

AMENDMENT

OFFERED IN THE HOUSE

BY REPRESENTATIVE KNOPP

TO: CSHB 91(), Draft Version "D"

1 Page 1, line 2, following "**Commission;**":

2 Insert "**exempting certain members of state boards or commissions, municipal**
3 **school or utility boards, and city, borough, or unified municipal planning and zoning**
4 **commissions from filing financial and business interest statements with the Alaska**
5 **Public Offices Commission;**"

6

7 Page 3, following line 24:

8 Insert new bill sections to read:

9 **"* Sec. 7.** AS 39.50.020(a) is amended to read:

10 (a) A public official other than the governor or the lieutenant governor shall
11 file a statement giving income sources and business interests, under oath and on
12 penalty of perjury, within 30 days after taking office as a public official. Candidates
13 for state elective office other than a candidate who is subject to AS 24.60 shall file the
14 statement with the director of elections at the time of filing a declaration of candidacy
15 or a nominating petition or becoming a candidate by any other means. Candidates for
16 elective municipal office shall file the statement at the time of filing a nominating
17 petition, declaration of candidacy, or other required filing for the elective municipal
18 office. Refusal or failure to file within the time prescribed shall require that the
19 candidate's filing fees, if any, and filing for office be refused or that a previously
20 accepted filing fee be returned and the candidate's name removed from the filing
21 records. A statement shall also be filed by public officials **not** [NO] later than
22 March 15 in each following year. On or before the 90th day after leaving office, a
23 former public official shall file a final statement covering any period during the

1 official's service in that office for which the public official has not already filed a
 2 statement. **A public official** [PERSONS] who **is a chair or member** [ARE
 3 MEMBERS] of **a state board or commission, municipal school or utility board, or**
 4 **city, borough, or municipal planning and zoning commission is** [BOARDS OR
 5 COMMISSIONS NOT NAMED IN AS 39.50.200(b) ARE] not required to file **a**
 6 **statement** [FINANCIAL STATEMENTS].

7 * **Sec. 8.** AS 39.50.030(d) is amended to read:

8 (d) In addition to the requirements of (b) of this section, each statement filed
 9 under this chapter by a public official in the executive branch of state government
 10 [OTHER THAN THE CHAIR OR A MEMBER OF A STATE COMMISSION OR
 11 BOARD] must include a disclosure of the formation or maintenance of a close
 12 economic association involving a substantial financial matter as required by this
 13 subsection. The disclosure must be sufficiently detailed so that a reader can ascertain
 14 the nature of the association. A public official shall disclose a close economic
 15 association with

16 (1) a legislator;

17 (2) a public official who is not an elected or appointed municipal
 18 officer;

19 (3) a lobbyist; or

20 (4) a public officer if the person required to make the disclosure is the
 21 governor or the lieutenant governor.

22 * **Sec. 9.** AS 39.50.060(b) is amended to read:

23 (b) Any person failing or refusing to comply with the requirements of this
 24 chapter, in addition to the penalties prescribed, shall forfeit nomination to office and
 25 may not be seated or installed in office if the person has not complied. Nominated,
 26 hired, or appointed officials **or** [,] commissioners [, CHAIRS, OR MEMBERS OF
 27 COMMISSIONS OR BOARDS SPECIFIED IN AS 39.50.200(b)] may not be
 28 confirmed by the legislature if compliance has not been made. In the case of elected
 29 officials, the lieutenant governor, or other certifying authority, may not certify a
 30 person's nomination for office or the person's election to office if compliance was not
 31 made within the time required. The nomination to office or election to office shall be

1 certified to the highest vote getter for that nomination for that office or election to that
2 office who has complied within the times required and who shall be declared
3 nominated or elected. For purposes of this subsection, a person is considered to have
4 complied within the time required if the person complies within 30 days after the due
5 date established by this chapter.

6 * **Sec. 10.** AS 39.50.070 is amended to read:

7 **Sec. 39.50.070. Failure to report by certain public officials.** A public official
8 in the executive branch of state government, other than the governor or lieutenant
9 governor [OR A CHAIR OR MEMBER OF A STATE BOARD OR COMMISSION],
10 who refuses or fails to file a report of financial interests required under this chapter
11 when due may not hold office, and the person's name may not be submitted to the
12 legislature for confirmation, until the person complies. The person may not be
13 confirmed, hired, or appointed, and the person forfeits and may not be paid any salary,
14 per diem, or travel expenses, until the person complies. If, after installation in office or
15 beginning employment in the position, the person refuses or fails to file the required
16 statement when due, the person is guilty of a misdemeanor and upon conviction is
17 punishable by a fine of not less than \$100 nor more than \$1,000 and shall be removed
18 from office if compliance is not made within 30 days after the due date of the report."
19

20 Renumber the following bill sections accordingly.

21
22 Page 4, following line 13:

23 Insert a new bill section to read:

24 **"* Sec. 13.** AS 39.50.080 is repealed."
25

26 Renumber the following bill section accordingly.