

MARYLAND STATE ETHICS COMMISSION

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30TH ANNUAL REPORT

JANUARY 1, 2008 THROUGH
DECEMBER 31, 2008

GENERAL STATUTORY IMPLEMENTATION

OVERVIEW

The State Ethics Commission met in regular session 8 times during Calendar Year 2008 and considered issues related to all areas of its statutory mandate: financial disclosure, conflict of interest, lobbyist disclosure and conduct restrictions, local government ethics laws, school board ethics regulations, advisory opinions, enforcement matters, employee training, lobbyist training and public information activities. The State Ethics Commission, as directed in State Government Article § 15-205, administers the provisions of the Public Ethics Law; prescribes and provides forms for each document required by the Public Ethics Law; retains as a public record each document filed with the Commission for at least four years after receipt; periodically reviews the adequacy of public ethics laws; reviews financial disclosure statements and lobbyist activity reports filed in accordance with the Public Ethics Law and notifies officials and employees of any omissions or deficiencies; and publishes information that explains the provisions of the Law.

The Commission members¹ participating in the remand of the case and complaint involving Lobbyist Bruce C. Bereano as a result of the Court of Appeals decision in Bereano v. State Ethics Commission, 403 Md. 716, 944 A. 2d 5438 Md., 2008 (March 19, 2008) met on two other occasions in 2008. The Commission determined to proceed with the remand based on its enforcement regulations and the Public Ethics Law confidentiality requirements.²

The Commission compiled, by March 1, 2008, a list of entities doing business with the State during the preceding calendar year and made this information available to individuals required to file annual financial disclosure statements. It also provided training courses for public officials and for regulated lobbyists; and submitted to the General Assembly an annual report on its activities for calendar year 2007.

During calendar year 2008, the Commission continued to encourage officials and employees to file annual financial disclosure statements electronically. During 2008, 11,285 statements and amendments were filed electronically by officials and employees. This represented approximately 79% of the 13,720 required to file.

Additionally, in 2008 the Commission made all lobbying registrations, activity reports, and special event reports available electronically. Lobbying registrations, event reports and activity reports were either submitted electronically or electronically inputted by Commission staff, and available to the public electronically from the Commission's website, <http://ethics.gov.state.md.us>.

¹ The members who participated in the remand proceedings included Robert F. Scholz, Janet E. McHugh, Paul M. Vettori, and Jacob Yosef Miliman. Julian L. Lpides recused himself from all participation in this matter since it originated in 2002.

² The complaint was subsequently resolved by a Stipulation of Settlement Agreement in April 2009.

The Commission staff continued to place substantial emphasis on the training for public officials and employees and regulated lobbyists. Commission staff continued to focus on providing training to smaller groups of employees at their particular agencies in 2008. This permitted the training to address the specific ethical issues confronted by State employees and public officials in their particular service to the public. During calendar year 2008, the Commission conducted 20 general ethics training programs for agencies, boards and commissions, attended by 840 State employees and public officials, focusing on conflicts of interest and the electronic filing process for financial disclosure statements. In addition, the Commission staff conducted 14 additional training sessions addressing conflicts of interest, electronic filing and procurement attended by an additional 509 State employees, public officials, members of public and special interest groups. The total number of individuals who attended general ethics and conflicts of interest training was 1,349. The Commission staff also conducted 10 lobbying training programs, attended by 126 regulated lobbyists pursuant to Public Ethics Law § 15-205(e). The lobbying programs focused on electronic filing and the general lobbying conduct prohibitions in the Law, and reporting requirements.

The Fiscal Year adjusted 2009 budget was approved for General Funds of \$597,187 and Special Funds of \$272,486, for a total appropriation of \$869,673. This was a reduction of \$106,767 of the original total budget appropriation of \$976,440.

ADVICE ACTIVITIES

The Maryland Public Ethics Law §§ 15-301 through 15-303 provides that the State Ethics Commission may issue formal advisory opinions in response to requests from officials, employees, lobbyists, and others who are subject to the Ethics Law. Formal opinions generally follow an appearance before the Commission by the requestor, are published in the Maryland Register, and are accessible electronically through the Division of State Documents in COMAR Title 19A. The Commission's regulations, COMAR 19A.01.02.05, also permit the staff and the Commission to provide informal advice. Informal advice generally results in a letter or email to the requestor referencing prior formal and informal Commission opinions addressing similar facts and issues.

The State Ethics Commission is responsible for interpreting the Public Ethics Law. In late 1979, when the Commission was established, most advice requests resulted in published formal opinions. During its first five years of operation, the Commission issued a total of 205 formal opinions, and during the next five years, another 128 formal opinions were issued. As a result, a large body of published opinions is available to the Commission staff and provides guidance in response to advice requests. During its thirty years in existence, the Commission has issued a total of 497 formal opinions. During recent years the number of formal opinions has decreased, while informal reviews and letter advice have substantially increased. A major factor reducing the need for formal Commission opinions is the large number of existing opinions that provide guidance to the staff in responding to requests for informal advice, thus expediting the advice process.

During calendar year 2008, the Commission issued one formal published opinion (08-01). A nonprofit organization comprised of State and local procurement officials requested Commission advice regarding the application of the Public Ethics law to the participation of State employees in the organization's reverse trade shows. The Commission advised that the Public Ethics Law prohibits State employees from soliciting gifts, donations and sponsorships on behalf of the Organization for future reverse trade shows.

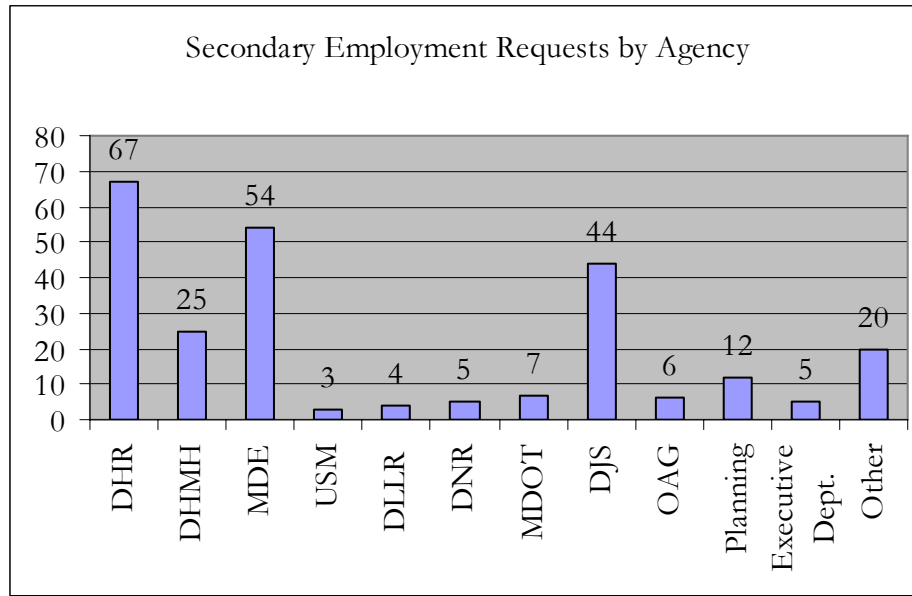
The Commission further advised that State employees may not use State time, equipment, facilities, or other State resources for activities related to the reverse trade shows and that involve seeking sponsorships from entities doing or seeking to do business with or regulated by the State.³

