

Introduced: 1/16/70
Referred: State Affairs
and Judiciary

1 IN THE SENATE

BY BEGICH

2 SENATE BILL NO. 379

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to campaign contributions and dis-
7 closure of financial interests by public officials;
8 and providing for an effective date."

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

10 * Section 1. AS 15.35 is amended by adding new sections to read:

11 ARTICLE 4. CAMPAIGN CONTRIBUTIONS AND FINANCIAL INTERESTS.

12 Sec. 15.35.150. ACCEPTANCE OF CONTRIBUTIONS. (a) Except for a
13 judicial officer seeking to succeed himself, a person who has filed
14 a declaration or petition of candidacy for state office, or who has
15 otherwise, directly or indirectly, manifested his intention to seek
16 nomination or election under state law, may accept a contribution from

17 (1) a fundraising event organized and held primarily in his
18 behalf, if

19 (A) he has expressly given his approval of the fund-
20 raising event to the sponsors before any funds were raised; and

21 (B) he receives a complete and accurate accounting of
22 the source, amounts, and disposition of the funds raised; or

23 (2) an individual or an organization, if the candidate
24 makes a complete and accurate accounting of the source, amount, and
25 disposition of the funds received; or

26 (3) his political party when this contribution was from a
27 fundraising event sponsored by his party, without giving his express
28 approval for the event when it is for the purpose of providing contri-
29 butions for candidates of his party and the contributions are reported

1 by the candidate as provided in (a)(2) of this section.

2 (b) The candidate may use the contributions only to influence his
3 nomination for election, or his election, and may not use, directly or
4 indirectly, any part of a contribution for another purpose, except as
5 otherwise provided in this rule.

6 (c) Nothing in this rule prohibits the use of contributions to
7 defray a legislator's expenses for travel to and from his home city; for
8 printing and other expenses in connection with the mailing of speeches,
9 newsletters, and reports to a legislator's constituents; for expenses
10 of radio, television, and news media methods of reporting to a legis-
11 lator's constituents; for telephone, telegraph, postage, and stationery
12 expenses in excess of allowance; and for newspaper subscriptions from
13 his home city.

14 Sec. 15.35.169. DISCLOSURE OF CONTRIBUTIONS. (a) Each candidate
15 for the office of governor or secretary of state or for legislative
16 office shall file, no later than December 31 of the year in which he
17 seeks election, an accounting of all contributions received by him
18 during that year and the preceding year, except that contributions in
19 the aggregate value of less than \$100 received from any single source
20 during the reporting period may be totaled without further itemization.
21 This accounting shall show the value and the source of the contribution

22 (b) Each person or committee accepting contributions on behalf
23 of or in opposition to the candidacy of a person covered by (a) of this
24 section, or spending money for advertising or for printing and distri-
25 bution of pamphlets or information sheets relating to the candidacy
26 of a person covered by (a) of this section, shall file, no later than
27 December 31 of the year of the election involved, an accounting of all
28 contributions received and money spent for these purposes during that
29 year and the preceding year.

1 (c) Reports required by (a) and (b) of this section, relating
2 to a candidate for the office of governor or secretary of state, shall
3 be filed in the office of the secretary of state, and ones relating
4 to a candidate for legislative office shall be filed in the office of
5 the executive director of the Legislative Affairs Agency. These reports
6 shall be kept by the secretary of state and the executive director,
7 respectively, for at least three years and shall be made available
8 promptly for public inspection and copying.

9 Sec. 15.35.170. REPORT OF FINANCIAL INTERESTS. Each candidate
10 for the office of governor or secretary of state or for legislative
11 office, other than an incumbent, shall file, no later than June 1 of
12 the year in which he seeks election, the report of financial interests
13 required by AS 44.19.015 or AS 24.05.250, as appropriate.

