

115TH CONGRESS
1ST SESSION

H. R. 2762

To require that waivers and authorizations for certain Federal employees relating to ethics requirements are made public and submitted to the Office of Government Ethics, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 30, 2017

Mr. LYNCH (for himself, Mr. CUMMINGS, Ms. MAXINE WATERS of California, Mrs. CAROLYN B. MALONEY of New York, Mr. SARBANES, Mr. TED LIEU of California, Mr. O'HALLERAN, Mr. MCGOVERN, Ms. NORTON, Mr. CLAY, Mrs. DEMINGS, Ms. KAPTUR, Ms. BLUNT ROCHESTER, Mr. CARSON of Indiana, Ms. TITUS, Ms. BROWNLEY of California, Ms. SHEA-PORTER, Mr. COOPER, Mr. RASKIN, Mr. EVANS, Ms. SCHAKOWSKY, Mr. PASCARELL, Mr. DEFazio, Ms. JACKSON LEE, and Mr. ELLISON) introduced the following bill; which was referred to the Committee on Oversight and Government Reform, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To require that waivers and authorizations for certain Federal employees relating to ethics requirements are made public and submitted to the Office of Government Ethics, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “White House Ethics
3 Transparency Act of 2017”.

4 **SEC. 2. PROCEDURE FOR WAIVERS AND AUTHORIZATIONS**
5 **RELATING TO ETHICS REQUIREMENTS.**

6 (a) **IN GENERAL.**—Notwithstanding any other provi-
7 sion of law, not later than 30 days after an officer or em-
8 ployee issues or approves a waiver or authorization pursu-
9 ant to a provision listed in subsection (d) to a covered em-
10 ployee, such officer or employee shall—

11 (1) transmit a written copy of such waiver or
12 authorization to the Director of the Office of Gov-
13 ernment Ethics; and

14 (2) make a written copy of such waiver or au-
15 thorization available to the public on the website of
16 the employing agency of the covered employee.

17 (b) **RETROACTIVE APPLICATION.**—In the case of a
18 waiver or authorization described in subsection (a) issued
19 during the period beginning on January 20, 2017, and
20 ending on the date of enactment of this Act, the issuing
21 officer or employee of such waiver or authorization shall
22 comply with the requirements of paragraphs (1) and (2)
23 of such subsection not later than 30 days after the date
24 of enactment of this Act.

25 (c) **OFFICE OF GOVERNMENT ETHICS PUBLIC AVAIL-**
26 **ABILITY.**—Not later than 14 days after receiving a written

1 copy of a waiver or authorization under subsection (a)(1),
2 the Director of the Office of Government Ethics shall
3 make such waiver or authorization available to the public
4 on the website of the Office of Government Ethics.

5 (d) APPLICABLE PROVISIONS.—The provisions re-
6 ferred to in subsection (a) are as follows:

7 (1) Section 3 of Executive Order 13770 (82
8 Fed. Reg. 9333, relating to ethics commitments by
9 executive branch appointees), or any subsequent
10 similar order.

11 (2) Section 3 of Executive Order 13490 (74
12 Fed. Reg. 4673, relating to ethics commitments by
13 executive branch personnel).

14 (3) Subsection (b)(1) of section 208 of title 18,
15 United States Code, notwithstanding subsection (c)
16 of such section.

17 (4) Executive Order 12674, as amended by Ex-
18 ecutive Order 12731 (81 Fed. Reg. 8008, relating to
19 principles of ethical conduct for Government officers
20 and employees).

21 (e) DEFINITION OF COVERED EMPLOYEE.—In this
22 section, the term “covered employee” means an appointee,
23 as defined in section 2 of Executive Order 13770 (82 Fed.
24 Reg. 9333, relating to ethics commitments by executive

1 branch appointees), who was appointed on or after Janu-
2 ary 20, 2017.

○