The Commission’s informal docket, initiated in 2002, logs requests for advice resulting in informal advice from the staff or Commission. The log may include telephone advice or responses to routine questions from individuals who either call, email or walk into the office for advice. The Commission and its staff provided informal advice in the following subject areas during calendar years 2006 through 2008:

SUBJECT MATTER OF THE ADVICE	2008	2007	2006
Lobbying Registration, Reporting and Conduct	15	6	5
Secondary Employment Advice	252	121	110
Participation Advice	20	19	15
Procurement Restrictions	5	10	8
Post-Employment Advice	20	30	17
Gift Questions	54	35	17
Other	42	19	28
Total	408	240	200

The number of informal matters substantially increased in 2008 compared to 2007. A large number of these matters dealt with State employees seeking outside or secondary employment. In 2007, secondary employment informal matters totaled 121. In 2008, these requests more than doubled to 252. The Department of the Environment and the Department of Juvenile Services both instructed their employees to advise them of any secondary employment. This resulted in a significant number of requests for informal advice related to secondary employment from those agencies. In addition, review requests from the Department of Human Resources, the agency that consistently submits the most secondary employment requests, more than doubled in 2008. The chart below shows the distribution of secondary employment advice requests by agency:

³ The Commission’s formal advisory opinions maybe access through the Commission’s website, <http://ethics.gov.state.md.us>.



The 20 “other agency” secondary employment requests arose from 18 different State agencies. The Department of Business and Economic Development presented two secondary employment review requests. Two Property Tax Assessments Appeals Boards each submitted a request. The remaining 16 agencies presented 16 requests. During calendar year 2008, the Commission’s Executive Director, General Counsel, Staff Counsel, and Assistant General Counsel responded to more than 1962 phone inquiries.

**UNIVERSITY OF MARYLAND PUBLIC-PRIVATE PARTNERSHIP
EXEMPTIONS**

In 1990, the General Assembly enacted legislation allowing the University System of Maryland (USM) to grant to university faculty certain exemptions from the conflict of interest provisions of the Public Ethics Law. The exemptions were for “sponsored research and development” activities. Sponsored research and development was defined in the law as an “agreement to engage in basic or applied research or development at a public senior higher education institution, and includes transferring university-owned technology or providing services by a faculty member to entities engaged in sponsored research or development.” Faculty members were not fully exempted from all Public Ethics Law requirements, and public disclosure of the interest or secondary employment was required. The institution granting the exemption was required to maintain the exemption as a public record and to file a copy with the State Ethics Commission.

In 1996, the General Assembly enacted the Public-Private Partnership Act. This law expanded the exemptions beyond faculty to include vice-presidents and presidents of institutions as well as the chancellor and vice-chancellors of the USM. The legislation also broadened the exemption from the conflict of interest provisions to include USM officials, faculty members, and employees. The USM Board of Regents and the USM institutions adopted procedures pursuant to § 15-523 to allow the conflict of interest exemptions. The USM Board of Regents and seven of the affiliated institutions adopted policies, and the Commission’s authority was limited to comment on the policy’s conformity to Public-Private

Partnership Act. The definition of “sponsored research” was expanded to include “participation in State economic development activities.”

The records filed by the institutions with the Commission reflect a total of 186 faculty exemptions granted by the university presidents between 1996 and 2007, including exemptions at the University of Baltimore (UMB), the University of Maryland at Baltimore County (UMBC), the University of Maryland Biotechnology Institute (UMBI), the University of Maryland Center for Environmental Science (UMCES), and the University of Maryland College Park (UMCP). During calendar year 2008, USM institutions reported to the Commission an additional 39 individual faculty members exemptions. The exemptions were from the following institutions:

INSTITUTION	Number of Exemptions
University of Maryland Center for Environmental Science	1
University of Maryland, College Park	20
University of Maryland, Baltimore	18
TOTAL FACULTY EXEMPTIONS	39

In some instances the individual faculty member had more than one interest exempted.

FINANCIAL DISCLOSURE

The financial disclosure program continued to identify individual employees and officials required to file, provide technical assistance to filers, and monitor compliance with the Law. In accordance with Public Ethics Law § 15-103, the Commission reviewed a large number of requests by various agencies to add or delete positions from the financial disclosure filing list, along with an extensive review of some outdated listings. The net result was an increase in the number of filers from approximately 12,922 in 2007 to 13,720 in 2008.

Pursuant to Public Ethics Law §§ 15-103 and 15-209, the Commission made decisions regarding the status of newly created boards and commissions as “executive units” and forwarded them to the Department of Budget and Management for its concurrence. The Commission also considered and acted upon requests by a number of boards and commissions for exemption from the requirement to file financial disclosure statements. In recent years, the Commission has seen a substantial increase in the number of boards, commissions, task forces, and technical advisory groups created by the General Assembly.

Individuals who are public officials only as the result of their participation on boards or commissions are required to file a limited financial disclosure statement (Form #2). Legislators are required to file a

more extensive disclosure statement (Form #19). The Commission staff conducts compliance reviews of financial disclosure statements and notifies filers of identifiable errors or omissions, and it pursues enforcement actions against those who fail to file. During 2008, the Commission staff reviewed more than 3,800 financial disclosure statements for reporting year 2007.

In 2005, the Commission implemented an electronic financial disclosure filing system. Each year more and more State employees, officials and board and commission members have filed their financial disclosure statements electronically. During calendar year 2008 more than 9,000 forms were filed electronically. The Commission continues to work with the technology contractor to improve the process for filing, review and notification.

The electronic administrative tool permits the staff to review electronically submitted statements, compare them to previously electronically filed statements, send email notification to the filer of any omission or question raised by the statement and maintain a copy of that notification in the filer's electronic record. The emails become attached to the electronic file, and a record is therefore compiled of statements, inquiries and responses. The filer may also electronically file an amendment if required. Communication with filers, for the most part, was through email, which also saved the Commission substantial supply and postage costs. With full compliance with electronic filing, the Commission will be able to review the statements more efficiently, notify filers of problems earlier than in prior years, and be more efficient in the enforcement process. Full compliance with electronic filing will also reduce the Commission filing space requirements and provide a safer, more secure and more efficient way of collecting, reviewing, and maintaining financial disclosure records.

LOBBYIST DISCLOSURE AND REGULATION

In 2005, the Commission was able to implement an electronic process for regulated lobbyists to file required reports electronically. The Commission was also able to make the lobbyists' registrations and reports available for public review through its website. Through the Commission's website, <http://ethics.gov.state.md.us>, the public is able to search through lobbyists or employers to gain access to the information that the Commission is required to collect.

