

ALASKA STATE SENATE

Session:

State Capitol Building,
Room 418
Juneau, AK 99801
Phone: (907) 465-4527



Interim:

P.O. Box 658
Tok, AK 99780
Tok: (907) 883-4527
Fairbanks: (907) 465-4527

Senator Mike Cronk

Sectional Analysis for SB 136

“An Act relating to the privacy of firearm transactions; relating to discrimination against firearm retailers by financial institutions and payment networks; relating to the disclosure of financial records by financial institutions and payment networks; and amending Rules 65 and 82, Alaska Rules of Civil Procedure.”

Section 1:

Amends AS 06.90 to add a new section, AS 06.90.20 that would prevent financial institutions and payment networks from discriminating against firearm retailers or customers by:

- Declining lawful card transactions based on a merchant's status as a firearm retailer,
- Limiting or declining to do business with a customer, potential customer, or merchant for lawful firearm transactions,
- Charging higher transaction or interchange fees for lawful firearm transactions,
- Taking an action against customers or merchants with the intention to impede engagement in lawful transactions involving a firearm, firearm accessory or component, or ammunition.

Establishes statutory provisions that:

- Prevent the disclosure of financial records collected in violation of AS 06.90.20,
- Give the attorney general the ability to investigate alleged violations of AS 44.99.515, created in Section 2 of this bill and, upon finding a violation, obligate the attorney general to provide written notice to the violator,

Staff Contact: Paul Menke (907) 465-4527

- State that the attorney general may file an action to enjoin continued violators of AS 44.99.515 after 30 days,
- Establish a maximum fine of \$10,000 for knowingly violating AS 44.99.515, and legally obligates the court to award the attorney general or petitioner full reasonable attorney fees and any other remedy the court deems appropriate, if their action prevails.

Provides definitions in AS 06.90.020 for “ammunition,” “department,” “disclose,” “financial institution,” “financial record,” “firearm code,” “firearm retailer,” “knowingly,” “payment card,” and “payment network.”

Section 2:

Amends AS 44.99 by adding a new section, AS 44.99.515, to prohibit a person, the state, or a political subdivision of the state from knowingly keeping or causing to be kept a list, record, or registry of privately owned firearms or owners of privately owned firearms.

Section 3:

Amends the uncodified law of the State of Alaska by adding two Indirect Court Rule Amendments that change Rule 65 and Rule 82 of the Alaska Rules of Civil Procedure.

Section 4:

Establishes a conditional effect for AS 06.90.020(g) and AS 06.90.020(i), enacted in Section 1, requiring a two-thirds vote of each body for sections 3(a) and 3(b).