

House Bill 2589

Sponsored by Representative ROSENBAUM; Representatives BARKER, BARNHART, BONAMICI, BUCKLEY, CANNON, CLEM, COWAN, DINGFELDER, C EDWARDS, D EDWARDS, GALIZIO, GELSER, GREENLICK, HUNT, KOMP, MACPHERSON, MERKLEY, NOLAN, READ, SHIELDS, TOMEI

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits former member of Legislative Assembly from being compensated lobbyist during period beginning on date person ceases being member and ending on date of adjournment sine die of next regular legislative session.

A BILL FOR AN ACT

1
2 Relating to lobbying; creating new provisions; and amending ORS 244.045.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 244.045 is amended to read:

5 244.045. (1) A person who has been a Public Utility Commissioner, the Director of the Depart-
6 ment of Consumer and Business Services, the Administrator of the Division of Finance and Corpo-
7 rate Securities, the Administrator of the Insurance Division, the Administrator of the Oregon Liquor
8 Control Commission or the Director of the Oregon State Lottery shall not:

9 (a) Within one year after the public official ceases to hold the position become an employee of
10 or receive any financial gain, other than reimbursement of expenses, from any private employer
11 engaged in the activity, occupation or industry over which the former public official had authority;
12 or

13 (b) Within two years after the public official ceases to hold the position:

14 (A) Be a lobbyist for or appear as a representative before the agency over which the person
15 exercised authority as a public official;

16 (B) Influence or try to influence the actions of the agency; or

17 (C) Disclose any confidential information gained as a public official.

18 (2) A person who has been a Deputy Attorney General or an assistant attorney general shall
19 not, within two years after the person ceases to hold the position, lobby or appear before an agency
20 that the person represented while employed by the Department of Justice.

21 (3) A person who has been the State Treasurer or the Chief Deputy State Treasurer shall not,
22 within one year after ceasing to hold office:

23 (a) Accept employment from or be retained by any private entity with whom the office of the
24 State Treasurer or the Oregon Investment Council negotiated or to whom either awarded a contract
25 providing for payment by the state of at least \$25,000 in any single year during the term of office
26 of the treasurer;

27 (b) Accept employment from or be retained by any private entity with whom the office of the
28 State Treasurer or the Oregon Investment Council placed at least \$50,000 of investment moneys in
29 any single year during the term of office of the treasurer; or

30 (c) Be a lobbyist for an investment institution, manager or consultant, or appear before the of-

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 fice of the State Treasurer or Oregon Investment Council as a representative of an investment in-
 2 stitution, manager or consultant.

3 (4) A public official who as part of the official’s duties invested public funds shall not within two
 4 years after the public official ceases to hold the position:

5 (a) Be a lobbyist or appear as a representative before the agency, board or commission for which
 6 the former public official invested public funds;

7 (b) Influence or try to influence the agency, board or commission; or

8 (c) Disclose any confidential information gained as a public official.

9 (5)(a) A person who has been a member of the Department of State Police, who has held a po-
 10 sition with the department with the responsibility for supervising, directing or administering pro-
 11 grams relating to gaming by a Native American tribe or the Oregon State Lottery and who has been
 12 designated by the Superintendent of State Police by rule shall not, within one year after the member
 13 of the Department of State Police ceases to hold the position:

14 (A) Accept employment from or be retained by or receive any financial gain related to gaming
 15 from the Oregon State Lottery or any Native American tribe;

16 (B) Accept employment from or be retained by or receive any financial gain from any private
 17 employer selling or offering to sell gaming products or services;

18 (C) Influence or try to influence the actions of the Department of State Police; or

19 (D) Disclose any confidential information gained as a member of the Department of State Police.

20 (b) This subsection does not apply to:

21 (A) Appointment or employment of a person as an Oregon State Lottery Commissioner or as a
 22 Tribal Gaming Commissioner or regulatory agent thereof;

23 (B) Contracting with the Oregon State Lottery as a lottery game retailer;

24 (C) Financial gain received from personal gaming activities conducted as a private citizen; or

25 (D) Subsequent employment in any capacity by the Department of State Police.

26 (c) As used in this subsection, “Native American tribe” means any recognized Native American
 27 tribe or band of tribes authorized by the Indian Gaming Regulatory Act of October 17, 1988 (Public
 28 Law 100-497), 25 U.S.C. 2701 et seq., to conduct gambling operations on tribal land.

29 **(6)(a) A person who has been a member of the Legislative Assembly may not use or at-**
 30 **tempt to use the person’s position as a former member of the Legislative Assembly to obtain**
 31 **financial gain as a lobbyist as defined in ORS 171.725 during the period beginning on the date**
 32 **the person ceases to be a member of the Legislative Assembly and ending on the date of**
 33 **adjournment sine die of the regular session of the Legislative Assembly next following the**
 34 **date the person ceases to be a member of the Legislative Assembly.**

35 **(b) Paragraph (a) of this subsection does not apply to a person who is a public official as**
 36 **defined in ORS 171.725.**

37 **SECTION 2. The amendments to ORS 244.045 by section 1 of this 2007 Act apply to per-**
 38 **sons who cease being members of the Legislative Assembly on or after January 1, 2008.**