
HOUSE BILL 3048

State of Washington 58th Legislature 2004 Regular Session

By Representatives Campbell and Dunshee

Read first time 01/27/2004. Referred to Committee on State Government.

1 AN ACT Relating to poststate employment lobbying; and amending RCW
2 42.52.080.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 42.52.080 and 1999 c 299 s 3 are each amended to read
5 as follows:

6 (1) No former state officer or state employee may, within a period
7 of one year from the date of termination of state employment, accept
8 employment or receive compensation from an employer if:

9 (a) The officer or employee, during the two years immediately
10 preceding termination of state employment, was engaged in the
11 negotiation or administration on behalf of the state or agency of one
12 or more contracts with that employer and was in a position to make
13 discretionary decisions affecting the outcome of such negotiation or
14 the nature of such administration;

15 (b) Such a contract or contracts have a total value of more than
16 ten thousand dollars; and

17 (c) The duties of the employment with the employer or the
18 activities for which the compensation would be received include
19 fulfilling or implementing, in whole or in part, the provisions of such

1 a contract or contracts or include the supervision or control of
2 actions taken to fulfill or implement, in whole or in part, the
3 provisions of such a contract or contracts. This subsection shall not
4 be construed to prohibit a state officer or state employee from
5 accepting employment with a state employee organization.

6 (2) No person who has served as a state officer or state employee
7 may, within a period of two years following the termination of state
8 employment, have a direct or indirect beneficial interest in a contract
9 or grant that was expressly authorized or funded by specific
10 legislative or executive action in which the former state officer or
11 state employee participated.

12 (3) No former state officer or state employee may accept an offer
13 of employment or receive compensation from an employer if the officer
14 or employee knows or has reason to believe that the offer of employment
15 or compensation was intended, in whole or in part, directly or
16 indirectly, to influence the officer or employee or as compensation or
17 reward for the performance or nonperformance of a duty by the officer
18 or employee during the course of state employment.

19 (4) No former state officer or state employee may accept an offer
20 of employment or receive compensation from an employer if the
21 circumstances would lead a reasonable person to believe the offer has
22 been made, or compensation given, for the purpose of influencing the
23 performance or nonperformance of duties by the officer or employee
24 during the course of state employment.

25 (5) No former state officer or state employee may at any time
26 subsequent to his or her state employment assist another person,
27 whether or not for compensation, in any transaction involving the state
28 in which the former state officer or state employee at any time
29 participated during state employment. This subsection shall not be
30 construed to prohibit any employee or officer of a state employee
31 organization from rendering assistance to state officers or state
32 employees in the course of employee organization business.

33 (6) No person who has served as a state officer or state employee
34 may, within a period of two years following the termination of state
35 employment, knowingly make, with the intent to influence, any
36 communication to or appearance before any officer or employee of any
37 department or agency of the executive branch or legislative branch of
38 state government on behalf of any other person.

1 (7) As used in this section, "employer" means a person as defined
2 in RCW 42.52.010 or any other entity or business that the person owns
3 or in which the person has a controlling interest. For purposes of
4 subsection (1) of this section, the term "employer" does not include a
5 successor organization to the rural development council under chapter
6 43.31 RCW.

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