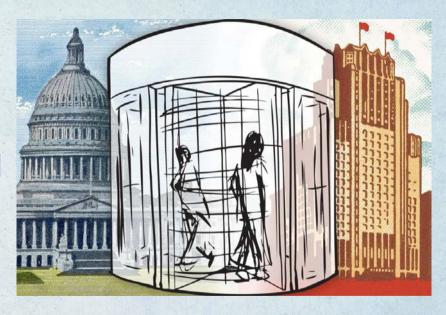


PEPS Fireside Chat Navigating the Revolving Door

Becky Blewett, Deputy Director – General Counsel Division September 2024 Navigating
the Revolving
Door



43 TAC §10.6

Particular Matter

A former Department employee whose last salary was at or above the minimum for the State's salary group A17 may not perform work on behalf of a for-profit entity on any matter that the employee worked on while employed with the Department.

"...any matter the employee worked on..."

- made a decision or recommendation on the matter
- approved, disapproved, or gave advice
- conducted an investigation
- took a similar action related to the matter

Participation in Negotiations

A former employee who participated, on or after September 1, 2015, on behalf of the Department in a procurement or contract negotiation involving a person may not accept employment from that person within two years of the signing of a contract or withdrawing of solicitation.

Participation in Negotiations





- active part in the original procurement or contract with the prime contract
- approving or performing a step that is materially relevant



Materially relevant:

- o opportunity to steer a contract toward a particular vendor
- o involves the negotiation of price or contract terms, or
- approval of negotiated prices or terms

Soliciting
Business
from the
Department

An employee who held a position at or above the level of district engineer or division director may not solicit business from the Department or attempt to influence the Texas Transportation Commission on behalf of a for-profit entity within one year of the individual's separation from the Department.

Request a Determination



May request a determination of whether an action would constitute a conflict of interest.



Must be made in writing and contain a concise explanation of the relevant facts.



Requires consultation with the General Counsel Division.



Results in a written determination as soon as practicable.

Resources

Resources

43 Tex Admin Code 10.6 Conflicts of Interest

Texas Ethics Commission, A Guide to the Revolving Door Provisions

TxDOT Human Resources Manual, Chapter 8, Section 2 – Conduct and Expectations

TxDOT Employee Conduct Handbook, Conflict of Interests



Questions and Discussion

Send questions to PEPS_COE_Process@txdot.gov

