

COUNCIL OF THE TOWN OF RIVERDALE PARK

Ordinance No. 2018-OR-12

Introduced By: CM David Lingua

Date Introduced: October 1, 2018

Amendments Adopted:

Date Adopted: November 5, 2018

Date Effective: November 25, 2018

AN ORDINANCE concerning

ETHICS ORDINANCE REVISIONS

FOR the purpose of repealing Ordinance 2018-OR-01; revising conflict of interest and financial disclosure provisions of the Town's ethics ordinance to comply with requirements of Maryland law; and generally relating to the Town's ethics ordinance.

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EXPLANATORY STATEMENT: On March 5, 2018, the Council of the Town of Riverdale Park enacted Ordinance No. 2018-OR-01 to revise conflict of interest and financial disclosure provisions of the Town's ethics ordinance to comply with requirements of Maryland law. The taking effect of Ordinance No. 2018-OR-01 was conditioned upon its approval by the State Ethics Commission. The State Ethics Commission has not approved that Ordinance so it has not taken effect. The Mayor and Council desire to enact this Ordinance to take the place of the Ordinance repealed.

BY repealing Ordinance No. 2018-OR-01

BY repealing and reenacting, with amendments
Chapter 32 – ETHICS, CODE OF
Sections 32-4 and 32-5
Code of the Town of Riverdale Park
(January 2008 Revision as Supplemented 7-15)

SECTION 1: BE IT ENACTED BY THE COUNCIL OF THE TOWN OF RIVERDALE PARK that Ordinance No. 2018-OR-01 is repealed.

SECTION 2. AND BE IT FURTHER ENACTED that Sections 32-4 and 32-5, Chapter 32, ETHICS, CODE OF, of the Code of the Town of Riverdale Park, are repealed and reenacted, with amendments, to read as follows:

Chapter 32 – ETHICS, CODE OF

32-4 Conflicts of interest.

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(c) Participation prohibitions. Except as permitted by commission regulation or opinion, an official or employee may not participate in:

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(4) A FORMER REGULATED LOBBYIST WHO IS OR BECOMES SUBJECT TO THIS CHAPTER AS AN EMPLOYEE OR AN OFFICIAL, OTHER THAN AS AN ELECTED OFFICIAL OR AN APPOINTED OFFICIAL, MAY NOT PARTICIPATE IN A CASE, CONTRACT OR OTHER SPECIFIC MATTER AS AN EMPLOYEE OR OFFICIAL, OTHER THAN AN ELECTED OFFICIAL OR APPOINTED OFFICIAL, FOR ONE CALENDAR YEAR AFTER THE TERMINATION OF THE REGISTRATION OF THE FORMER REGULATED LOBBYIST IF THE FORMER REGULATED LOBBYIST PREVIOUSLY ASSISTED OR REPRESENTED ANOTHER PARTY FOR COMPENSATION IN THE MATTER.

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(e) Post-Employment Limitations and Restrictions.

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(2) ((Until the conclusion of the next regular term of office that begins after an elected official leaves office, a former member of the mayor and council)) A FORMER ELECTED OFFICIAL may not assist or represent another party for compensation in a matter that is the subject of legislative action FOR ONE CALENDAR YEAR AFTER THE ELECTED OFFICIAL LEAVES OFFICE.

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32-5 Financial Disclosure – Elected Officials and Candidates to be Town Elected Officials.

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(d) Public Record.

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(2) Financial disclosure statements shall be made available during normal office hours for examination and copying by the public subject to reasonable fees established by the Town and administrative procedures established by the Commission. NOTWITHSTANDING THE FOREGOING, THE COMMISSION MAY NOT MAKE AVAILABLE FOR EXAMINATION AND COPYING BY THE PUBLIC ANY PORTION OF A FINANCIAL DISCLOSURE STATEMENT THAT CONTAINS THE HOME ADDRESS OF AN INDIVIDUAL.

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(f) Contents of statement.

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(8) Sources of earned income.

- (i) A statement filed under this section shall include a schedule of the name and address of each place of employment and of each business entity of which the individual or a member of the individual's immediate family was a sole or partial owner and from which the individual or member of the individual's immediate family received earned income, at any time during the reporting period.**
- (ii) A minor child's employment or business ownership need not be disclosed if the agency that employs the individual does not regulate, exercise authority over, or contract with the place of employment or business entity of the minor child.**
- (III) FOR A STATEMENT FILED ON OR AFTER JANUARY 1, 2019, IF THE INDIVIDUAL'S SPOUSE IS A REGULATED LOBBYIST, THE STATEMENT SHALL INCLUDE THE NAME AND ADDRESS OF THE ENTITY THAT HAS ENGAGED THE SPOUSE FOR LOBBYING PURPOSES.**

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- (I) FOR PURPOSES OF THIS SECTION "INTEREST" DOES NOT INCLUDE A MUTUAL FUND OR EXCHANGE-TRADED FUND THAT IS PUBLICLY TRADED ON A NATIONAL SCALE UNLESS THE MUTUAL FUND OR EXCHANGE-TRADED FUND IS COMPOSED PRIMARILY OF HOLDINGS OF STOCKS AND INTERESTS IN A SPECIFIC SECTOR OR AREA THAT IS REGULATED BY THE INDIVIDUAL'S GOVERNMENTAL UNIT.

SECTION 3. AND BE IT FURTHER ENACTED that this Ordinance shall become effective (i) at the expiration of twenty (20) calendar days after its passage by the Council, or (ii) upon approval by the State Ethics Commission, whichever occurs last.

ATTEST:

COUNCIL OF THE TOWN OF
RIVERDALE PARK



John Lestitan, Town Manager

Alan K. Thompson, Mayor

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

Underlining indicates amendments to bill.

~~Strike Out~~ indicates matter stricken from the bill by amendment or deleted from the law.

* * * indicates text in existing law that is not modified by this Ordinance