

LEGAL SERVICES

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MEMORANDUM

March 14, 2012

SUBJECT: Title change may be needed; amendments to HCS CSSB 89(STA)
(Work Order Nos. 27-LS0452\O.1 & O.2)

TO: Senator John Coghill
Attn: Rynnieva Moss

FROM: Dan Wayne 
Legislative Counsel

Enclosed are the two draft amendments, O.1 and O.2, that you requested for the bill referenced above.

The Constitution of Alaska, article II, section 13 requires that the subject of each bill shall be expressed in the title. There may be an issue as to whether proposed amendment O.1 will require a title change to the bill that it is amending. If a title change is required to this house bill in the Senate, a joint resolution would be required to suspend Uniform Rules 24(c), 35, 41(b) and 42(e), which prohibit changes to a bill's title in the second house. Although amendment O.1 explicitly concerns the ostensible authority of the Select Committee on Legislative Ethics to establish disclosure deadlines by adopting regulations, it would probably fit within the title under "amending disclosure deadlines under the Legislative Ethics Act," on page 1, line 12, because it relates indirectly to disclosure deadlines in the Legislative Ethics Act.¹ On the other hand, it could be argued that the amendment does not fit within the title because it does not actually amend an existing deadline. If you want to exercise the most caution, the amendment could be revised to include a title change. If the title is changed, the committee may ask for a concurrent resolution at the time a committee substitute is prepared.

DCW:plm
12-162.plm

Enclosures

¹ The committee does not adopt regulations, and the Legislative Ethics Act does not explicitly authorize the committee to adopt regulations.

AMENDMENT

OFFERED IN THE HOUSE

TO: HCS CSSB 89(STA)

1 Page 13, following line 16:

2 Insert a new bill section to read:

3 **"* Sec. 15.** AS 24.60.260(a) is amended to read:

4 (a) A person required to make a disclosure under this chapter may not
5 knowingly make a false or deliberately misleading or incomplete disclosure to the
6 committee or to the Alaska Public Offices Commission. A person who files a
7 disclosure after a deadline set by this chapter or by a regulation adopted [BY THE
8 COMMITTEE OR] by the Alaska Public Offices Commission has violated this
9 chapter and may be subject to imposition of a fine as provided in (c) of this section or
10 AS 24.60.240."

11
12 Renumber the following bill sections accordingly.

A M E N D M E N T

OFFERED IN THE HOUSE

TO: HCS CSSB 89(STA)

1 Page 11, line 8:

2 Following "**interns**":

3 Insert "**and volunteers**"

4 Following "intern":

5 Insert "or legislative volunteer"

6

7 Page 11, line 11, following "intern":

8 Insert "or legislative volunteer"