

1 **AMENDATORY** Ethics Rule 4.18, codified in the Oklahoma Statutes
2 as Rule 4.18 of Title 74, Appendix I, unless there is created a
3 duplication in numbering, is amended as follows:

4 A. No state officer or employee shall receive or agree to
5 receive compensation to represent or assist another individual
6 or other entity in any transaction involving the state or to
7 represent another individual or other entity before any state
8 agency, unless authorized by law. The prohibitions in this
9 section shall not apply to the practice of law before any court,
10 nor shall they apply to members of boards, commissions,
11 authorities and similar public bodies of state agencies for
12 representation before state agencies other than the agency the
13 member serves or an agency where the member has personally
14 participated in the matter during his or her term of office.

15 B. 1. No individual who previously served as an elected state
16 officer shall serve as a legislative lobbyist or legislative
17 liaison until a period of Two (2) Years has passed since the
18 individual's term of office ended. Nor shall such individual
19 serve as an executive lobbyist, either at an agency under the
20 elected state officer's official responsibility, or at an agency
21 where the elected state officer personally participated in any
22 matter during his or her term of office until a period of Two
23 (2) Years has passed since the individual's term of office
24 ended.

1 2. No individual who previously served as an elected state
2 officer shall represent another entity for compensation on any
3 matter involving the agency he or she previously served until a
4 period of Two (2) Years has passed since the individual's term
5 of office ended. Nor shall such individual represent another
6 entity for compensation at an agency that was within the elected
7 state officer's official responsibility or at an agency where
8 the elected state officer personally participated in any matter
9 until a period of Two (2) Years has passed since the
10 individual's term of office ended.

11 3. No individual who previously served as an elected state
12 officer shall for compensation influence, or attempt to
13 influence, actions involving the agency he or she previously
14 served until a period of Two (2) Years has passed since the
15 individual's term of office ended. Nor shall such individual for
16 compensation influence, or attempt to influence, actions
17 involving an agency that was within the elected state officer's
18 official responsibility or at an agency where the elected state
19 officer personally participated in any matter until a period of
20 Two (2) Years has passed since the individual's term of office
21 ended.

22 C.1. No individual who previously served as a chief
23 administrative officer of an agency shall serve as a legislative

1 lobbyist until a period of Two (2) Years has passed since the
2 individual served as a chief administrative officer.

3 2. No individual identified in (C)(1) shall serve as an
4 executive lobbyist at the agency where the individual served as
5 a chief administrative officer until a period of Two (2) Years
6 has passed since the individual left the service of the agency
7 where he or she served as a chief administrative officer.

8 Nor shall such person serve as an executive lobbyist at an
9 agency where the individual personally participated in a matter
10 until a period of Two (2) years has passed since the individual
11 participated in a matter involving the agency.

12 3. No individual who previously served as a chief administrative
13 officer of an agency shall represent another entity for
14 compensation on any matter at the agency where the individual
15 previously served as a chief administrative officer until a
16 period of Two (2) Years has passed since the individual left the
17 service of the agency where he or she served as a chief
18 administrative officer. Nor shall such an individual represent
19 another entity for compensation at any agency where the
20 individual personally participated in a matter until a period of
21 Two (2) years has passed since the individual participated in a
22 matter involving the agency.

23 4. No individual who previously served as a chief administrative
24 officer of an agency shall for compensation influence, or

1 attempt to influence, actions of the agency the state officer or
2 employee previously served until a period of Two (2) Years has
3 passed since the individual left the service of the agency where
4 he or she served as a chief administrative officer.

5 Nor shall such individual for compensation influence, or attempt
6 to influence, actions of an agency where the individual
7 personally participated in a matter until a period of Two (2)
8 Years has passed since the individual served in such position.

9 D. Any individual identified in subsections (B) and (C) shall
10 not lobby, or for compensation represent, influence or attempt
11 to influence, actions of any agency regarding any matter in
12 which that individual personally and substantially participated
13 in during his or her term of office or while serving as a chief
14 administrative officer of an agency.

