

AMENDMENT TO RULES COMMITTEE PRINT

117-54

OFFERED BY MR. JONES OF NEW YORK

Insert in the appropriate place in title X the following:

1 **SEC. ____ . ENHANCEMENT OF RECUSAL FOR CONFLICTS OF**
2 **PERSONAL INTEREST REQUIREMENTS FOR**
3 **DEPARTMENT OF DEFENSE OFFICERS AND**
4 **EMPLOYEES.**

5 (a) IN GENERAL.—In addition to the prohibition set
6 forth in section 208 of title 18, United States Code, an
7 officer or employee of the Department of Defense may not
8 participate personally and substantially in any covered
9 matter that the officer or employee knows, or reasonably
10 should know, is likely to have a direct and predictable ef-
11 fect on the financial interests of—

12 (1) any organization, including a trade organi-
13 zation, for which the officer or employee has served
14 as an employee, officer, director, trustee, or general
15 partner in the past 4 years;

16 (2) a former direct competitor or client of any
17 organization for which the officer or employee has

1 served as an employee, officer, director, trustee, or
2 general partner in the past 4 years; or

3 (3) any employer with whom the officer or em-
4 ployee is seeking employment.

5 (b) CONSTRUCTION.—Nothing in this section shall be
6 construed to terminate, alter, or make inapplicable any
7 other prohibition or limitation in law or regulation on the
8 participation of officers or employees of the Department
9 of Defense in covered matters having an effect on their
10 or related financial or other personal interests.

11 (c) COVERED MATTER DEFINED.—In this section,
12 the term “covered matter”—

13 (1) means any matter that involves deliberation,
14 decision, or action that is focused upon the interests
15 of a specific person or a discrete and identifiable
16 class of persons; and

17 (2) includes policymaking that is narrowly fo-
18 cused on the interests of a discrete and identifiable
19 class of persons.

