

Current JER 7-300.a.(3)(a), to be superseded

7-300.a.(3)(a) When the official responsibilities of such DoD employees require them to participate personally and substantially through decision or exercise of significant judgment in taking an official action for contracting or procurement, administering or monitoring grants, subsidies, licenses or other Federally conferred financial or operational benefits, regulating or auditing any non-Federal entity, or other activities in which the final decision or action may have a direct and substantial economic impact on the interests of any non-Federal entity;

5 C.F.R. 2634.904(a)(1)(i), superseding language (bold highlights the significant change)

(i) The agency concludes that the duties and responsibilities of the employee's position require that employee to participate personally and substantially (as defined in [sections] 2635.402(b)(4) and 2640.103(a)(2) of this chapter) through decision or the exercise of significant judgment, and **without substantial supervision and review**, in taking a Government action regarding:

- (A) Contracting or procurement;
- (B) Administering or monitoring grants, subsidies, licenses, or other federally conferred financial or operational benefits;
- (C) Regulating or auditing any non-Federal entity; or
- (D) Other activities in which the final decision or action will have a direct and substantial economic effect on the interests of any non-Federal entity; or

Current JER 7-300.b.(1), to be superseded

7-300.b. (1) Any DoD employee or group of DoD employees may be excluded from all or a portion of the reporting requirements when the DoD Component Head or designee determines that a report is unnecessary because of the remoteness of any impairment to the integrity of the Federal Government, because of the degree of supervision and review of the DoD employee's work, or because the use of an alternative procedure is adequate to prevent possible conflicts of interest. Any alternative procedure must be approved in writing by OGE.

5 C.F.R. 2634.904(b), superseding language

(b) Any individual or class of individuals described in paragraph (a) of this section, including special Government employees unless otherwise noted, may be excluded from all or a portion of the confidential reporting requirements of this subpart, when the agency head or designee determines that the duties of a position make remote the possibility that the incumbent will be involved in a real or apparent conflict of interest.

Current JER 7-303.b., strike out words to be superseded; bracketed, bolded words are the superseding words

7-303.b. Annual Reports. A reporting individual (except a special Government employee) who was employed at least 61 days during the preceding reporting period must submit an SF 450, Appendix C of this Regulation, to his Ethics Counselor by ~~November 30~~ **[February 15]** of each year covering the preceding ~~12 months~~ **[calendar year]** (or any portion thereof not covered by a new entrant report), with information current as of ~~September 30~~ **[December 31]** of that year. A reporting individual who is reassigned or transferred from one covered position to another during the reporting period shall file an annual report whether or not he was employed in that position for 61 days.

Current JER 7-303.c.(3), to be superseded

7-303.c.(3) Each annual reporting individual is automatically granted a 30 day extension by this Regulation to make the reporting deadline November 30 as stated in subsection 7-303.b. of this Regulation, above. This automatic extension need not be annotated on an individual report. Any other extension shall be noted.

5 C.F.R. 2634.903(a), superseding language

(a) Incumbents. A confidential filer who holds a position or office described in [section] 2634.904(a) of this subpart and who performs the duties of that position or office for a period in excess of 60 days during the calendar year (including more than 60 days in an acting capacity) shall file a confidential report as an incumbent, containing the information prescribed in [sections] 2634.907 and 2634.908 of this subpart on or before February 15 of the following year. This requirement does not apply if the employee has left Government service prior to the due date for the report. No incumbent reports are required of special Government employees described in [section] 2634.904(a)(2) of this subpart, but they must file new entrant reports under [section] 2634.903(b) of this subpart upon each appointment or reappointment. For confidential filers under [section] 2634.904(b)(3) of this subpart, consult agency supplemental regulations.