15 E. Provided, however, the two (2) year period in subsections (B)
16 and (C) will not begin for any state officer who is elected,
17 retained, or appointed until the term of office for which he or
18 she was elected, retained, or appointed has ended.

19 F. Subsections (B), (C), and (D) of this Rule shall not apply to
20 an attorney representing a client in a legal, non-lobbying
21 capacity in a court of law.

22

1 **AMENDATORY** Ethics Rule 4.22, codified in the Oklahoma Statutes
2 as Rule 4.22 of Title 74, Appendix I, unless there is created a
3 duplication in numbering, is amended as follows:

4 A. Pre-Existing Relationship. A state officer or employee may
5 apply to the Commission for a waiver of a Rule based on a
6 preexisting relationship between the state officer or employee
7 and a person whose status restricts or prohibits certain
8 activities under these Rules.

9 B. Post-Service. A current or former state officer or employee
10 who is impacted by the prohibitions in Rule 4.18 may request a
11 waiver of the applicable provisions of Rule 4.18. Any waiver
12 request pursuant to this provision by an individual who is at
13 the time of the request a state officer or employee, and the
14 Commission's decision on the request, will remain confidential
15 until a waiver is granted by the Commission, or until the
16 individual is no longer a state officer or employee. Provided,
17 however, the Commission shall not publicly release either a
18 waiver request or decision on the request until the Commission
19 has taken reasonable steps to notify the requestor of the
20 release of information.

21 C. The Commission shall have exclusive authority and discretion
22 to grant a waiver on a case-by-case basis, based upon the
23 totality of circumstances and a finding that the purposes of
24 these Rules will not be impeded or hindered by the waiver.

1 D. A waiver shall have only prospective application.

2 E. The Commission may request whatever information it deems
3 appropriate from an applicant, including but not limited to
4 verified statements by the applicant and/or ~~the person with whom~~
5 ~~a preexisting relationship is claimed~~ other persons impacted by
6 the restriction.

7 F. The restrictions between a state officer or employee and a
8 person whose status restricts or prohibits certain activities
9 under these Rules shall not apply when the two are family
10 members.

11
12 **AMENDATORY** Ethics Rule 5.3, codified in the Oklahoma Statutes as
13 Rule 5.3 of Title 74, Appendix I, unless there is created a
14 duplication in numbering, is amended as follows:

15 A. Each legislative liaison or legislative lobbyist shall be
16 required to register with the Ethics Commission each year that
17 the legislative liaison or legislative lobbyist engages in
18 lobbying. Each legislative liaison or legislative lobbyist shall
19 register or renew his or her registration with the Commission
20 and pay any applicable fees no earlier than December 1 of each
21 year nor later than January 15 of the following year for the
22 calendar year beginning January 1 or within five (5) days after
23 engaging in lobbying on behalf of one or more lobbyist
24 principals. Registration by legislative liaisons or legislative

1 lobbyists shall be filed electronically, unless otherwise
2 ordered by the Commission or the Executive Director of the
3 Commission. Information on the registration shall include the
4 legislative liaison or legislative lobbyist's name, business
5 address, including electronic mail address and business
6 telephone numbers, the name and address of each lobbyist
7 principal by whom the liaison or lobbyist is employed or
8 retained and the date of the registration.

9 B. No individual who previously served as an elected state
10 officer shall register as a legislative lobbyist or legislative
11 liaison until a period of Two (2) Years has passed since the
12 individual's term of office ended.

13 C. No individual who previously served as a chief administrative
14 officer of an agency shall serve as a legislative lobbyist until
15 a period of Two (2) Years has passed since the individual served
16 as a chief administrative officer.

17 D. The Two (2) Year period in subsections (B) and (C) will not
18 begin for any state officer who is elected, retained, or
19 appointed until the term of office for which he or she was
20 elected, retained, or appointed has ended.

