matter in which a close business or professional associate has acted in any of these capacities or represented private interests before either county or the above commissions. The commissioners may not represent private interest or appear in a position of advocacy, other than in the performance of their official duties, either in person or by associate, in any matter or proceeding pending before the Montgomery County Council, the Prince George's County Council, Maryland-National Capital Park and Planning Commission, Washington Suburban Sanitary Commission, the Prince George's County board of appeals, or the Montgomery County board of appeals.

(3) Solicit or accept any gift, favor, loan, service, promise, employment or thing which might influence or tend to influence the proper performance of [his] THE COMMISSIONER'S duty.

(4) Disclose any confidential information concerning the property, management, or affairs of either county, Maryland-National Capital Park and Planning Commission or Washington Suburban Sanitary Commission or use such information to advance the financial or other private interests of [himself] THE COMMISSIONER or other persons.

(5) Attempt to influence for a purpose contrary to the provisions of this section any other county or State official in the conduct of the other official's duties.

(b) No part of this section may be construed to prohibit a commissioner from appearing in the pursuit of [his] THE COMMISSIONER'S private interests as a citizen; or from accepting or receiving any benefit by operation of law, or prosecuting or pursuing any claim, right, privilege, or remedy which is [his or hers] THE COMMISSIONER'S by operation of law.