The lobbying year extends from November 1st to October 31st of the following year. During the lobbying year ending October 31, 2008, 2,789 lobbying registrations were filed with the Commission. With those registrations, 722 lobbyists registered on behalf of 1201 employers. This represents a decrease of 20 registrations from the 2,809 filed by October 31, 2007. The following expenditure data summarizes lobbying expenditures for the last three lobbying years:

EXPENDITURES BY LOBBYISTS			
Type of Expenditure	10/31/08	10/31/07	10/31/06
	\$	\$	\$
B-1: Meals and beverages for officials or employees or their immediate families	26,174	8,977	21,854
B-2: Special events, including parties, dinners, athletic events, entertainment, and other functions to which all members of the General Assembly, either house thereof, or any standing committee thereof were invited.	2,156,878	2,027,679	1,708,993
B-3: Food, lodging, and scheduled entertainment of officials and employees and spouses for a meeting given in return for participation in a panel or speaking engagement at the meeting	11,260	28,049	10,434
B-4: Food and beverages at approved legislative organizational meetings	1,791	4,369	3,901
B-5: Tickets or free admission to attend charitable, cultural or political events where all members of a legislative unit are invited.	1,476	4,039	2,497
B-6: Gifts to or for officials or employees or their immediate families (not included on B-1 through B-5)	19,291	20,142	23,038
SUBTOTAL OF ITEMS B 1 THROUGH B 6	2,216,870	2,093,255	1,770,717
B-7: Total compensation paid to registrant (not including sums reported in any other section)	36,886,323	33,813,737	31,223,692
B-8: Salaries, compensation and reimbursed expenses for staff of the registrant	1,673,743	1,731,315	1,348,450
B-9: Office expenses not reported in B-5 or B-6	923,166	767,777	852,352
B-10: Cost of professional and technical research and assistance not reported in items B-5 or B-6	403,541	469,838	333,187
B-11: Cost of publications which expressly encourage persons to communicate with officials or employees	419,376	877,720	742,995

EXPENDITURES BY LOBBYISTS			
Type of Expenditure	10/31/08	10/31/07	10/31/06
	\$	\$	\$
B-12: Fees and expenses paid to witnesses	60,804	94,703	165,374
B-13: Other expenses	578,745	759,405	648,589
TOTAL OF ITEMS B-1 THROUGH B-13	\$43,162,568	\$40,607,750	\$37,085,356

(NOTE: At the time the Annual Report was compiled, some lobbyist expenditure information may have been subject to adjustment based on staff review.)

ENFORCEMENT ACTIVITIES

The Public Ethics Law provides that any person may file a complaint with the Commission. Complaints filed with the Commission must be signed under oath and allege a violation of the Public Ethics Law by a person subject to the law. The Commission may file a complaint on its own initiative, and, at its discretion, may proceed with preliminary inquiries of potential Public Ethics Law violations. Enforcement inquiries and reviews are conducted by the Commission's Staff Counsel, with the assistance of two paralegals and a compliance officer.

The Commission enforcement procedures divide preliminary matters into two categories. All new matters are docketed as Preliminary Consideration Matters (A matters) and presented to the Commission for review to determine whether there should be any staff inquiry or follow-up. Preliminary Inquiry Matters (B matters) are the Preliminary Consideration Matters where the Commission has directed that the staff conduct an inquiry. In 2008, the Commission opened 115 A matters, including 42 conflict of interest matters and 65 lobbyist matters. The Commission entered into 35 Late Filing Agreements with lobbyists during 2008, resulting in payments of \$9,590.00 to the State of Maryland. The Commission closed 102 A matters in 2008, including 9 pending matters from 2007.

The Commission opened 14 Preliminary Inquiry Matters (B matters) in 2008. All 14 B matters involved conflict of interest issues. In 2008, the Commission also closed 14 B matters, including four pending matters from 2007, two pending from 2005, and one pending matter from 2004. The Commission issued a reprimand through a Pre-Complaint Disposition Agreement to a former employee of the Department of Natural Resources whose actions while an employee appeared to violate the prohibition against misusing the prestige of office for the individual's or other's gain.

In calendar year 2008, the Commission issued 80 complaints: including 65 financial disclosure matters, 5 lobbying matters and 10 conflict of interest matters. The Commission closed 89 complaints in 2008, including 15 matters from 2007. The Commission collected \$242.00 through a Stipulation of Settlement

Agreement relating to the failure of an employee of the Maryland State Lottery Agency to timely file his financial disclosure statement. The Commission also collected \$232.00 through a Stipulation of Settlement Agreement from a member of the General Assembly for failure to timely file his financial disclosure statement. Additionally, the Commission collected \$500.00 through a Stipulation of Settlement Agreement from two lobbyists who had failed to timely file their activity reports. The Commission also collected \$1,500.00 through a Stipulation of Settlement Agreement from a lobbyist who failed to timely register and file an activity report and violated the prohibition against lobbyists soliciting campaign contributions for a political action committee whose contributions were paid to members of the General Assembly.

All enforcement payments collected through Stipulation of Settlement or Late Filing Agreements were deposited in the State's general fund and cannot be used by the Commission. The Commission collected a total of \$12,064.00 in enforcement payments in 2008.

LOCAL GOVERNMENT ETHICS LAWS

The Public Ethic Law requires Maryland counties and cities to enact local laws similar to the State's Public Ethics Law. In addition to the requirement that counties and cities enact ethics laws, the General Assembly amended the Law in 1983 to require local school boards either to promulgate ethics regulations similar to the State Law or to be covered by county ethics laws. During 2008, the Commission's Executive Director, General Counsel and Assistant General Counsel participated in an excess of 35 phone discussions with county and local ethics officials regarding questions relating to conflicts of interests, financial disclosure and lobbying. The calls were from officials in 6 different counties, Baltimore City, and 3 municipalities. The Commission reviewed proposed draft revisions to ethics laws for Anne Arundel, Caroline, and Montgomery Counties, the City of College Park, and the Boards of Education for Frederick County, Calvert County, Baltimore County, Charles County and Washington County during 2008. The Commission's staff also provided advice regarding local government ethics law matters to Baltimore City, Anne Arundel, Calvert, Charles, Montgomery, Queen Anne's, and St. Mary's Counties, as well as the Town of Smithsburg, City of College Park, and City of Bowie during 2008.

During 2008, the Commission staff continued its review of the county ethics ordinances in terms of proposed revisions to the Commission's local government regulations and the process to determine whether a local jurisdiction's ethics provisions are "similar" or "substantially similar" to the Public Ethics Law⁴. It is anticipated that the review of the county and local ordinances and the amendments to the Commission's regulations will be completed in 2010.

The Commission staff also participated in two county ethics conferences. On June 27, 2008, the St. Mary's County Ethics Commission sponsored an all day conference at Charlotte Hall for informal discussions by members of the Ethics Commissions of Anne Arundel, Calvert, Charles and St. Mary's Counties. The attendees of this conference met again on November 6, 2008 in Anne Arundel County to continue discussions of mutual interests related to ethics, complaints, advisory opinions and training of employees. The conferees were planning a third conference in early 2009.

⁴ See Advisory Opinion No. 06-01.

The Commission also received and reviewed three reports from the Montgomery County Director of the Office of Zoning and Administrative Hearings regarding the special land use ethics disclosure reports required in certain jurisdictions (See §15-829 through §15-841). Two reports were received from the Prince George's County Clerk of the County Commission regarding the same disclosure reports.

