

SENATE BILL NO. 24

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - FIRST SESSION

BY SENATOR GARDNER

Introduced: 1/21/15

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the applicability of the Legislative Ethics Act to legislative interns,**
2 **legislative volunteers, consultants, independent contractors, sole proprietorships, and**
3 **other legal entities."**

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 * **Section 1.** AS 24.60.112 is repealed and reenacted to read:

6 **Sec. 24.60.112. Applicability to legislative interns, volunteers, consultants,**
7 **and independent contractors.** (a) A legislative intern or legislative volunteer is a
8 legislative employee for purposes of compliance with AS 24.60.030 - 24.60.039,
9 24.60.060, 24.60.080, 24.60.085, 24.60.155 - 24.60.170, 24.60.176, and 24.60.178.

10 (b) A legislative consultant or legislative independent contractor is a
11 legislative employee for purposes of compliance with AS 24.60.030(a)(1) and (3),
12 24.60.031(a), 24.60.033, 24.60.060, 24.60.080(a), (c)(1) - (6), (g), and (j), 24.60.158 -
13 24.60.170, 24.60.176, and 24.60.178.

14 (c) If a person believes that a legislative intern, legislative volunteer,

1 legislative consultant, or legislative independent contractor has violated a provision of
 2 this chapter that is made applicable by this section, the person may file a complaint
 3 under AS 24.60.170.

4 * **Sec. 2.** AS 24.60.134(c) is amended to read:

5 (c) A person under contract to provide personal services to the committee who
 6 **does so as** [IS] part of a **sole proprietorship,** corporation, [OR] partnership, **or other**
 7 **legal entity** that includes individuals who will not be participating directly in the work
 8 performed by the entity for the committee may request the committee to exclude
 9 members of the entity from some or all of the provisions of this section. The
 10 committee may grant the request if it finds that

11 **(1)** doing so will not lead to the appearance that the committee is
 12 subject to undue political influence; and

13 **(2)** [IF] there is no appearance of impropriety.

14 * **Sec. 3.** AS 24.60.990(a)(11) is amended to read:

15 (11) "legislative employee" means a **public member of the**
 16 **committee, a staff member of the committee, and a** person, other than a legislator,
 17 who is compensated by the legislative branch in return for **providing** regular or
 18 substantial personal services, regardless of the person's pay level or technical status as
 19 **full time or part time; except where expressly provided otherwise by this chapter,**
 20 **"legislative employee"** [A FULL-TIME OR PART-TIME EMPLOYEE,
 21 INDEPENDENT CONTRACTOR, OR CONSULTANT; IT INCLUDES PUBLIC
 22 MEMBERS AND STAFF OF THE COMMITTEE; IT] does not include **legislative**
 23 **interns, legislative volunteers, legislative consultants, legislative independent**
 24 **contractors,** individuals who perform functions that are incidental to legislative
 25 functions, and other employees designated by the committee;