

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 385 Session of 2009

INTRODUCED BY CHRISTIANA, BOYD, CAUSER, CREIGHTON, CUTLER,
DALLY, DENLINGER, FLECK, GRELL, GROVE, HARRIS, KAUFFMAN,
MARSHALL, MENSCH, MOUL, MUSTIO, OBERLANDER, REICHLEY, ROAE,
ROCK, ROHRER, SAYLOR, SCAVELLO, SCHRODER, SIPTROTH, STERN,
SWANGER, TALLMAN, TURZAI, VULAKOVICH AND YOUNGBLOOD,
MARCH 18, 2009

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 18, 2009

AN ACT

1 Amending Title 65 (Public Officers) of the Pennsylvania
2 Consolidated Statutes, further providing for restricted
3 activities and for prohibited activities.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Sections 1103 and 13A07 of Title 65 of the
7 Pennsylvania Consolidated Statutes are amended by adding
8 subsections to read:

9 § 1103. Restricted activities.

10 * * *

11 (k) Limitations on persons hired or appointed as public
12 employees or officials.--

13 (1) No individual who is hired as a public employee of
14 the Commonwealth may, within a period of two years after the
15 date of hiring or a period beginning with the date of hiring
16 and ending with the last day of the sitting Governor's term

1 of office, whichever is shorter, participate in a matter that
2 is directly and substantially related to any former employee
3 or former client, including any matter involving regulations
4 or contracts.

5 (2) No individual who is appointed as a public official
6 of the Commonwealth may, within a period of two years after
7 the date of appointment or a period beginning with the date
8 of appointment and ending with the last day of the sitting
9 Governor's term of office, whichever is shorter, participate
10 in a matter that is directly and substantially related to any
11 former employee or former client, including any matter
12 involving regulations or contracts.

13 (3) No individual who is subject to paragraph (1) or (2)
14 and who was a registered lobbyist under Chapter 13A (relating
15 to lobbying disclosure) within two years prior to hiring or
16 appointment may, within a period of two years after the date
17 of hiring or appointment or a period beginning with the date
18 of hiring or appointment and ending with the last day of the
19 sitting Governor's term of office, whichever is shorter,
20 participate in any matter on which the individual lobbied
21 within two years prior to hiring or appointment.

22 (4) No individual who is or was a registered lobbyist
23 under Chapter 13A may accept employment with an agency of the
24 Commonwealth that the person lobbied within a period of two
25 years prior to the date of hiring or appointment.

26 (5) No individual who is hired or appointed as a public
27 employee or public official of the Commonwealth may serve on
28 an evaluation committee formed under 62 Pa.C.S. § 513
29 (relating to competitive sealed proposals) to review
30 proposals submitted in response to requests for proposals if

1 the evaluation committee will consider a proposal submitted
2 by a person who was a former employer or a former client of
3 the person within two years prior to the individual's hiring
4 or appointment.

5 § 13A07. Prohibited activities.

6 * * *

7 (g) Lobbying by former public officials and public employees
8 of the Commonwealth.--No former public official or public
9 employee of the Commonwealth shall lobby the agency with whom he
10 or she was associated for a period of two years after he or she
11 leaves the agency.

12 Section 2. This act shall take effect in 60 days.