14 * Sec. 2. AS 22.20 is amended by adding a new section to read:

15 Sec. 22.20.015. REPORT OF FINANCIAL INTERESTS. (a) Each judicial
16 officer shall file with the secretary of state, no later than February
17 15 of each year, the following report of his personal financial inter-
18 ests:

19 (1) the amount or value and source of each fee or compensa-
20 tion of \$2,000 or more received by him, or his spouse or his minor child
21 who lives with him, during the preceding calendar year from a client;

22 (2) the name and address of each business or professional
23 corporation, firm, or enterprise in which he, or his spouse or his
24 minor child who lives with him, was an officer, director, partner,
25 proprietor, or employee who received compensation of \$2,000 or more
26 during the preceding calendar year;

27 (3) the identity of each interest in real or personal
28 property, including securities, having a value of \$5,000 or more which
29 he, or his spouse or his minor child who lives with him, owned at any

1 time during the preceding calendar year;

2 (4) the identity of each trust or other fiduciary relation in
3 which he, or his spouse or his minor child who lives with him, held a
4 beneficial interest having a value of \$5,000 or more, and the identity,
5 if known, of each interest in the trust or other fiduciary relation in
6 real or personal property in which the judicial officer, or his spouse
7 or his minor child who lives with him, held a beneficial interest having
8 a value of \$5,000 or more, at any time during the preceding calendar
9 year; if he cannot obtain the identity of the fiduciary interests, he
10 shall request the fiduciary to report that information to the secretary
11 of state in the same manner that reports are filed under this section.

12 (5) the identity of each liability of \$5,000 or more owed by
13 him, or by him and his spouse jointly, at any time during the preceding
14 calendar year; and

15 (6) the source and value of all gifts in the aggregate value
16 of \$100 or more from any single source received by him during the pre-
17 ceding calendar year, except one received from his spouse, child or
18 parent;

19 (7) a listing of all oil and mineral leases or lease offers
20 held, by him or his spouse or his minor child who lives with him, on
21 land within the state during the preceding calendar year;

22 (8) a listing of all contracts with the state government
23 held, by him or his spouse or his minor child who lives with him, during
24 the preceding calendar year; and

25 (9) any other information on an interest which he considers
26 a potential source of conflict.

27 (b) Reports filed under (a) of this section shall be kept by the
28 secretary of state for at least three years and shall be made available
29 promptly for public inspection and copying.

1 (c) The secretary of state, in cooperation with the executive
2 director of the Legislative Affairs Agency, shall prepare and keep
3 available for distribution forms on which the reports required by (a)
4 of this section may be filed. A judicial officer is not required to
5 use this form in filing the report.

6 (d) A judicial officer whose spouse refuses to furnish the
7 information required by (a) of this section pertaining to the spouse
8 shall file a statement to that effect at the time he files his report.

9 * Sec. 3. AS 24.05.180 is amended by adding a new subsection to read:

10 (c) Each house shall have a standing committee on legislative
11 standards and conduct. It shall consist of the majority leader, the
12 minority leader, and two other members of the house, each of the leaders
13 appointing one of the members from among his own party. The committee's
14 jurisdiction is the ethics and financial disclosure of the members of
15 its house. The committee may, by a recorded majority vote, request a
16 member of its house to submit to the committee a copy of the state
17 returns of taxes, declarations, statements, or other documents which he,
18 or he and his spouse jointly, made for the preceding year in compliance
19 with Alaska income tax law.

20 * Sec. 4. AS 24.05 is amended by adding a new section to read:

21 ARTICLE 6. FINANCIAL DISCLOSURE. .

22 Sec. 24.05.250. REPORT OF FINANCIAL INTERESTS. (a) Each legisla-
23 tor shall file with the executive director of the Legislative Affairs
24 Agency, no later than February 15 of each year, the following report
25 of his personal financial interests:

26 (1) the amount or value and source of each fee or compensa-
27 tion of \$2,000 or more received by him or his spouse or his minor child
28 who lives with him during the preceding calendar year from a client;

29 (2) the name and address of each business or professional

1 corporation, firm, or enterprise in which he or his spouse or his minor
2 child who lives with him was an officer, director, partner, proprietor,
3 or employee who received compensation of \$2,000 or more during the
4 preceding calendar year;

5 (3) the identity of each interest in real or personal prop-
6 erty, including securities having a value of \$5,000 or more which
7 he or his spouse or his minor child who lives with him owned at any time
8 during the preceding calendar year;

