## **HOUSE BILL 1356**

N1, G1 4lr0734 CF SB 1127

By: Howard County Delegation

Introduced and read first time: February 9, 2024

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: March 3, 2024

CHAPTER

- 1 AN ACT concerning
- Candidates for Village Board or Columbia Council in a Village of Columbia –
  Reports of Donations and Disbursements
- 4 Ho. Co. 10–24
- 5 FOR the purpose of requiring each village community association for a village of Columbia 6 to require each candidate for election to the village board or the Columbia Council 7 who receives donations or makes disbursements to file reports of the donations and 8 disbursements with the village community association; requiring each village 9 community association to make the reports of donations and disbursements available 10 to the public; prohibiting a candidate for election to a village board or the Columbia 11 Council who is elected from taking office if the candidate has failed to file a report of 12 donations and disbursements; and generally relating to reports of donations and disbursements by candidates for village board or Columbia Council in a village of 13 Columbia. 14
- 15 BY adding to
- 16 Article Real Property
- 17 Section 11B–106.3
- 18 Annotated Code of Maryland
- 19 (2023 Replacement Volume)
- 20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 21 That the Laws of Maryland read as follows:

## EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

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

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## Article - Real Property

- 2 11B-106.3.
- 3 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS 4 INDICATED.
- 5 (2) "DISBURSEMENT" MEANS AN EXPENDITURE, A GIFT, A TRANSFER,
- 6 OR A PROMISE OF MONEY OR ANY OTHER THING OF VALUE BY A CANDIDATE TO
- 7 PROMOTE THE ELECTION OF THE CANDIDATE.
- 8 (3) "DONATION" MEANS THE GIFT, TRANSFER, OR PROMISE OF GIFT
- 9 OR TRANSFER OF MONEY OR OTHER THING OF VALUE TO A CANDIDATE TO PROMOTE
- 10 THE ELECTION OF THE CANDIDATE.
- 11 (4) "VILLAGE COMMUNITY ASSOCIATION" MEANS A VILLAGE
- 12 COMMUNITY ASSOCIATION FOR A VILLAGE OF COLUMBIA IN HOWARD COUNTY.
- 13 (B) THIS SECTION APPLIES NOTWITHSTANDING THE ARTICLES OF
- 14 INCORPORATION, BYLAWS, RULES, OR ANY OTHER GOVERNING DOCUMENT OF A
- 15 VILLAGE COMMUNITY ASSOCIATION.
- 16 (C) EACH VILLAGE COMMUNITY ASSOCIATION SHALL REQUIRE EACH
- 17 CANDIDATE FOR ELECTION TO THE VILLAGE BOARD OR THE COLUMBIA COUNCIL
- 18 WHO RECEIVES DONATIONS OR MAKES DISBURSEMENTS TO FILE REPORTS OF THE
- 19 DONATIONS AND DISBURSEMENTS WITH THE VILLAGE COMMUNITY ASSOCIATION.
- 20 (D) EACH VILLAGE COMMUNITY ASSOCIATION SHALL:
- 21 (1) MAKE THE REPORTS OF DONATIONS AND DISBURSEMENTS FILED
- 22 UNDER SUBSECTION (C) OF THIS SECTION PUBLICLY AVAILABLE ON THE VILLAGE
- 23 COMMUNITY ASSOCIATION'S WEBSITE; AND
- 24 (2) PROVIDE THE REPORTS OF DONATIONS AND DISBURSEMENTS
- 25 FILED UNDER SUBSECTION (C) OF THIS SECTION TO A MEMBER OF THE PUBLIC ON
- 26 REQUEST.
- 27 (E) (1) A CANDIDATE FOR ELECTION TO A VILLAGE BOARD OR THE
- 28 COLUMBIA COUNCIL WHO IS ELECTED MAY NOT TAKE OFFICE IF THE CANDIDATE
- 29 HAS FAILED TO FILE A REPORT OF DONATIONS AND DISBURSEMENTS REQUIRED
- 30 UNDER THIS SECTION.
- 31 (2) A VILLAGE COMMUNITY ASSOCIATION HAS EXCLUSIVE
- 32 AUTHORITY TO DETERMINE WHETHER A CANDIDATE HAS PROPERLY FILED A

1 REPORT OF DONATIONS AND DISBURSEMENTS AND MAY TAKE OFFICE UNDER PARAGRAPH (1) OF THIS SUBSECTION. 2 3 EACH VILLAGE COMMUNITY ASSOCIATION MAY ADOPT ANY PROVISION 4 NECESSARY TO ADMINISTER AND ENFORCE THE REQUIREMENTS OF THIS SECTION. SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 5 6 1, 2024. Approved: Governor.

President of the Senate.

Speaker of the House of Delegates.