21
22 **AMENDATORY** Ethics Rule 5.5, codified in the Oklahoma Statutes as
23 Rule 5.5 of Title 74, Appendix I, unless there is created a
24 duplication in numbering, is amended as follows:

1 A. Each executive lobbyist shall be required to register with
2 the Ethics Commission. An executive lobbyist may register and
3 pay any applicable fees no earlier than December 1 of each year
4 nor later than January 15 of the following year for the calendar
5 year beginning January 1 or within five (5) days after engaging
6 in lobbying on behalf of one or more lobbyist principals.
7 Registration by executive lobbyists shall be filed
8 electronically, unless otherwise ordered by the Commission or
9 the Executive Director of the Commission. Information on the
10 registration shall include the executive lobbyist's name,
11 business address, including electronic mail address and business
12 telephone numbers, the name and address of each lobbyist
13 principal by whom the lobbyist is employed or retained, the
14 agency or agencies before which the lobbyist is lobbying and the
15 date of the registration. The executive lobbyist may terminate
16 his or her registration at any time by electronically filing a
17 notice of termination on a form provided by the Commission and
18 filing a final Executive Lobbyist Report. An executive lobbyist
19 whose registration has not been terminated by November 30 of
20 year shall be required to register as provided in this
21 subsection for the calendar year beginning the following January
22 1. Until terminated, the registration shall remain effective,
23 and the executive lobbyist shall be required to file Executive
24 Lobbyist Reports as provided by these Rules.

1 B. No individual who previously served as an elected state
2 officer shall serve as an executive lobbyist at the agency
3 previously served, at an agency within the elected state
4 officer's official responsibility, or at an agency where the
5 elected state officer personally participated in any matter
6 during his or her term of office until a period of Two (2) Years
7 has passed since the individual's term of office ended.

8 C. No individual who previously served as a chief administrative
9 officer of an agency shall serve as an executive lobbyist at the
10 agency previously served until a period of Two (2) Years has
11 passed since the individual left the service of the agency where
12 he or she served as a chief administrative officer.

13 Nor shall such individual serve as an executive lobbyist at any
14 agency where he or she personally participated in a matter until
15 a period of Two (2) Years has passed since the individual served
16 in such position.

17 D. The Two (2) Year period in subsections (B)and (C) will not
18 begin for any state officer who is elected, retained, or
19 appointed until the term of office for which he or she was
20 elected, retained, or appointed has ended.

21
22 **AMENDATORY** Ethics Rule 5.25, codified in the Oklahoma Statutes
23 as Rule 5.25 of Title 74, Appendix I, unless there is created a
24 duplication in numbering, is amended as follows:

1 A. Pre-existing Relationship. A state officer or employee may
2 apply to the Commission for a waiver of a Rule based on a
3 preexisting relationship between the state officer or employee
4 and a legislative liaison, legislative lobbyist or executive
5 lobbyist.

6 B. Post-Service Waiver. A current or former state officer or
7 employee, impacted by the restrictions in Rules 5.3 or 5.5 may
8 request a waiver of the applicable rule(s). Any waiver request
9 by an individual who is at the time of the request a state
10 officer or employee, and the Commission's decision on the
11 request, will remain confidential until a waiver is granted by
12 the Commission, or until the individual is no longer a state
13 officer or employee. Provided, however, the Commission shall not
14 publicly release either a waiver request or decision on the
15 request until the Commission has taken reasonable steps to
16 notify the requestor of the release of information.

17 C. The Commission shall have exclusive authority and discretion
18 to grant a waiver on a case-by-case basis, based upon the
19 totality of circumstances and a finding that the purposes of
20 these Rules will not be impeded or hindered by the waiver.

21 D. A waiver shall have only prospective application.

22 E. The Commission may request whatever information it deems
23 appropriate from an applicant, including but not limited to
24 verified statements by the applicant and/or ~~the legislative~~

1 ~~liaison, legislative lobbyist or executive lobbyist with whom a~~
2 ~~preexisting relationship is claimed~~ other persons impacted by
3 the restriction.

4
5 F. The restrictions between a state officer or employee and a
6 legislative liaison, legislative lobbyist or executive lobbyist
7 shall not apply when the two are family members.

Approved this ____ day of _____, 2018.

Ashley Kemp
Executive Director