From: B. Arrindell
To: USOGE
Subject: Proposed Rule: Legal Expense Fund Regulation (RIN 3209-AA50)
Date: Tuesday, June 21, 2022 6:55:32 PM

I am writing to comment on the OGE's proposed legal expense fund regulation. I am writing to you as a private citizen and not on behalf of any client or company.

I **oppose** OGE's proposed legal expense fund regulation **as drafted**. While this is a good idea, it needs some major changes. OGE should:

1. Remove the exception that makes compliance with the regulation optional. This makes no sense. Those that want to abuse the law and improperly influence appointees, elected officials and their employees will be the ones that opt out;
2. The proposed recusal requirement should be replaced with a broader 5-year recusal requirement that prevents donors of cash gifts from influencing decisions, policies, or regulations affecting them or the industries in which they have substantial interests. We've already seen in other contexts that one year is simply not sufficient;
3. Please remove the offensive example involving an accused sexual harasser; and
4. Please put nonprofit charities (501(c)(3) organizations) on an equal footing with large law firms by allowing them to hire legal counsel for whistleblowers.
5. Include significant penalties for noncompliance - a regulation with no teeth is useless.

Time and time again various laws and regulations are on the books without the teeth to really enforce and implement them – the worst of both worlds. This proposal should be mandatory, not optional. And any donors of cash gifts should be subject to a recusal of 5 years, not just 1.

Thank you very much.

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