

**SENATE BILL NO. 203**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-FIFTH LEGISLATURE - SECOND SESSION

**BY SENATOR WIELECHOWSKI**

**Introduced: 1/16/08**

**Referred: State Affairs, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act requiring a legislator to abstain from voting on questions affecting an**  
2 **enterprise if the legislator or member of the legislator's immediate family has a financial**  
3 **interest in the enterprise that is substantial, and requiring a legislator to abstain from**  
4 **taking or withholding official action or exerting official influence in certain matters in**  
5 **which the legislator's action or influence could benefit another person; making the Act**  
6 **conditionally effective; and providing for an effective date."**

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

8 **\* Section 1.** AS 24.60.030(e) is amended to read:

9 (e) A legislator may not directly, or by authorizing another to act on the  
10 legislator's behalf,

11 (1) agree to, threaten to, or state or imply that the legislator will take or  
12 withhold a legislative, administrative, or political action, including support **for** or  
13 opposition to a bill, employment, nominations, and appointments, as a result of a

1 person's decision to provide or not provide a political contribution, donate or not  
2 donate to a cause favored by the legislator, or provide or not provide a thing of value;

3 (2) state or imply that the legislator will perform or refrain from  
4 performing a lawful constituent service as a result of a person's decision to provide or  
5 not provide a political contribution, donate or not donate to a cause favored by the  
6 legislator, or provide or not provide a thing of value; or

7 (3) **except while participating in a legislative discussion or debate**  
8 [UNLESS REQUIRED BY THE UNIFORM RULES OF THE ALASKA STATE  
9 LEGISLATURE], take or withhold official action or exert official influence that could  
10 **directly and** substantially benefit or harm the financial interest of another person **by**  
11 [WITH] whom the legislator **is employed, with whom the legislator** is negotiating  
12 for employment, **or from whom the legislator has received more than \$10,000 of**  
13 **income within the immediately preceding 12-month period.**

14 \* **Sec. 2.** AS 24.60.030(g) is amended to read:

15 (g) **A** [UNLESS REQUIRED BY THE UNIFORM RULES OF THE  
16 ALASKA STATE LEGISLATURE, A] legislator may not vote on a question if the  
17 legislator **or a member of the legislator's immediate family** has **a financial** [AN  
18 EQUITY OR OWNERSHIP] interest in a business, investment, real property, lease, or  
19 other enterprise if the interest is substantial and the effect on that interest of the action  
20 to be voted on is greater than the effect on a substantial class of persons to which the  
21 legislator **or the family member, whichever one has the financial interest,** belongs  
22 as a member of a profession, occupation, industry, or region.

23 \* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to  
24 read:

25 **CONDITIONAL EFFECT.** This Act takes effect only if Rule 34(b), Uniform Rules of  
26 the Alaska State Legislature, is amended to require a member to abstain from voting when the  
27 member reasonably believes that casting a vote would violate AS 24.60 (Legislative Ethics  
28 Act).

29 \* **Sec. 4.** If, under sec. 3 of this Act, this Act takes effect, it takes effect on the later of the  
30 effective date of the amendment made to Rule 34(b), Uniform Rules of the Alaska State  
31 Legislature, as described in sec. 3 of this Act or on the date described in AS 01.10.070(c).