

**Proposed Substitute  
Bill No. 5174**

February Session, 2018

LCO No. 2048

**AN ACT RESTRICTING LOBBYING BY FORMER LEGISLATIVE  
EMPLOYEES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 1-84b of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2018*):

3 (a) No former executive branch or quasi-public agency public  
4 official or state employee shall represent anyone other than the state,  
5 concerning any particular matter (1) in which he participated  
6 personally and substantially while in state service, and (2) in which the  
7 state has a substantial interest.

8 (b) No former executive branch or quasi-public agency public  
9 official or state employee shall, for one year after leaving state service,  
10 represent anyone, other than the state, for compensation before the  
11 department, agency, board, commission, council or office in which he  
12 served at the time of his termination of service, concerning any matter  
13 in which the state has a substantial interest. The provisions of this  
14 subsection shall not apply to an attorney who is a former employee of  
15 the Division of Criminal Justice, with respect to any representation in a  
16 matter under the jurisdiction of a court.

17 (c) The provisions of this subsection apply to present or former

18 executive branch public officials or state employees who hold or  
19 formerly held positions which involve significant decision-making or  
20 supervisory responsibility and are designated as such by the Office of  
21 State Ethics in consultation with the agency concerned except that such  
22 provisions shall not apply to members or former members of the  
23 boards or commissions who serve ex officio, who are required by  
24 statute to represent the regulated industry or who are permitted by  
25 statute to have a past or present affiliation with the regulated industry.  
26 Designation of positions subject to the provisions of this subsection  
27 shall be by regulations adopted by the Citizen's Ethics Advisory Board  
28 in accordance with chapter 54. As used in this subsection, "agency"  
29 means the Office of Health Care Access division within the  
30 Department of Public Health, the Connecticut Siting Council, the  
31 Department of Banking, the Insurance Department, the Department of  
32 Emergency Services and Public Protection, the office within the  
33 Department of Consumer Protection that carries out the duties and  
34 responsibilities of sections 30-2 to 30-68m, inclusive, the Public Utilities  
35 Regulatory Authority, including the Office of Consumer Counsel, and  
36 the Department of Consumer Protection and the term "employment"  
37 means professional services or other services rendered as an employee  
38 or as an independent contractor.

39 (1) No public official or state employee in an executive branch  
40 position designated by the Office of State Ethics shall negotiate for,  
41 seek or accept employment with any business subject to regulation by  
42 his agency.

43 (2) No former public official or state employee who held such a  
44 position in the executive branch shall within one year after leaving an  
45 agency, accept employment with a business subject to regulation by  
46 that agency.

47 (3) No business shall employ a present or former public official or  
48 state employee in violation of this subsection.

49 (d) The provisions of subsection (e) of this section apply to (1)  
50 present or former Department of Consumer Protection public officials

51 or state employees who hold or formerly held positions which involve  
52 significant decision-making or supervisory responsibility and are  
53 designated as such by the Office of State Ethics, in consultation with  
54 the agency concerned, and (2) present or former public officials or state  
55 employees of other agencies who hold or formerly held positions  
56 which involve significant decision-making or supervisory  
57 responsibility concerning the regulation or investigation of (A) any  
58 business entity (i) engaged in Indian gaming operations in the state,  
59 and (ii) in which a federally-recognized Indian tribe in the state owns a  
60 controlling interest, or (B) a governmental agency of a federally-  
61 recognized Indian tribe engaged in Indian gaming operations in the  
62 state, which positions are designated as such by the Office of State  
63 Ethics, in consultation with the agency concerned. Designation of  
64 positions subject to the provisions of this subsection shall be by  
65 regulations adopted by the Citizen's Ethics Advisory Board in  
66 accordance with chapter 54. As used in subsection (e) of this section,  
67 the term "employment" means professional services or other services  
68 rendered as an employee or as an independent contractor.

69 (e) (1) No Department of Consumer Protection public official or  
70 state employee or other public official or state employee described in  
71 subdivision (2) of subsection (d) of this section, in a position  
72 designated by the Office of State Ethics, shall negotiate for, seek or  
73 accept employment with (A) a business entity (i) engaged in Indian  
74 gaming operations in the state, and (ii) in which a federally-recognized  
75 Indian tribe in the state owns a controlling interest, or (B) a  
76 governmental agency of a federally-recognized Indian tribe engaged in  
77 Indian gaming operations in the state.

78 (2) No former Department of Consumer Protection public official or  
79 state employee or other former public official or state employee  
80 described in subdivision (2) of subsection (d) of this section, who held  
81 such a position shall, within two years after leaving such agency,  
82 accept employment with (A) a business entity (i) engaged in Indian  
83 gaming operations in the state, and (ii) in which a federally-recognized  
84 Indian tribe in the state owns a controlling interest, or (B) a

85 governmental agency of a federally-recognized Indian tribe engaged in  
86 Indian gaming operations in the state.

87 (f) No former public official or state employee (1) who participated  
88 substantially in the negotiation or award of (A) a state contract valued  
89 at an amount of fifty thousand dollars or more, or (B) a written  
90 agreement for the approval of a payroll deduction slot described in  
91 section 3-123g, or (2) who supervised the negotiation or award of such  
92 a contract or agreement, shall accept employment with a party to the  
93 contract or agreement other than the state for a period of one year after  
94 his resignation from his state office or position if his resignation occurs  
95 less than one year after the contract or agreement is signed. No party  
96 to such a contract or agreement other than the state shall employ any  
97 such former public official or state employee in violation of this  
98 subsection.

99 (g) No member or director of a quasi-public agency who  
100 participates substantially in the negotiation or award of a contract  
101 valued at an amount of fifty thousand dollars or more, or who  
102 supervised the negotiation or award of such a contract, shall seek,  
103 accept, or hold employment with a party to the contract for a period of  
104 one year after the signing of the contract.

105 (h) The provisions of subsections (a), (b) and (f) of this section shall  
106 not apply to any employee of a quasi-public agency who leaves such  
107 agency before July 1, 1989. The provisions of subsections (b) and (f) of  
108 this section shall not apply to a former state employee of a public  
109 institution of higher education whose employment was derived from  
110 such employee's status as a student at such institution.

111 (i) No Treasurer who authorizes, negotiates or renegotiates a  
112 contract for investment services valued at an amount of fifty thousand  
113 dollars or more shall negotiate for, seek or accept employment with a  
114 party to the contract prior to one year after the end of the Treasurer's  
115 term of office within which such contract for investment services was  
116 authorized, negotiated or renegotiated by such Treasurer.

117 (j) No former executive, judicial or legislative branch or quasi-public  
118 agency official or state employee convicted of any felony involving  
119 corrupt practices, abuse of office or breach of the public trust shall seek  
120 or accept employment as a lobbyist or act as a registrant pursuant to  
121 this chapter.

122 (k) No former Governor shall accept employment or act as a  
123 registrant pursuant to the provisions of this chapter, for one year after  
124 leaving state service, on behalf of any business that received a contract  
125 with any department or agency of the state during such Governor's  
126 term. No business shall employ a former Governor in violation of this  
127 subsection.

128 (l) No former legislative branch state employee shall, for one year  
129 after leaving state service, accept employment or act as a lobbyist of  
130 the legislative branch pursuant to the provisions of this chapter.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2018</i>	1-84b