EDUCATIONAL AND INFORMATIONAL ACTIVITIES

The Commission staff has been active in providing formal training to State employees, lobbyists and local jurisdictions. The training has involved advising and assisting employees, officials, candidates and lobbyists on completion of forms, and providing training related to the conflict of interest provisions of the Public Ethics Law. The Commission staff has assisted local government and school board officials in drafting their ethics laws and regulations. The staff has also provided technical advice to local government ethics boards. Legislation passed in 1999 requires new financial disclosure filers to receive 2 hours of Ethics Law training (§15-205(d)). The Commission began implementation of this mandate in calendar year 2000. During calendar year 2008, the Commission staff conducted 34 training sessions for State employees at various locations throughout the State. The Commission provided training to a total of 1349 employees and public officials.

Additionally, the Commission staff has provided training to agency leadership and to various boards and commissions that support agency work. The Commission staff has received very positive response to the training, which consists of a PowerPoint presentation, interactive lecture, and supplemental documents that provide resource material. Although the training commitments have placed a significant burden on the Commission's staff, as each training session requires that at least one, and many times two, of the professional staff make the presentations, which causes a shortage of professional staff available in the office to respond to telephone and "other" inquiries in the office, the benefits of the training outweigh the inconvenience to staff. Expanded training programs have resulted in a significant increase in the number of telephone and email requests for guidance from employees who have attended the sessions. The Commission views this increase positively, as it indicates that trainees have acquired a better awareness of situations that may present ethics concerns.

In accordance with § 15-205(e) of the Public Ethics Law, which mandates the Ethics Commission to provide a training course for regulated lobbyists and prospective regulated lobbyists at least twice each year, the Commission staff provided training to 126 lobbyists during calendar year 2008. A total of 10 training sessions were held on 7 different days during the year.

In June, 2008, the Commission, through a competitive procurement, sought the services of a contractor/consultant to assist in the development of online training packages for State employees and members of boards and commissions as well as for lobbyist and prospective lobbyists. It is anticipated that the course will be placed online in 2009. There should be cost-savings to the State by placing the training online, particularly the training for State employees who would be able to be trained at, their office desk rather than traveling to a training location.

The Ethics Commission maintains a presence on the Internet. The Commission's home page allows users to access the Commission's Annual Report, special explanatory memoranda, and other information.

The Commission's electronic filing for lobbyists and financial disclosure filers may be accessed from the website. Also all Commission forms may be downloaded from the home page.

2008 LEGISLATION REPORT

During the regular 2008 General Assembly legislative session, four bills were enacted that impacted on the Ethics Commission and the Maryland Public Ethics Law. The Commission proposed a technical bill (SB 191) that replaced the term "signed statement" with "electronic signature" in the requirements for the electronic filing of financial disclosure statements and lobbyists' reports under oath or affirmation. The bill conformed the language of the State Ethics Law to the definition of "electronic signature" in the Maryland Uniform Electronic Transaction Act.

The State Highway Administration proposed legislation (HB 629) to remove the sunset provisions for the Section 15-508 (Participation in Procurement Restrictions) exception for architectural and engineering provisions. The sunset provision would have terminated the exception on June 30, 2008. The exception allowed persons who provided certain architectural and engineering (A&E) services during the design phase of a construction to assist others in the construction phased of the contract.

Similar legislation (HB 484) was enacted to extend the termination date for the use of unsolicited proposals as a method of State procurement. It extended the termination date for the exception for unsolicited proposals in Section 15-508 to September 30, 2013.

Finally, legislation was enacted that amended Section 15-831 of the Ethics Law to change the timing of when candidates for appointment or reappointment to the Maryland-National Park and Planning Commission or the Washington Suburban Sanitary Commission shall file a financial disclosure statement prior to an interview with the County Executive pursuant to Article 29 of the Code.

A disappointment to the Commission was that its Departmental legislation (SB 190) to require officials and employees who file financial disclosure statements to do by electronic filing was not enacted. The bill proposed to make filing mandatory, but to allow exceptions to be adopted by regulation of the Commission. The legislation was proposed in part in response to the recent audit of the Commission's financial disclosure program by the Office of Legislative Audits. The mandatory use of the electronic filing system would have allowed for improved efficiency in administering the financial disclosure filing program. The bill was favorably received by the Senate Education, Health, and Environmental Affairs Committee. Subsequent amendments on the floor creating exceptions for elected officials resulted in the bill being re-referred to the Committee where no further action was taken. The Commission determined that staff resources should be used to encourage electronic filing but further legislation would be deferred.

LEGISLATIVE RECOMMENDATIONS

PROPOSED CHANGES TO FINANCIAL DISCLOSURE (SUBTITLE 6) PROVISIONS

During the coming calendar year, the Commission will continue to focus its attention on several of the financial disclosure provisions in subtitle 6 of the Public Ethics Law. Now that the State Ethics Commission has had 30 years of experience, it has had the opportunity to review the reporting requirements and recognize those areas, which appear to be the root of most conflicts, and those areas, which, since the Commission's inception, have not caused any discernable problems.

The Commission is considering the following for Departmental legislation in 2009 and 2010:

- In the 1999 Session of the General Assembly, the Harford County Liquor Board and its employees were placed under the authority of the State Ethics Commission. However, the employees of the Board, regardless of salary or duties, were excluded from financial disclosure requirements. This general exclusion should be withdrawn to make the disclosure requirements for these employees the same as other employees subject to the State Ethics Law.
- Consideration should be given to eliminating the need for reporting of investment in any mutual fund publicly traded on a national scale. The basis for the request is that the employee has no control over the trading of the individual holdings of the mutual fund, and, therefore, it is improbable that an employee could effectuate any change in value of the mutual fund by his or her official acts as a State employee.
- Judicial candidates should be required to file financial disclosure in each year of their candidacy in the same way as other candidates for State office.

PROPOSED CHANGES TO CONFLICT OF INTEREST (SUBTITLE 5) PROVISIONS

The Commission has also reviewed Subtitle 5, Conflicts of Interest and suggests Legislative consideration of the following issues:

- Specific provisions should address membership by public officials on boards or directors of private corporations having sensitive business or regulatory involvement with the State.
- The post-employment provisions (§ 15-504) should be revised to address more specifically the problems that are common to higher-level management positions.
- Like legislators, legislative staff should be prohibited from lobbying for one legislative session after leaving their State employment.

- The law prohibiting misuse of confidential information should be extended to cover former officials and employees as to confidential information acquired during their State service.
- The Commission's authority to assess fines (up to \$5,000 per offense) should be extended to conflict of interest and failure to file financial disclosure complaints.

PROPOSED CHANGES TO LOBBYING (SUBTITLE 7) PROVISIONS

The Commission also supports and would seek an amendment to the lobbying provisions of the Public Ethics Law (subtitle 7) with regard to two of the reporting requirements in the HB2 legislation of 2001:

- §15-708 should be revised in order to more correctly reflect lobbyist spending for legislative meals and receptions. As the requirement reads now, the process is cumbersome and may inadvertently inflate the actual amount spent on lobbying legislators. The provision causes significant confusion as to what costs should be reported and how the costs should be reported.
- §15-705 currently provides that regulated lobbyists must file a separate report disclosing the name of any State official of the Executive Branch or member of the immediate family of a State official of the Executive Branch who has benefited during the reporting period from gifts of meals or beverages from the regulated lobbyist, whether or not in connection with lobbying activities. The lobbyist must file this report accounting from Dollar One spent on a meal or beverage for an official of the Executive Branch or a member of the official's immediate family. This reporting requirement is difficult to administer and is not in keeping with other gift reporting requirements, which general require such a report only when the amount spent is \$20 or greater or \$100 cumulatively from one donor. This provision should be revised to require a report only when the amount spent is \$20 or greater or \$100 cumulatively from one donor.

