

AMENDMENT TO THE RULES COMMITTEE PRINT
117-13
OFFERED BY MR. PHILLIPS OF MINNESOTA

At the end of title XI, add the following new section:

1 **SEC. 11 ____ . ENHANCEMENT OF RECUSAL FOR CONFLICTS**
2 **OF PERSONAL INTEREST REQUIREMENTS**
3 **FOR DEPARTMENT OF DEFENSE OFFICERS**
4 **AND 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 2 years;

16 (2) a former direct competitor or client of any
17 organization for which the officer or employee has
18 served as an employee, officer, director, trustee, or
19 general partner in the past 2 years; or

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

3 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
4 tion shall be construed to terminate, alter, or make inap-
5 plicable any other prohibition or limitation in law or regu-
6 lation on the participation of officers or employees of the
7 Department of Defense in covered matters having an ef-
8 fect on their or related financial or other personal inter-
9 ests.

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

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

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

