

House Bill 2442

Sponsored by Representative SCHARF (Presession filed.)

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**.

Expands restrictions on post-legislative service activities to prohibit receiving money or other consideration for advocacy, on behalf of public or private entity, for changes in policy or funding for public or private sector programs or entities.

A BILL FOR AN ACT

1
2 Relating to limitations on post-legislative service activity; 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 Financial Regulation,
7 the administrator of the Oregon Liquor and Cannabis Commission or the Director of the Oregon
8 State Lottery may 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 may not,
19 within two years after the person ceases to hold the position, lobby or appear before an agency that
20 the person represented while employed by the Department of Justice.

21 (3) A person who has been the State Treasurer or the Deputy State Treasurer may not, within
22 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-
31 fice of the State Treasurer or Oregon Investment Council as a representative of an investment in-

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 stitution, manager or consultant.

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

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

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

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

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

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

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

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

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

19 (b) This subsection does not apply to:

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

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

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

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

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

28 (6) A person who has been a member of the Legislative Assembly may not, within one year after
29 ceasing to be a member of the Legislative Assembly, receive money or any other consideration for:

30 (a) Lobbying as defined in ORS 171.725; or

31 (b) **Advocating on behalf of a public or private entity for changes in policy or funding for**
32 **a public or private sector program or entity.**

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