PROPOSED CHANGE TO ENFORCEMENT SUBTITLE 4) PROVISIONS

The Commission and staff continually review the Public Ethics Law in order to determine if the administration and enforcement are consistent with the intent of the law and the mission of the Commission.

- The Commission proposes that the Legislature enable it to assess civil penalties in conflict of interest and other violations by State employees and public officials. The Commission may currently request a court of competent jurisdiction to assess fines of \$5,000 per violation, and it seeks the authority, on its own, to assess civil penalties in the amount of \$5,000 per violation. Having this authority would provide a formal alternative to expensive and extended court proceedings. This would give the Commission equal authority in setting sanctions on conflict of interest issues as it presently has with regard to lobbying violations. The Commission currently has the authority to assess civil penalties up to \$5,000 for lobbying violations. All penalties assessed by the court or by the Commission are sent to the General Fund.

PROPOSED CHANGES TO LOCAL JURISDICTIONS (SUBTITLE 8) PROVISIONS

Subtitle 8 of the Public Ethics Law, which address local jurisdictions and boards of education, is also a priority. The Commission is looking at the following issues:

- The provisions covering school board ethics regulations need strengthening to assure that there are adequate sanctions for violations by board members, candidates for board membership and lobbyists.

- Subsequent to the issuance of *Seipp v. Baltimore City Board of Elections, et al*, 377 Md. 362, 833 A.2d 551 (2003), which interpreted sections of subtitle 8 of the Public Ethics Law and determined the degree to which local jurisdiction ethics ordinances must be similar to the Public Ethics Law, the Commission seeks to replace the language requiring that the local ordinance language be similar or substantially similar to the Public Ethics Law with language requiring that the Commission's review of local ordinances be in accordance to law.

THIRTY YEAR HISTORY

The Commission has completed its thirtieth year of existence. During this period, State government has continued to grow in numbers of employees, officials, and lobbyists. The Commission staff has now ten and one-half positions and four attorneys. The individuals who served as members of the State Ethics Commission from 1979 are included in Appendix E of this report. These men and women gave freely of their time and talents to guide the Commission to fulfill its mandate under the Public Ethics Law.

APPENDIX A

EMPLOYERS SPENDING \$50,000.00 OR MORE - ALL REGISTRANTS ALL TYPES OF EXPENSES

November 1, 2007- October 31, 2008

	TOTAL AMOUNT	EMPLOYER
1	\$723,330.02	Pepco Holdings, Inc.
2	\$640,399.96	Maryland Retailers Association
3	\$540,033.72	Maryland Jockey Club
4	\$537,088.01	Maryland Association of Realtors, Inc.
5	\$474,302.47	Maryland Bankers Association
6	\$424,608.66	CareFirst BlueCross BlueShield
7	\$408,727.38	Maryland Hospital Association
8	\$402,187.75	Verizon Maryland Inc.
9	\$395,515.04	Mirant Mid-Atlantic, LLC
10	\$389,693.42	Constellation Energy Group
11	\$378,136.66	Hanger Orthopedic Group, Inc.
12	\$371,923.51	Johns Hopkins Institutions
13	\$351,333.31	Aetna, Inc.
14	\$349,103.29	Philip Morris USA, Inc., by its service company Altria Client Services, Inc.
15	\$346,434.21	Maryland State Teachers Association
16	\$333,683.97	MedStar Health
17	\$296,903.75	MedChi, The Maryland State Medical Society
18	\$277,762.60	Maryland Chamber of Commerce
19	\$260,000.00	Maryland Zoo in Baltimore, The
20	\$254,618.43	Marylanders for Restorative Justice, Inc.
21	\$230,100.00	Alcoa Eastalco Works
22	\$225,850.19	Ocean Downs Racetrack/Allegany Racing Assn.
23	\$209,571.54	AMERIGROUP Maryland, Inc.
24	\$201,473.22	Maryland Independent College and University Association
25	\$199,910.19	Maryland Thoroughbred Horsemen's Association
26	\$199,000.00	Comcast Cable Communications

27	\$197,157.00	DuPont, Inc.
28	\$195,782.99	Association of Maryland Pilots
29	\$195,000.00	Law Office of Peter G. Angelos
30	\$187,930.58	Children's National Medical Center
31	\$180,080.00	Prince George's County
32	\$180,019.40	Maryland Trial Lawyers Association
33	\$172,556.19	Medical Mutual Liability Insurance Society of Maryland
34	\$170,890.70	League of Life and Health Insurers of MD
35	\$165,914.03	Health Facilities Association of Maryland (HFAM)
36	\$163,736.16	Chesapeake Bay Foundation
37	\$162,500.81	Maryland Catholic Conference
38	\$161,621.00	Maryland State Bar Association, Inc.
39	\$160,350.00	Northrop Grumman Corporation
40	\$157,871.18	Motorola, Inc.
41	\$150,871.25	Maryland Automobile Dealers Association
42	\$146,620.00	AFSCME Maryland
43	\$144,261.74	Allegheny Energy
44	\$135,270.47	State Farm Insurance Companies
45	\$135,000.00	Prince George's County Public Schools
46	\$132,910.66	Norfolk Southern Corporation
47	\$131,338.63	Pleasure Cove Marina
48	\$129,054.88	Adventist HealthCare, Inc
49	\$128,045.54	Lifebridge Health
50	\$125,425.53	Schaller Anderson of Maryland, LLC
51	\$125,000.00	The Carl Williams Group, LLC
52	\$123,000.00	Penn National Gaming, Inc.
53	\$121,738.00	Restaurant Association of Maryland, Inc.
54	\$121,382.00	United Healthcare
55	\$120,219.24	Maryland Farm Bureau, Inc.
56	\$120,215.14	First Transit, Inc.
57	\$120,000.00	Citizens for Fire Safety Institute

