

EACH SUCH COMMUNICATION A SEPARATE DISCLOSURE WITH THE CLERK OF THE COUNTY COUNCIL WITHIN 5 WORKING DAYS AFTER THE COMMUNICATION WAS MADE OR RECEIVED, WHICHEVER IS LATER.

(C) THE COUNTY EXECUTIVE AND EACH MEMBER OF THE COUNTY COUNCIL WHO COMMUNICATES EX PARTE CONCERNING A PENDING OR PROPOSED APPLICATION WITH AN APPLICANT OR AGENT SHALL FILE FOR EACH SUCH COMMUNICATION A SEPARATE DISCLOSURE WITH THE CLERK OF THE COUNTY COUNCIL WITHIN 5 WORKING DAYS AFTER THE COMMUNICATION WAS MADE OR RECEIVED, WHICHEVER IS LATER.

9-104.

(A) IN THE ENFORCEMENT OF THIS TITLE, THE CLERK OF THE COUNTY COUNCIL SHALL BE SUBJECT TO THE DIRECTION AND CONTROL OF THE ETHICS COMMISSION OR ITS EXECUTIVE DIRECTOR AND, UNLESS OTHERWISE SPECIFICALLY DIRECTED BY THE COMMISSION OR ITS EXECUTIVE DIRECTOR, MAY ONLY:

- (1) RECEIVE FILINGS;
- (2) MAINTAIN RECORDS;
- (3) REPORT VIOLATIONS; AND

(4) PERFORM OTHER MINISTERIAL DUTIES NECESSARY TO ADMINISTER THIS TITLE.

(B) NOTWITHSTANDING ANY PROVISION OF THIS TITLE, AS TO A CORPORATION LISTED ON A NATIONAL STOCK EXCHANGE OR REGULATED BY THE SECURITIES AND EXCHANGE COMMISSION, AND ANY SUBSIDIARY OF THE CORPORATION, THE FOLLOWING REQUIREMENTS APPLY IF THE FILING OF AN AFFIDAVIT WOULD OTHERWISE BE REQUIRED UNDER THIS TITLE:

(1) A DIRECTOR OR OFFICER IN THE CORPORATION OR ANY OF ITS SUBSIDIARIES, OR A STOCKHOLDER WHO HAS A 5 PERCENT OR GREATER INTEREST IN THE CORPORATION OR ANY OF ITS SUBSIDIARIES, SHALL ONLY BE REQUIRED TO FILE AN AFFIDAVIT IF THE INDIVIDUAL HAS MADE A PAYMENT TO THE TREASURER OF A CANDIDATE OR CONTINUING POLITICAL COMMITTEE, OR IF THE INDIVIDUAL HAS SOLICITED ANYONE TO MAKE A PAYMENT TO THE TREASURER OF A CANDIDATE OR CONTINUING POLITICAL COMMITTEE; AND

(2) THE CORPORATION OR ITS SUBSIDIARY SHALL FILE A CORPORATE AFFIDAVIT STATING:

(1) 1. THAT THE CORPORATION HAS NOT MADE OR SOLICITED ANY PAYMENT TO THE TREASURER OF A CANDIDATE OR CONTINUING POLITICAL COMMITTEE; OR