

115TH CONGRESS  
1ST SESSION

# H. R. 4197

To create qualifications for, and certain limitations on, staffs of special  
counsels.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 31, 2017

Mr. POSEY introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Oversight and Government Reform, 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

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## A BILL

To create qualifications for, and certain limitations on, staffs  
of special counsels.

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

3 **SECTION 1. QUALIFICATIONS AND LIMITATIONS ON STAFFS**

4 **OF SPECIAL COUNSELS.**

5 (a) APPLICATION.—This section applies with respect  
6 to any Federal officer or employee—

7 (1) who is—

1 (A) a special counsel appointed by the At-  
2 torney General under Department of Justice  
3 regulations; or

4 (B) any other official appointed by the At-  
5 torney General who exercises a similar degree of  
6 independence from the normal Department of  
7 Justice chain of command; and

8 (2) whose investigation or prosecution involves  
9 an elected official.

10 (b) QUALIFICATIONS TO WORK ON THE STAFF OR  
11 ADVICE.—

12 (1) CONTRIBUTIONS WHILE SERVING.—It dis-  
13 qualifies a person for further advising or working on  
14 the staff of an officer or employee to whom this sec-  
15 tion applies that such person makes a contribution  
16 to a candidate for elective office or to a political  
17 party during such service.

18 (2) STATEMENT UNDER PENALTY OF PERJURY  
19 REQUIRED.—Before taking up the duties of working  
20 in the staff of an officer to whom this section ap-  
21 plies, a person must sign, under penalty of perjury,  
22 a statement that such person has not made, within  
23 the 8-year period ending on the date such person be-  
24 gins such duties, a contribution to a candidate for  
25 elective office or to a political party.

1           (c) LIMITATIONS ON FEDERAL EMPLOYMENT AFTER  
2 WORKING ON STAFF.—A person who works on the staff  
3 of an official to whom this section applies shall not be em-  
4 ployed, during the 5-year period after that person leaves  
5 the staff, in any Federal executive branch office or in a  
6 position within the civil service other than one within the  
7 competitive service in the Department of Justice—

8                   (1) for which the compensation is determined  
9           under the General Schedule pursuant to title 5,  
10          United States Code, and any other law applicable to  
11          the salary levels set forth in that General Schedule;  
12          and

13                   (2) which the person held immediately prior to  
14          taking up duties working on the staff.

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