58	\$118,943.10	Apartment & Office Building Association of Metropolitan Washington
59	\$115,531.98	American Petroleum Institute
60	\$115,100.00	Direct Energy
61	\$114,928.56	Hilltop Public Solutions
62	\$114,577.69	Maryland Association of Boards of Education
63	\$112,107.12	Scientific Games International
64	\$110,895.88	Reynolds American, Inc.
65	\$110,857.47	ESP, Inc.
66	\$110,500.00	UST Public Affairs, Inc.
67	\$109,261.59	Mid-Atlantic LifeSpan
68	\$109,167.00	CareFirst, Inc.
69	\$105,851.08	Greater Baltimore Committee
70	\$103,744.78	Peterson Companies, The
71	\$103,282.63	Wal-Mart Stores, Inc.
72	\$103,028.00	Maryland Chapter of National Association of Industrial & Office Properties
73	\$102,580.00	Pharmaceutical Research & Manufacturers of America
74	\$102,212.50	National Children's Museum
75	\$101,855.21	Johnson Controls, Inc.
76	\$101,608.95	Washington Gas Energy Services, Inc.
77	\$101,324.70	Property Casualty Insurers Assn of America (PCIAA)
78	\$100,368.64	Discovery Communications, Inc.
79	\$99,000.00	Maryland Industrial Technology Alliance
80	\$98,750.00	Equality Maryland, Inc.
81	\$97,969.00	T. Rowe Price Group, Inc.
82	\$95,664.19	Maryland Association of Mortgage Brokers
83	\$95,552.64	Cable Telecommunications Association of MD, DE & DC
84	\$95,139.93	Greater Capital Area Association of Realtors
85	\$94,873.65	Upper Chesapeake Health System
86	\$92,535.31	Dominion Resources Services, Inc.
87	\$90,107.12	IGT

88	\$90,000.00	Chesapeake Amusements, Inc.
89	\$90,000.00	Owens Illinois, Inc.
90	\$90,000.00	Savantage Solutions
91	\$90,000.00	Sleep Solutions
92	\$89,824.28	Syscom, Inc.
93	\$89,586.00	Ports America
94	\$89,250.00	National Federation of Independent Business
95	\$89,100.00	Maryland State Dental Association
96	\$87,500.00	Manufacturers' Alliance of Maryland
97	\$86,723.46	Bluewater Wind Maryland, LLC
98	\$86,430.00	Maryland Computer Services Association
99	\$86,277.50	Bank of America
100	\$86,207.00	United Way of Central Maryland
101	\$86,000.00	CSX Corporation
102	\$85,811.00	Veolia Transportation
103	\$85,000.00	Faison
104	\$84,561.71	Kaiser Foundation Health Plan of the Mid-Atlantic States, Inc.
105	\$84,065.56	Washington Area NEW Automobile Dealers Association (WANADA)
106	\$84,000.00	Lorillard Tobacco Company
107	\$83,500.00	Prince George's County Council
108	\$83,000.00	Maryland Insurance Council, The
109	\$82,907.90	MD & DC Credit Union Association
110	\$82,000.00	Maryland State Builders Association
111	\$81,607.41	Life Settlement Providers, LLC
112	\$81,460.13	ACS State and Local Solutions
113	\$81,290.43	Doctor's Community Hospital
114	\$81,282.00	AES Warrior Run
115	\$80,756.48	Maryland Community Health System, LLP
116	\$80,337.50	St. Agnes Hospital
117	\$80,000.00	CVS/Caremark
118	\$80,000.00	Herrington Harbour North

119	\$79,650.00	Evercare
120	\$79,450.93	Whalen Properties
121	\$79,100.00	Sempra Generation
122	\$78,824.32	Sunoco, Inc.
123	\$78,820.00	Prince George's County Association of Realtors
124	\$78,700.00	Rite Aid Corporation
125	\$78,678.07	AES Sparrows Point LNG, LLC
126	\$78,675.49	Reliant Energy, Inc.
127	\$78,100.00	Microsoft Corporation
128	\$78,000.00	UFCW Local 27
129	\$77,449.88	Sherwin-Williams Company, The
130	\$76,527.09	CASA of Maryland, Inc.
131	\$76,351.70	Concentra Medical Centers
132	\$76,257.38	Premier Election Solutions
133	\$75,300.00	Anne Arundel Health System
134	\$74,800.00	Agency Insurance Company of Maryland
135	\$74,772.04	Bombardier Recreational Products US, Inc.
136	\$72,270.76	General Motors Corporation
137	\$72,086.00	Maryland Optometric Association
138	\$71,414.00	Suburban Hospital
139	\$70,428.55	DCI Group / Verizon
140	\$69,989.23	Maryland Tort Reform Coalition
141	\$69,939.56	BBSS, Inc.
142	\$69,601.18	Erickson Retirement Communities
143	\$69,065.00	National MS Society, MD Chapter
144	\$69,000.00	1199 SEIU
145	\$68,604.51	Washington Gas
146	\$68,222.56	T-Mobile USA, Inc.
147	\$68,000.00	American Heart Association
148	\$67,985.85	Diamond Game Enterprises
149	\$66,859.21	Epic Pharmacies
150	\$66,805.19	Sprint Nextel

151	\$66,712.85	Delmarva Poultry Industry, Inc.
152	\$66,200.00	D.C. Health Care Systems, Inc.
153	\$66,168.73	Retail Energy Supply Association
154	\$66,000.00	Authentix, Inc.
155	\$65,776.00	Discovery Communications, LLC
156	\$65,762.65	American Cancer Society
157	\$65,577.48	Nationwide Insurance Company
158	\$65,200.00	Maryland Automobile Insurance Fund
159	\$65,000.00	E.I. DuPont de Nemours & Co.
160	\$64,942.00	Toy Industry Association, Inc.
161	\$64,804.00	Home Builders Association of Maryland
162	\$64,000.00	Coventry First
163	\$63,428.10	Maryland State Licensed Beverage Association
164	\$63,369.97	Law Offices of Evan Thalenberg
165	\$62,499.96	American Insurance Association
166	\$62,314.38	Abbott Laboratories
167	\$62,313.30	National Aquarium in Baltimore, Inc.
168	\$61,923.77	AstraZeneca Pharmaceuticals, LP
169	\$61,598.55	Baltimore Jewish Council
170	\$61,558.00	Maryland Jockey Club of Baltimore City, Inc.
171	\$61,233.56	Job Opportunities Task Force
172	\$61,200.00	Chesapeake Utilities Corporation
173	\$61,100.06	Lockheed Martin Corporation
174	\$60,600.00	Manufacturers and Traders Trust Company As Trustee for Bondholders of the Rocky Gap Resort
175	\$60,414.00	AIG Retirement Services
176	\$60,262.50	Maryland Citizens Health Initiative Education Fund, Inc.
177	\$60,200.00	Luk Flats, LLC
178	\$60,200.00	Luman, L.L.C.
179	\$60,200.00	Personal Home Care Agency
180	\$60,099.00	Maryland Association of Certified Public Accountants
181	\$60,000.00	DaVita, Inc.

182	\$60,000.00	Hartford Life
183	\$60,000.00	Maryland Affordable Housing Coalition
184	\$60,000.00	Olympic Supply, Inc.
185	\$60,000.00	Wireless Generation
186	\$59,834.62	Maryland Horse Breeders Association
187	\$59,582.46	Arc of Maryland, Inc., The
188	\$59,465.05	Mid-Atlantic Financial Services Association
189	\$59,374.65	Catholic Charities
190	\$59,257.28	Apollo Group/University of Phoenix
191	\$59,185.35	Maryland Radiological Society
192	\$59,138.64	Montgomery County Chamber of Commerce
193	\$59,000.00	Atlantic Recycling Group, LLC
194	\$58,600.00	Mid-Atlantic Petroleum Distributors Association
195	\$58,259.03	Maryland National Capital Building Industry Association
196	\$58,066.00	Jai Medical Systems
197	\$58,000.00	Multi-State Associates Inc. on behalf of Delta Dental of California
198	\$57,927.30	AAA Mid-Atlantic, inc.
199	\$57,919.22	ABC - Associated Builders & Contractors
200	\$57,794.56	Sun Edison, LLC
201	\$57,428.53	CGI-AMS
202	\$56,239.24	Oracle USA Inc.
203	\$56,100.00	Care One Services, Inc.
204	\$55,800.00	Multi-State Associates Inc on behalf of the Carroll County Cancer Center
205	\$55,468.08	Baltimore Museum of Art
206	\$55,372.92	Accenture LLP
207	\$55,100.00	American Chemistry Council
208	\$55,000.00	Fibrowatt LLC/Fibro Shore LLC
209	\$55,000.00	Maryland Association of Chain Drug Stores
210	\$55,000.00	MD/DC/DE Broadcasters Association, Inc.
211	\$54,758.33	Pfizer, Inc.

