



General Assembly

February Session, 2020

**Raised Bill No. 364**

LCO No. 2192



Referred to Committee on GOVERNMENT ADMINISTRATION  
AND ELECTIONS

Introduced by:  
(GAE)

***AN ACT CONCERNING REVOLVING-DOOR PROVISIONS OF THE  
STATE CODE OF ETHICS.***

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

1 Section 1. Subsections (c) to (e), inclusive, of section 1-84b of the  
2 general statutes are repealed and the following is substituted in lieu  
3 thereof (*Effective October 1, 2020*):

4 (c) The provisions of this subsection apply to present or former  
5 executive branch public officials or state employees who hold or  
6 formerly held positions which involve significant decision-making or  
7 supervisory responsibility. [and are] Such positions shall be designated  
8 as such by the agency concerned, in consultation with the Office of State  
9 Ethics, [in consultation with the agency concerned] except that such  
10 provisions shall not apply to members or former members of the boards  
11 or commissions who serve ex officio, who are required by statute to  
12 represent the regulated industry or who are permitted by statute to have  
13 a past or present affiliation with the regulated industry. [Designation]  
14 On or before November 1, 2020, and not less than annually thereafter,

15 the head of each agency concerned, or his or her designee, shall submit  
16 designations of all positions in existence on such date that are subject to  
17 the provisions of this subsection [shall be by regulations adopted by the  
18 Citizen's Ethics Advisory Board in accordance with chapter 54.] to the  
19 office electronically, in a manner prescribed by the Citizen's Ethics  
20 Advisory Board. If a position is created after the submission of the  
21 annual designation that is subject to the provisions of this subsection,  
22 the head of the agency or a designee shall submit the new designation  
23 to the office not later than thirty days after the creation of such position.  
24 As used in this subsection, "agency" means the Health Systems Planning  
25 Unit of the Office of Health Strategy, the Connecticut Siting Council, the  
26 Department of Banking, the Insurance Department, the Department of  
27 Emergency Services and Public Protection, the office within the  
28 Department of Consumer Protection that carries out the duties and  
29 responsibilities of sections 30-2 to 30-68m, inclusive, the Public Utilities  
30 Regulatory Authority, including the Office of Consumer Counsel, and  
31 the Department of Consumer Protection and the term "employment"  
32 means professional services or other services rendered as an employee  
33 or as an independent contractor.

34 (1) No public official or state employee in an executive branch  
35 position designated [by the Office of State Ethics] pursuant to the  
36 provisions of this subsection shall negotiate for, seek or accept  
37 employment with any business subject to regulation by his or her  
38 agency.

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

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

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

47 employees who hold or formerly held positions which involve  
48 significant decision-making or supervisory responsibility. [and are]  
49 Such positions shall be designated as such by the agency concerned, in  
50 consultation with the Office of State Ethics, [in consultation with the  
51 agency concerned,] and (2) present or former public officials or state  
52 employees of other agencies who hold or formerly held positions which  
53 involve significant decision-making or supervisory responsibility  
54 concerning the regulation or investigation of (A) any business entity (i)  
55 engaged in Indian gaming operations in the state, and (ii) in which a  
56 federally-recognized Indian tribe in the state owns a controlling interest,  
57 or (B) a governmental agency of a federally-recognized Indian tribe  
58 engaged in Indian gaming operations in the state, which positions are  
59 designated as such by the agency concerned, in consultation with the  
60 Office of State Ethics. [ in consultation with the agency concerned.  
61 Designation] On or before November 1, 2020, and not less than annually  
62 thereafter, the head of each agency concerned, or his or her designee,  
63 shall submit designations of all positions in existence on such date that  
64 are subject to the provisions of this subsection [shall be by regulations  
65 adopted by the Citizen's Ethics Advisory Board in accordance with  
66 chapter 54. As used in subsection (e) of this section, the term  
67 "employment" means professional services or other services rendered as  
68 an employee or as an independent contractor.] to the office  
69 electronically, in a manner prescribed by the Citizen's Ethics Advisory  
70 Board. If a position is created after the submission of the annual  
71 designation that is subject to the provisions of this subsection, the head  
72 of the agency or a designee shall submit the new designation to the office  
73 not later than thirty days after the creation of such position. The Office  
74 of State Ethics shall prepare a list of all positions designated under  
75 subsection (c) of this section and this subsection and shall post the list  
76 on its Internet web site.

77 (e) (1) No Department of Consumer Protection public official or state  
78 employee or other public official or state employee described in  
79 subdivision (2) of subsection (d) of this section [, in a position designated  
80 by the Office of State Ethics,] shall negotiate for, seek or accept

81 employment with (A) a business entity (i) engaged in Indian gaming  
82 operations in the state, and (ii) in which a federally-recognized Indian  
83 tribe in the state owns a controlling interest, or (B) a governmental  
84 agency of a federally-recognized Indian tribe engaged in Indian gaming  
85 operations in the state.

86 (2) No former Department of Consumer Protection public official or  
87 state employee or other former public official or state employee  
88 described in subdivision (2) of subsection (d) of this section, who held  
89 such a position shall, within two years after leaving such agency, accept  
90 employment with (A) a business entity (i) engaged in Indian gaming  
91 operations in the state, and (ii) in which a federally-recognized Indian  
92 tribe in the state owns a controlling interest, or (B) a governmental  
93 agency of a federally-recognized Indian tribe engaged in Indian gaming  
94 operations in the state.

95 (3) As used in this subsection, "employment" means professional  
96 services or other services rendered as an employee or as an independent  
97 contractor.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2020	1-84b(c) to (e)

**Statement of Purpose:**

To require certain agencies to submit a list of designated positions that are subject to the revolving-door provisions to the Office of State Ethics annually rather than being designated in regulations.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*