

**CS FOR HOUSE BILL NO. 355(STA)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Offered: 4/10/12

Referred: Judiciary

Sponsor(s): REPRESENTATIVES GUTTENBERG, Miller

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the membership of, and member qualifications for, the Alaska**  
2 **Public Offices Commission; and providing for an effective date."**

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

4 **\* Section 1.** AS 15.13.020(a) is amended to read:

5 (a) There is created in the Department of Administration the Alaska Public  
6 Offices Commission consisting of five voting members **and two nonvoting advisory**  
7 **members**. The governor shall appoint all members of the commission in the manner  
8 prescribed in (b) and (c) of this section, subject to confirmation by a majority of the  
9 legislature meeting in joint session.

10 **\* Sec. 2.** AS 15.13.020(a), as amended by sec. 1 of this Act, is amended to read:

11 (a) There is created in the Department of Administration the Alaska Public  
12 Offices Commission consisting of five [VOTING] members [AND TWO  
13 NONVOTING ADVISORY MEMBERS]. The governor shall appoint all members of  
14 the commission in the manner prescribed in (b) and (c) of this section, subject to

1 confirmation by a majority of the legislature meeting in joint session.

2 \* **Sec. 3.** AS 15.13.020(b) is amended to read:

3 (b) The governor shall appoint **three** [TWO] members of each of the two  
 4 political parties whose candidate for governor received the highest number of votes in  
 5 the most recent preceding general election at which a governor was elected. **Two**  
 6 **appointed members of each political party shall be voting members of the**  
 7 **commission, and one appointed member from each political party shall be a**  
 8 **nonvoting advisory member with extensive experience in the financing of political**  
 9 **campaigns and compliance with disclosure and reporting requirements.** The two  
 10 **voting member** appointees from each of these two parties shall be chosen from a list  
 11 of four names to be submitted by the central committee of each party. **The nonvoting**  
 12 **advisory member appointee from each party shall be chosen from a list of three**  
 13 **names submitted by the central committee of each party. All names submitted by**  
 14 **the central committee of each party, whether for voting or nonvoting positions,**  
 15 **shall be of persons with experience working on political campaigns and the**  
 16 **reporting requirements of this chapter.**

17 \* **Sec. 4.** AS 15.13.020(b), as amended by sec. 3 of this Act, is amended to read:

18 (b) The governor shall appoint **two** [THREE] members of each of the two  
 19 political parties whose candidate for governor received the highest number of votes in  
 20 the most recent preceding general election at which a governor was elected. [TWO  
 21 APPOINTED MEMBERS OF EACH POLITICAL PARTY SHALL BE VOTING  
 22 MEMBERS OF THE COMMISSION, AND ONE APPOINTED MEMBER FROM  
 23 EACH POLITICAL PARTY SHALL BE A NONVOTING ADVISORY MEMBER  
 24 WITH EXTENSIVE EXPERIENCE IN THE FINANCING OF POLITICAL  
 25 CAMPAIGNS AND COMPLIANCE WITH DISCLOSURE AND REPORTING  
 26 REQUIREMENTS.] The two [VOTING MEMBER] appointees from each of these  
 27 two parties shall be chosen from a list of four names to be submitted by the central  
 28 committee of each party. [THE NONVOTING ADVISORY MEMBER APPOINTEE  
 29 FROM EACH PARTY SHALL BE CHOSEN FROM A LIST OF THREE NAMES  
 30 SUBMITTED BY THE CENTRAL COMMITTEE OF EACH PARTY.] All names  
 31 submitted by the central committee of each party [, WHETHER FOR VOTING OR

1 NONVOTING POSITIONS,] shall be of persons with experience working on political  
2 campaigns and the reporting requirements of this chapter.

3 \* **Sec. 5.** AS 15.13.020(c) is amended to read:

4 (c) The four voting members selected under (b) of this section shall, by a  
5 majority vote, nominate to the governor an individual to serve as the seventh [FIFTH]  
6 member of the commission, who shall be a voting member. The governor shall either  
7 appoint the nominee to the commission, or shall reject the nominee and request those  
8 four members to nominate another individual to serve as the seventh [FIFTH] member  
9 of the commission.

10 \* **Sec. 6.** AS 15.13.020(c), as amended by sec. 5 of this Act, is amended to read:

11 (c) The four [VOTING] members selected under (b) of this section shall, by a  
12 majority vote, nominate to the governor an individual to serve as the fifth  
13 [SEVENTH] member of the commission [, WHO SHALL BE A VOTING  
14 MEMBER]. The governor shall either appoint the nominee to the commission, or shall  
15 reject the nominee and request those four members to nominate another individual to  
16 serve as the fifth [SEVENTH] member of the commission.

17 \* **Sec. 7.** AS 15.13.020(d) is amended to read:

18 (d) Members of the commission serve staggered terms of five years, or until a  
19 successor is appointed and qualifies. The terms of no two voting members who are  
20 members of the same political party may expire in consecutive years. A member may  
21 not serve more than one term. However, a person appointed to fill the unexpired term  
22 of a predecessor may be appointed to a successive full five-year term.

23 \* **Sec. 8.** AS 15.13.020(d), as amended by sec. 7 of this Act, is amended to read:

24 (d) Members of the commission serve staggered terms of five years, or until a  
25 successor is appointed and qualifies. The terms of no two [VOTING] members who  
26 are members of the same political party may expire in consecutive years. A member  
27 may not serve more than one term. However, a person appointed to fill the unexpired  
28 term of a predecessor may be appointed to a successive full five-year term.

29 \* **Sec. 9.** AS 15.13.020(g) is amended to read:

30 (g) The voting members of the commission shall elect a chairperson. Three  
31 voting members of the commission constitute a quorum. A vacancy does not impair

1 the powers of the remaining members to exercise all of the powers of the commission.

2 \* **Sec. 10.** AS 15.13.020(g), as amended by sec. 9 of this Act, is amended to read:

3 (g) The [VOTING] members [OF THE COMMISSION] shall elect a  
4 chairperson. Three [VOTING] members of the commission constitute a quorum. A  
5 vacancy does not impair the powers of the remaining members to exercise all of the  
6 powers of the commission.

7 \* **Sec. 11.** The uncodified law of the State of Alaska is amended by adding a new section to  
8 read:

9 MEMBERS OF THE ALASKA PUBLIC OFFICES COMMISSION; TRANSITION;  
10 STAGGERED TERMS. Notwithstanding AS 15.13.020, as amended by secs. 1, 3, 5, 7, and 9  
11 of this Act, a member of the commission serving on the effective date of sec. 1 of this Act  
12 remains in office for the duration of the term to which appointed and confirmed. Within 90  
13 days after the effective date of sec. 1 of this Act, the central committee of each of the two  
14 political parties whose candidates for governor received the highest number of votes in the  
15 most recent preceding election at which a governor was elected shall submit to the governor a  
16 list of three nominees for the two additional nonvoting seats on the commission. The governor  
17 shall appoint one nonvoting member to a three-year term and one nonvoting member to a  
18 five-year term. The governor shall specify the term of each of the nonvoting members  
19 appointed subject to this section.

20 \* **Sec. 12.** Sections 2, 4, 6, 8, and 10 of this Act take effect five years from the effective date  
21 of sec. 1 of this Act.