

**SENATE BILL NO. 127**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

**BY SENATORS FRENCH, Elton**

**Introduced: 3/3/05**

**Referred: State Affairs, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act prohibiting a public officer from taking official action regarding a matter in**  
2 **which the public officer has a significant financial interest; and defining 'official action'**  
3 **for purposes of the chapter generally referred to as the Executive Branch Ethics Act."**

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 \* **Section 1.** AS 39.52.110(b) is amended to read:

6 (b) Unethical conduct is prohibited, but there is no substantial impropriety if,  
7 as to a specific matter, a public **officer has a**

8 **(1)** [OFFICER'S] personal or financial interest in the matter **and** [IS  
9 INSIGNIFICANT, OR OF A TYPE THAT IS POSSESSED GENERALLY BY THE  
10 PUBLIC OR A LARGE CLASS OF PERSONS TO WHICH THE PUBLIC  
11 OFFICER BELONGS; OR (2)] action **taken** or influence **exercised by the public**  
12 **officer** would have insignificant or conjectural effect on the matter;

13 **(2) personal interest in a matter that is insignificant or is possessed**  
14 **by the public or by a large class of persons to which the public officer belongs; or**

1                   **(3) financial interest in the matter**

2                   **(A) that is an interest held by the public officer or an**  
3                   **immediate family member of the public officer;**

4                   **(B) that includes an involvement or ownership of an**  
5                   **interest in a business, including a property ownership or a professional or**  
6                   **private relationship, that is a source of income or from which, or as a**  
7                   **result of which, a person has received or expects to receive a financial**  
8                   **benefit; and**

9                   **(C) the value of which is less than \$5,000 or one percent of**  
10                  **the total value of the business, whichever is less.**

11 \* Sec. 2. AS 39.52.960(14) is amended to read:

12                   (14) "official action" means **performance of any duties in the course**  
13                   **and scope of a public official's employment, including review, advice,**  
14                   **participation, assistance, or another kind of involvement regarding a matter,**  
15                   **such as** a recommendation, decision, approval, disapproval, vote, or other similar  
16                   action, including inaction, by a public officer;