

1 IN THE SENATE

BY JOSEPHSON

2 SENATE BILL NO. 28

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to disqualifications for the office  
7 of legislator."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 24.05.040 is amended to read:

10 Sec. 24.05.040. DUAL OFFICE. No member of the legislature may  
11 hold any other office or position of profit under the United States or  
12 the state. During the term for which elected and for one year there-  
13 after, no legislator may be nominated, elected or appointed to any  
14 other office or position of profit which has been created, or the  
15 salary or emoluments of which have been increased while he was a mem-  
16 ber. This section does not prevent any person from seeking or holding  
17 the office of governor, secretary of state, or member of Congress.  
18 This section does not apply to employment as a teacher or school ad-  
19 ministrator by the state, a political subdivision of the state, or the  
20 University of Alaska, or to employment by or election to a constitu-  
21 tional convention. A member may serve on or at the behest of an  
22 interim committee of the legislature. [AN OFFICE OF PROFIT AS USED IN  
23 THIS SECTION MEANS AN ELECTIVE OFFICE ON THE STATE OR FEDERAL LEVELS OF  
24 GOVERNMENT, THE HOLDER OF WHICH IS ENTITLED TO A SALARY: A POSITION OF  
25 PROFIT MEANS AN APPOINTIVE POSITION ON THE STATE OR FEDERAL LEVELS OF  
26 GOVERNMENT, THE HOLDER OF WHICH HAS THE AUTHORITY TO MAKE POLICY AND IS  
27 ENTITLED TO A SALARY FOR HIS SERVICES. EMPLOYMENT AS A "TEACHER" AS  
28 DEFINED IN AS 14.17.250(12) SHALL NOT BE CONSIDERED AS HOLDING AN  
29 OFFICE OR POSITION OF PROFIT.]

1 \* Sec. 2. This Act takes effect at the time and upon the condition that  
2 an amendment to the state constitution to permit public school teachers and  
3 administrators of the state, a political subdivision of the state, or the  
4 University of Alaska, to hold office as legislators while retaining their  
5 employment is ratified by the people and becomes effective.

6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29