



STATE OF CONNECTICUT
STATE ETHICS COMMISSION

ADVISORY OPINION NUMBER 83-10

Private Employment after State Service

The Director of Bank Regulation, in the Banking Department, is resigning effective October 31, 1983. Following his resignation he plans to become involved with consulting work for financial and business enterprises. This work may require his appearance before the Banking Commissioner relative to matters under the latter's jurisdiction. The Director has asked for advice as to the impact of Public Act No. 83-586, General Statutes, particularly the "revolving door" provisions of section 6, on his private employment.

The Director is a State employee, subject to the Code of Ethics for Public Officials and State Employees (Chapter 10, Part I, General Statutes) until the effective date of his resignation, whether or not he is actively fulfilling the duties of Director of Bank Regulation until that date. Ethics Commission Declaratory Ruling to Donald J. Long, Commissioner of Public Safety, dated April 7, 1980. Therefore, Code provisions such as sections 1-84(b) and 1-84(c), General Statutes concerning accepting employment impairing independence of judgment, use of office or position for private financial gain, and improper use or disclosure of confidential information acquired as a State employee apply through October 31, 1983. He must abide by them. Also, until his resignation is effective he may not accept or agree to accept anything of any value for appearing, agreeing to appear, or taking any other action before the Banking Department, including its Commissioner. Section 1-84(d), General Statutes.

On November 1, 1983 he will not be a State employee for purposes of the Code. Therefore, most of its provisions will no longer be applicable. Also inapplicable will be section 6 of Public Act No. 83-586. It does not become effective until January 7, 1987. Since he will have been out of State service for far more than a year in 1987, only subsection 6(a), concerning switching sides in a matter in which he participated personally and substantially while a State employee, will apply then.

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Insofar as the Code of Ethics for Public Officials is concerned, on November 1, 1983 the only provision applicable to the former Director will be section 5 of Public Act No. 83-586, forbidding disclosure and use, for financial gain, of information gained in State service which has not been made generally available to the public. That section, and his own sense of propriety, will govern his actions as a private consultant at the time his resignation becomes effective.

By order of the Commission

Lucille E. Brown

Lucille E. Brown
Chairperson

Dated 7 September 1983