

**REVENUE:** No revenue impact

**FISCAL:** No fiscal impact

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|-----------------------|---|
| <b>Action:</b>        | Do Pass   |
| <b>Vote:</b>          | 7 - 0 - 1   |
| <b>Yeas:</b>          | Barnhart, Berger, Garrett, Holvey, Wingard, Hunt, Olson |
| <b>Nays:</b>          | -   |
| <b>Exc.:</b>          | Freeman   |
| <b>Prepared By:</b>   | Jim Stenbridge, Administrator                           |
| <b>Meeting Dates:</b> | 3/23, 4/11  |

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**WHAT THE MEASURE DOES:** Prohibits former members of Legislative Assembly from employment as public officials in state government for one year from time their legislative service ends, unless position is advertised, minimum qualifications do not include legislative service, and employer considers other qualified applicants. Exempts judicial offices and positions subject to Senate confirmation. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- Possible perception of legislators using their positions for future consideration
- “Companion” bill to current prohibition on becoming a lobbyist
- Fate of HB 3638-A (2010)

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** Current law (ORS 244.045) prohibits former members of the Legislative Assembly from receiving money or other consideration for lobbying from the time their legislative service ends until the adjournment sine die of the next regular legislative session following their departure. House Bill 3446 similarly prohibits former members from accepting positions in state government for a year, unless the hiring process is open and competitive.

In recent years, when former state legislators have been appointed to executive branch positions, their voting records prior to the appointment have come under particular scrutiny.

House Bill 3638-A (2010), with the same provisions as HB 3446, passed the House 60-0 and was in Senate Committee at sine die adjournment.

4/18/2011 9:40:00 AM

*This summary has not been adopted or officially endorsed by action of the committee.*