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**STATE ETHICS COMMISSION**

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January 5, 2023

**Sent via email to: [ksteele@annapolis.gov](mailto:ksteele@annapolis.gov)**

Karen Steele, Legal Assistant  
City of Annapolis Office of Law  
160 Duke of Gloucester Street  
Annapolis, Maryland 21401

Re: City of Annapolis Proposed Ethics Ordinance

Dear Ms. Steele:

At its January 5, 2023 meeting, the State Ethics Commission reviewed proposed changes to the City of Annapolis Code, which you forwarded to the Commission for approval on November 15, 2022, in compliance with Subtitle 8 of the Maryland Public Ethics Law (Md. Code Ann., Gen. Prov., Title 5 (Supp. 2022)). As you are aware, legislation (HB 363 and 1058) enacted during the 2021 General Assembly session mandated some changes to county and municipal ethics laws and county boards of education ethics regulations and policies. The State Ethics Commission revised its local government regulations in COMAR 19A.04 in January 2022 to reflect the changes in the Public Ethics Law and to incorporate changes made by HB 363 and 1058.

The State Ethics Commission approved the proposed changes to the ethics ordinance for your jurisdiction as being at least equivalent to State law for local employees for conflict of interest provisions. The Commission approved other changes to the City of Annapolis Ethics Ordinance as being at least equivalent to State law for financial disclosure provisions for local elected officials and candidates for local elected office. The State Ethics Commission also determined that the City of Annapolis Ethics Ordinance is similar to the provisions of the Maryland Public Ethics Law for conflict of interest and financial disclosure provisions applicable to local elected officials, local employees and local appointed officials. The lobbying provisions of the City of Annapolis Ethics Ordinance are also substantially similar to the provisions of the Maryland Public Ethics Law.

The State Ethics Commission's review was in accord with the Commission's review authority pursuant to Subtitle 8 of the Maryland Public Ethics Law and consisted of a comparison of the proposed revisions to the review criteria of COMAR 19A.04. The review was also in accord with the Commission's understanding of the requirements stated in the Court of Appeals decision in *Seipp v. Baltimore City Board of Elections*, 377 Md. 362, 833 A. 2d 551 (2003), as discussed in Opinion No. 06-01 of the Commission's Advisory Opinions.

The City of Annapolis must submit all future changes to its ethics ordinance for review and approval in compliance with Subtitle 8 of the Maryland Public Ethics Law and COMAR 19A.04. In addition, certification is an annual requirement. Certification is due each year by October 1<sup>st</sup>. Your next certification is due October 1, 2023. Please contact our office if you have any questions regarding this or any other matter. Thank you for your work on this project.

Sincerely,

A handwritten signature in black ink that reads "Ana L. Henry". The signature is written in a cursive style with a long, sweeping underline.

Ana L. Henry  
Assistant General Counsel

cc: Jim Dolezal