

AMENDMENT

#1 Adopted

OFFERED IN THE HOUSE

BY REPRESENTATIVE VANCE

TO: HB 62

1 Page 1, line 1, following "Act":

2 Insert "relating to the Legislative Ethics Act; and"

3

4 Page 1, following line 2:

5 Insert a new bill section to read:

6 "** Section 1. AS 24.60.030(a) is amended to read:

7 (a) A legislator or legislative employee may not

8 (1) solicit, agree to accept, or accept a benefit other than official
9 compensation for the performance of public duties; this paragraph may not be
10 construed to prohibit

11 (A) lawful solicitation for and acceptance of campaign
12 contributions;

13 (B) [,] solicitation or acceptance of contributions for a charity
14 event, as defined in AS 24.60.080(a)(2)(B);

15 (C) [, OR] the acceptance of a gift under AS 24.60.075 or
16 24.60.080; or

17 (D) a legislator from accepting travel and hospitality
18 primarily for the purpose of solemnizing a marriage under
19 AS 25.05.261(a)(4);

20 (2) use public funds, facilities, equipment, services, or another
21 government asset or resource for a nonlegislative purpose, for involvement in or
22 support of or opposition to partisan political activity, or for the private benefit of the
23 legislator, legislative employee, or another person; this paragraph does not prohibit

1 (A) limited use of state property and resources for personal
2 purposes if the use does not interfere with the performance of public duties and
3 either the cost or value related to the use is nominal or the legislator or
4 legislative employee reimburses the state for the cost of the use;

5 (B) the use of mailing lists, computer data, or other information
6 lawfully obtained from a government agency and available to the general
7 public for nonlegislative purposes;

8 (C) the legislative council, notwithstanding AS 24.05.190, from
9 designating a public facility for use by legislators and legislative employees for
10 health or fitness purposes; when the council designates a facility to be used by
11 legislators and legislative employees for health or fitness purposes, it shall
12 adopt guidelines governing access to and use of the facility; the guidelines may
13 establish times in which use of the facility is limited to specific groups;

14 (D) a legislator from using the legislator's private office in the
15 capital city during a legislative session, and for the 10 days immediately before
16 and the 10 days immediately after a legislative session, for nonlegislative
17 purposes if the use does not interfere with the performance of public duties and
18 if there is no cost to the state for the use of the space and equipment, other than
19 utility costs and minimal wear and tear, or the legislator promptly reimburses
20 the state for the cost; an office is considered a legislator's private office under
21 this subparagraph if it is the primary space in the capital city reserved for use
22 by the legislator, whether or not it is shared with others;

23 (E) a legislator from use of legislative employees to prepare
24 and send out seasonal greeting cards;

25 (F) a legislator from using state resources to transport
26 computers or other office equipment owned by the legislator but primarily used
27 for a state function;

28 (G) use by a legislator of photographs of that legislator;

29 (H) reasonable use of the Internet by a legislator or a legislative
30 employee except if the use is for election campaign purposes;

31 (I) a legislator or legislative employee from soliciting,

1 accepting, or receiving a gift on behalf of a recognized, nonpolitical charitable
2 organization in a state facility;

3 (J) a legislator from sending any communication in the form of
4 a newsletter to the legislator's constituents, except a communication expressly
5 advocating the election or defeat of a candidate or a newsletter or material in a
6 newsletter that is clearly only for the private benefit of a legislator or a
7 legislative employee; or

8 (K) full participation in a charity event approved in advance by
9 the Alaska Legislative Council;

10 (3) knowingly seek, accept, use, allocate, grant, or award public funds
11 for a purpose other than that approved by law, or make a false statement in connection
12 with a claim, request, or application for compensation, reimbursement, or travel
13 allowances from public funds;

14 (4) require a legislative employee to perform services for the private
15 benefit of the legislator or employee at any time, or allow a legislative employee to
16 perform services for the private benefit of a legislator or employee on government
17 time; it is not a violation of this paragraph if the services were performed in an
18 unusual or infrequent situation and the person's services were reasonably necessary to
19 permit the legislator or legislative employee to perform official duties;

20 (5) use or authorize the use of state funds, facilities, equipment,
21 services, or another government asset or resource for the purpose of political fund
22 raising or campaigning; this paragraph does not prohibit

23 (A) limited use of state property and resources for personal
24 purposes if the use does not interfere with the performance of public duties and
25 either the cost or value related to the use is nominal or the legislator or
26 legislative employee reimburses the state for the cost of the use;

27 (B) the use of mailing lists, computer data, or other information
28 lawfully obtained from a government agency and available to the general
29 public for nonlegislative purposes;

30 (C) storing or maintaining, consistent with (b) of this section,
31 election campaign records in a legislator's office;

1 (D) a legislator from using the legislator's private office in the
2 capital city during a legislative session, and for the 10 days immediately before
3 and the 10 days immediately after a legislative session, for nonlegislative
4 purposes if the use does not interfere with the performance of public duties and
5 if there is no cost to the state for the use of the space and equipment, other than
6 utility costs and minimal wear and tear, or the legislator promptly reimburses
7 the state for the cost; an office is considered a legislator's private office under
8 this subparagraph if it is the primary space in the capital city reserved for use
9 by the legislator, whether or not it is shared with others; or

10 (E) use by a legislator of photographs of that legislator."
11

12 Page 1, line 3:

13 Delete "Section 1"

14 Insert "Sec. 2"

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16 Renumber the following bill sections accordingly.