212	\$54,549.40	HLR Service Corporation
213	\$54,129.97	Winchester Homes, Inc.
214	\$54,000.00	Baltimore Licensed Beverage Association, Inc.
215	\$54,000.00	Percontee, Inc.
216	\$53,398.19	Mental Health Association of Maryland
217	\$53,392.13	Medco Health Solutions
218	\$53,387.93	Motion Picture Association of America, Inc.
219	\$53,291.95	SEIU MD/DC State Council
220	\$53,234.03	Merck & Company
221	\$52,758.54	Citizens United
222	\$52,500.00	Maryland Patient Care and Access Coalition
223	\$52,500.00	PPL Services Corporation
224	\$52,070.00	AARP Maryland
225	\$51,897.37	Cellco Partnership, A Delaware Limited Partnership
226	\$51,428.72	Drug Policy Alliance
227	\$51,414.00	The Chimes
228	\$51,183.20	Licensed Beverage Distributors of Maryland, Inc.
229	\$51,013.00	AmeriChoice (A United Health Group Company)
230	\$51,000.00	Cigar Association of America, Inc.
231	\$50,875.38	MedImmune, Inc.
232	\$50,455.63	Coventry Health Care, Inc
233	\$50,286.39	Genesis Health Care Corporation
234	\$50,115.80	Maryland Society of Anesthesiologists
235	\$50,099.16	Enterprise Leasing Company of Baltimore dba Enterprise Rent-A-Car
236	\$50,092.24	Marine Trades Association of Maryland
237	\$50,000.00	AT&T
238	\$50,000.00	Giant Food, Inc.
239	\$50,000.00	Maryland Jockey Club, The
240	\$50,000.00	Proctor & Gamble Company
241	\$50,000.00	TC MidAtlantic Development III, Inc.

APPENDIX B

LOBBYISTS RECEIVING \$50,000.00 OR MORE IN COMPENSATION ONE OR MORE EMPLOYERS

November 1, 2007- October 31, 2008

	TOTAL AMOUNT	LOBBYIST
1	\$1,213,603.82	Alexander, Gary R.
2	\$1,120,113.92	Rozner, Joel D
3	\$1,019,446.96	Stierhoff, John R.
4	\$1,019,262.95	Johansen, Michael V
5	\$944,598.00	Enten, D. Robert
6	\$891,000.00	Evans, Gerard E
7	\$806,250.01	Bereano, Bruce C
8	\$796,649.00	Proctor, Jr., Gregory S.
9	\$765,750.00	Manis, Nicholas G
10	\$741,430.05	Shaivitz, Robin F
11	\$701,398.00	Pitcher, J. William
12	\$614,248.30	Popham, Bryson F
13	\$588,603.00	Rasmussen, Dennis F
14	\$530,953.00	Perry, Timothy A
15	\$468,000.00	Gally, Eric
16	\$467,618.12	Rifkin, Alan M.
17	\$467,118.98	Taylor, Jr., Casper R.
18	\$421,150.00	Hoffman, Barbara A.
19	\$414,260.00	Boston, III, Frank D
20	\$409,899.55	Powell, Michael C
21	\$406,200.00	Lanier, Ivan V
22	\$394,408.14	Schwartz, III, Joseph A.
23	\$386,849.96	Kasemeyer, Pamela M
24	\$354,884.50	Miedusiewski, American Joe
25	\$351,500.00	Rush, John Jeffrey
26	\$340,956.25	Lucchi, Leonard L.
27	\$338,190.94	Battle, J. Kenneth
28	\$318,000.00	Cooper, Linda
29	\$316,504.00	McCoy, Dennis C

30	\$315,000.00	Aery, Shaila R
31	\$312,930.66	Harris Jones, Lisa
32	\$307,651.25	Sidh, Sushant
33	\$303,622.05	Doherty, Jr., Daniel T
34	\$299,802.35	Levitan, Laurence
35	\$299,484.64	Johnson, Robert G.
36	\$288,651.25	Carroll, Jr., David H.
37	\$286,753.24	Tiburzi, Paul A
38	\$268,447.18	Bryant, Eric L
39	\$259,500.00	Burner, Gene L.
40	\$252,054.00	Wise, J. Steven
41	\$247,000.00	DiPietro, Christopher V.
42	\$245,165.96	Brocato, Barbara M
43	\$233,000.00	Genn, Gil
44	\$230,533.36	Bellamy, Lorenzo M.
45	\$229,106.05	Powers, Hannah J.
46	\$224,890.70	Rivkin, Deborah R
47	\$224,701.00	Canning, Michael F
48	\$215,350.00	Mitchell, Van T
49	\$214,969.96	Andryszak, John A.
50	\$208,849.00	Kress, William Allen
51	\$199,000.00	Opara, Clay C
52	\$196,107.00	Wilkins, Barbara J.
53	\$193,460.70	Roddy, Patrick H.
54	\$187,000.00	Valentino-Benitez, Ellen
55	\$177,432.56	White, Josh
56	\$176,000.00	Hill, Denise O.
57	\$175,000.00	Looney, Sean M
58	\$170,000.00	Loughran, Kathleen G
59	\$159,000.00	Miles, William R
60	\$156,833.29	Bagwell, Ashlie

61	\$152,270.80	Collins, Carville B
62	\$149,682.00	Goldstein, Franklin
63	\$140,000.00	Carter, W. Minor
64	\$135,533.00	Harting, Marta D
65	\$134,000.00	Elliott, Robyn S
66	\$133,379.06	Murphy, Kathleen M.
67	\$132,171.00	Doyle, III, James J
68	\$130,001.00	Wyatt, Joseph R.
69	\$127,500.00	Gisriel, Michael U
70	\$121,302.18	Wood, Paul G.
71	\$120,898.02	Saquella, Diana K.
72	\$119,942.50	Quinter, Neil
73	\$119,473.25	Burns, Kimberly M
74	\$116,851.00	Montgomery III, Richard A.
75	\$115,900.00	O'Keefe, Kevin
76	\$110,772.00	Doolan, Devin J
77	\$109,912.00	Saquella, Thomas S.
78	\$109,684.00	Lewis, Thomas
79	\$106,560.00	Ciekot, Ann T.
80	\$105,084.00	Manis, George N
81	\$102,666.00	Puente, Kenneth
82	\$99,618.00	Bonnett, Carolyn T
83	\$94,606.53	Hoover, Lesa N
84	\$92,800.00	Hanna Anderson, Tiffany C.
85	\$92,099.96	Doherty, Frances P.
86	\$90,199.89	Weisel, Meredith R.
87	\$90,000.00	Cohen, Harold A.
88	\$88,080.00	Pitkin, Joan B
89	\$87,520.00	Casey, William F.
90	\$85,855.00	Thompson, Melvin R.
91	\$85,721.49	Antoun, Mary A.

