

CS FOR SENATE BILL NO. 24(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 3/2/16

Referred: Rules

Sponsor(s): SENATOR GARDNER

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the applicability of the Legislative Ethics Act to legislative interns,**
2 **legislative volunteers, legislative consultants, legislative independent contractors, sole**
3 **proprietorships, and 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5 * **Section 1.** AS 24.60.112 is repealed and reenacted to read: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 shall
8 comply with AS 24.60.030 - 24.60.039, 24.60.060, 24.60.080, 24.60.085, and
9 24.60.155, and the committee shall apply AS 24.60.158 - 24.60.170, 24.60.176, and
10 24.60.178 to a legislative intern or legislative volunteer.

11 (b) A legislative consultant or legislative independent contractor shall comply
12 with AS 24.60.030(a)(1) and (3), 24.60.031(a), 24.60.033, 24.60.060, and
13 24.60.080(a), (c)(1) - (6), (g), and (j), and the committee shall apply AS 24.60.158 -
14 24.60.170, 24.60.176, and 24.60.178 to a legislative consultant or legislative

1 independent contractor.

2 (c) If a person believes that a legislative intern, legislative volunteer,
3 legislative consultant, or legislative independent contractor has violated a provision of
4 this chapter that is made applicable by this section, the person may file a complaint
5 under AS 24.60.170.

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

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

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

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

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

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