

AMENDMENT

OFFERED IN THE HOUSE

BY REPRESENTATIVE KNOPP

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

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

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

Page 3, following line 24:

Insert new bill sections to read:

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

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

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

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

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

(1) a legislator;

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

(3) a lobbyist; or

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

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

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

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

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

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

Renumber the following bill sections accordingly.

Page 4, following line 13:

Insert a new bill section to read:

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

Renumber the following bill section accordingly.