

**FACT SHEET**

SUBJECT: Post-Government Employment

1. PURPOSE. To inform soldiers leaving active duty of the guidelines and restrictions on employment after leaving the government.

2. FACTS.

a. As the Army's drawdown continues, increasing numbers of officers are leaving the Army. Many of these officers will seek employment after fulfilling their active duty obligation.

b. No federal law or regulation precludes officers from being employed by a domestic corporation or concern doing business with the Government. However, activities are prohibited that give the appearance of making unfair use or prior government employment and affiliations. (Many of these prohibitions do not apply to enlisted personnel.)

c. A former officer is permanently prohibited from representing anyone other than the United States in connection with a matter in which the former officer participated personally and substantially for the Government. Additionally, for two years a former officer may not represent anyone other than the United States in connection with a particular matter that was pending under the former officer's "official responsibility." The matter must have been under the officer's official responsibility within a period of one year prior to termination of government employment.

d. "Official responsibility" means the direct administrative or operating authority, whether intermediate or final, and either exercisable alone or with others, either personally or through subordinates, to approve, disapprove, or otherwise direct Government action.

3. POC is the Administrative Law Division at 47414/4668.

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