

AMENDMENT # 1

OFFERED IN THE SENATE
TO: CSHB 20(JUD)

BY SENATOR WILSON

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

2 Insert "relating to the Legislative Ethics Act;"

3

4 Page 1, following line 3:

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 a benefit in exchange for
18 solemnizing a marriage under AS 25.05.261(a)(4);

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

23 (A) limited use of state property and resources for personal

1 purposes if the use does not interfere with the performance of public duties and
2 either the cost or value related to the use is nominal or the legislator or
3 legislative employee reimburses the state for the cost of the use;

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

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

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

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

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

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

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

30 (I) a legislator or legislative employee from soliciting,
31 accepting, or receiving a gift on behalf of a recognized, nonpolitical charitable

1 organization in a state facility;

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

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

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

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

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

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

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

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

31 (D) a legislator from using the legislator's private office in the

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

9 (E) use by a legislator of photographs of that legislator."
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11 Page 1, line 4:

12 Delete "Section 1"

13 Insert "Sec. 2"

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15 Renumber the following bill sections accordingly.