92	\$85,000.00	Townsend, Pegeen
93	\$84,500.00	Woolums, John R
94	\$83,679.96	Zellmer, Jeffrie
95	\$82,000.00	Maloney, Kathleen M.
96	\$81,381.00	Cobbs, Drew P.
97	\$80,000.01	Lininger, Brett Stewart
98	\$78,500.00	Neil, John B.
99	\$78,118.37	Pasternak, Jerry
100	\$78,000.00	Dunphy, David D.
101	\$75,000.00	Jepson, Robert
102	\$75,000.00	Overton, Valerie Shearer
103	\$71,822.50	Marks, Isaac H
104	\$71,000.00	Davis III, James B.
105	\$70,637.50	Castelli, William A.
106	\$69,642.68	Giannetti, Erin Appel
107	\$68,200.00	Ottaviani, Adrienne
108	\$67,951.62	Groves, Jason L
109	\$67,820.43	Richardson, Jr., Lawrence Anthony
110	\$67,100.00	Bjarekull, Tina M.
111	\$66,805.00	Hill, James
112	\$66,250.00	Esty, Susan
113	\$66,000.00	Cooke, Ira C
114	\$65,710.00	Waranch, Nan A
115	\$64,230.97	Wineholt, Ronald W.
116	\$64,100.00	Pitcher, Julia L
117	\$63,600.00	Kelly, Clare Marie
118	\$63,500.00	Matricciani, Denise M.
119	\$63,235.00	Bourland, Ray
120	\$62,700.00	August, Kimberly Justin
121	\$62,397.93	Chason, Todd R
122	\$60,000.00	Riddick, Major F.

123	\$58,812.00	Topping, Jeffrey J
124	\$58,800.00	Schrader, Sandra
125	\$58,500.00	Horrigan, F. Peter
126	\$57,143.00	Schreiber, Bret Allan
127	\$56,750.00	Muir, Scott
128	\$56,538.00	Connelly, Valerie T.
129	\$55,000.00	Kauffman, Danna L
130	\$54,617.60	Douglas, Robert C
131	\$53,152.00	Sheehan, Lorraine M.
132	\$52,500.00	O'Brien, Susan Marie
133	\$52,500.00	Sokolowski, Paul
134	\$51,702.30	Marchand, Cristine B.
135	\$51,072.00	Higdon, Sheila F.
136	\$51,010.16	Mickens, Randal L.
137	\$51,000.00	Kitzmilller, John P.
138	\$50,624.00	Yewell, Therese
139	\$50,312.58	Feinroth, Mark
140	\$50,128.75	McBride, Matthew Lawrence
141	\$50,000.00	Jones, Tim T
142	\$50,000.00	Nathanson, Martha D.
143	\$50,000.00	Robbins, Jr., Earl H
144	\$50,000.00	Scher, Barry F

APPENDIX C

EXPENDITURES ON SPECIAL EVENTS

November 1, 2007- October 31, 2008

Group Invited	Number of Times Invited	Total
Anne Arundel County Delegation	9	\$9,225.33
Baltimore City Delegation	12	\$13,466.14
Baltimore County Delegation	12	\$12,610.68
Carroll County Delegation	7	\$4,633.19
Cecil County Delegation	4	\$963.16
General Assembly	103	\$1,406,869.65
Harford County Delegation	8	\$5,539.46
House Appropriations Committee	19	\$31,313.98
House Economic Matters Committee	23	\$39,212.97
House Environmental Matters Committee	14	\$21,469.99
House Health and Governmental Operations Committee	30	\$66,949.30
House Judiciary Committee	16	\$25,950.89
House of Delegates	8	\$15,531.74
House Rules and Executive Nominations Committee	3	\$438.59
House Ways and Means Committee	18	\$41,074.08
Howard County Delegation	11	\$8,247.13
Lower Eastern Shore Delegation	7	\$4,420.15
Montgomery County Delegation	25	\$147,093.39
Prince George 's County Delegation	22	\$86,057.79
Senate	8	\$15,531.74
Senate Budget and Taxation Committee	26	\$39,094.67
Senate Education Business and Administration Committee	3	\$438.59
Senate Education Health and Environmental Affairs Committee	27	\$28,961.40
Senate Executive Nominations Committee	3	\$438.59
Senate Finance Committee	41	\$56,621.62
Senate Judicial Proceedings Committee	16	\$23,219.85
Southern Maryland Delegation	8	\$19,667.64

Upper Eastern Shore Delegation	6	\$3,180.68
Western Maryland Delegation	7	\$6,692.35

TOTAL: \$2,134,914.71

(NOTE: Where more than one committee was invited to the same event for the purposes of this report, there may be a proportionate allocation.)

APPENDIX D

LOBBYING FIRMS REPORTING COMPENSATION OF \$1,000,000.00 OR MORE

November 1, 2007 - October 31, 2008

	Name of Firm	Amount of Compensation Reported
1	Rifkin, Livingston, Levitan & Silver, LLC	\$3,576,596.70
2	Alexander & Cleaver, P.A.	\$3,422,549.86
3	Gordon, Feinblatt, Rothman, Hoffberger &	\$1,354,497.55
4	Manis Canning & Associates	\$1,310,885.00
5	Venable, LLP	\$1,019,446.96

APPENDIX E

STATE ETHICS COMMISSION MEMBERS – 1979 TO PRESENT

* Herbert J. Belgrad	1979 to 1986
William B. Calvert	1979 to 1980
Jervis S. Finney	1979 to 1983
Reverend John Wesley Holland	1979 to 1987
* Barbara M. Steckel	1979 to 1990
Betty B. Nelson	1981 to 1988
* Thomas D. Washburne	1984 to 1986
* M. Peter Moser	1987 to 1989
* William J. Evans	1987 to 1993
Reverend C. Anthony Muse	1988 to 1990
Robert C. Rice, PhD	1989 to 1993
* Mark C. Medairy, Jr.	1990 to 1999
Mary M. Thompson	1990 to 1994
Shirley P. Hill	1992 to 1994
* Michael L. May	1993 to 2003
Robert J. Romadka	1994 to 1997
April E. Sepulveda	1994 to 2003
* Charles O. Monk, II	1995 to 2003
* Dorothy R. Fait	1999 to 2005
D. Bruce Poole	2000 to 2004
* Julian L. Lapidés	2002 to present
Ava S. Feiner, Ph.D.	2003 to 2005
* Robert F. Scholz	2003 to present
Daryl D. Jones	2005 to 2006
Janet E. McHugh	2005 to present
Paul M. Vettori	2006 to present
H. Richard Duden, III	2006 to 2008
Jacob Yosef Miliman	2008 to present

**Person served as Chairman during some part
of their term on the Commission.*