

HOUSE JOINT RESOLUTION NO. 40

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE PARISH

Introduced: 2/21/18

Referred: State Affairs, Judiciary, Finance

A RESOLUTION

1 **Proposing amendments to the Constitution of the State of Alaska relating to a**
2 **legislator's disqualification from nomination, election, or appointment.**

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

4 * **Section 1.** Article II, sec. 5, Constitution of the State of Alaska, is amended to read:

5 **Section 5. Disqualifications.** (a) No legislator may hold any other office or
6 position of profit under the United States or the State. During the term for which
7 elected and for one year thereafter, no legislator may be nominated, elected, or
8 appointed to any other office or position of profit which has been created, or the salary
9 or emoluments of which have been increased, while he was a member. This section
10 shall not prevent any person from seeking or holding the office of governor, secretary
11 of state, or member of Congress. This section shall not apply to employment by or
12 election to a constitutional convention.

13 * **Sec. 2.** Article II, sec. 5, Constitution of the State of Alaska, is amended by adding a new
14 subsection to read:

15 (b) No legislator may be nominated, elected, or appointed to the legislature for
16 four years following the last day of the legislator's term if, during a regular legislative

1 session of the legislator's term, the legislature fails to pass a bill making appropriations
2 sufficient to cover the expenses of state government not later than one hundred twenty
3 consecutive calendar days from the date each regular session convenes.

4 * **Sec. 3.** Article XV, Constitution of the State of Alaska, is amended by adding a new
5 section to read:

6 **Section 30. Application of 2018 Legislature Disqualification Amendment.**

7 The 2018 amendment relating to a legislator's disqualification applies only to a
8 member of a state legislature that convenes in regular session after January 1, 2019.

9 * **Sec. 4.** The amendments proposed by this resolution shall be placed before the voters of
10 the state at the next general election in conformity with art. XIII, sec. 1, Constitution of the
11 State of Alaska, and the election laws of the state.