9 (4) the identity of each trust or other fiduciary relation
10 in which he or his spouse or his minor child who lives with him held a
11 beneficial interest having a value of \$5,000 or more, and the identity,
12 if known, of each interest in the trust or other fiduciary relation
13 in real or personal property in which the legislator or his spouse or
14 his minor child who lives with him held a beneficial interest having a
15 value of \$5,000 or more, at any time during the preceding calendar year;
16 if he cannot obtain the identity of the fiduciary interests, the legis-
17 lator shall request the fiduciary to report that information to the
18 executive director in the same manner that reports are filed under this
19 section;

20 (5) the identity of each liability of \$5,000 or more owed by
21 him or by him and his spouse jointly, at any time during the preceding
22 calendar year; and

23 (6) the source and value of all gifts in the aggregate value
24 of \$100 or more from any single source received by him during the pre-
25 ceding calendar year, except one received from his spouse, child or
26 parent, and except a contribution received and used under AS 15.35.150
27 and reported under AS 15.35.160;

28 (7) a listing of all oil and mineral leases or lease offers
29 held, by him or his spouse or his minor child who lives with him, on

1 land within the state during the preceding calendar year;

2 (8) a listing of all contracts with the state government
3 held, by him or his spouse or his minor child who lives with him, during
4 the preceding calendar year; and

5 (9) any other information on an interest which the legislature
6 considers a potential source of conflict.

7 (b) Reports filed under (a) of this section shall be kept by the
8 executive director for at least three years and shall be made available
9 promptly for public inspection and copying.

10 (c) The executive director, in cooperation with the secretary of
11 state, shall prepare and keep available for distribution forms on which
12 the reports required by (a) of this section may be filed. A legislator
13 is not required to use this form in filing the report.

14 (d) A legislator whose spouse refuses to furnish the information
15 required by (a) of this section pertaining to the spouse shall file a
16 statement to that effect at the time he files his report.

17 * Sec. 5. AS 39.05 is amended by adding a new section to read:

18 Sec. 39.05.105. REPORT OF FINANCIAL INTERESTS BY DEPARTMENT
19 HEADS. (a) Each person appointed as the head of a principal executive
20 department of the state government shall file with the secretary of
21 state, no later than February 15 of each year, the following report of
22 his personal financial interests:

23 (1) the amount or value and source of each fee or compensa-
24 tion of \$2,000 or more received by him or his spouse or his minor child
25 who lives with him during the preceding calendar year from a client;

26 (2) the name and address of each business or professional
27 corporation, firm, or enterprise in which he or his spouse or his minor
28 child who lives with him was an officer, director, partner, proprietor,
29 or employee who received compensation of \$2,000 or more during the

1 preceding calendar year;

2 (3) the identity of each interest in real or personal prop-
3 erty, including securities, having a value of \$5,000 or more, which he
4 or his spouse or his minor child who lives with him owned at any time
5 during the preceding calendar year;

6 (4) the identity of each trust or other fiduciary relation
7 in which he or his spouse or his minor child who lives with him held a
8 beneficial interest having a value of \$5,000 or more, and the identity,
9 if known, of each interest of the trust or other fiduciary relation in
10 real or personal property in which the department head or his spouse
11 or his minor child who lives with him held a beneficial interest having
12 a value of \$5,000 or more, at any time during the preceding calendar
13 year; if he cannot obtain the identity of the fiduciary interests, he
14 shall request the fiduciary to report that information to the secretary
15 of state in the same manner that reports are filed under this section;

16 (5) the identity of each liability of \$5,000 or more owed by
17 him, or by him and his spouse jointly, at any time during the preceding
18 calendar year; and

19 (6) the source and value of all gifts in the aggregate value
20 of \$100 or more from any single source received by him during the pre-
21 ceding calendar year, except one received from his spouse, child or
22 parent, and in the case of the governor and the secretary of state fil-
23 ing under AS 44.19.015, except a contribution received and used under
24 AS 15.35.150 and reported under AS 15.35.160;

25 (7) a listing of all oil and mineral leases or lease offers
26 held, by him or his spouse or his minor child who lives with him, on
27 land within the state during the preceding calendar year;

28 (8) a listing of all contracts with the state government
29 held, by him or his spouse or his minor child who lives with him, during

1 the preceding calendar year; and

2 (9) any other information on an interest which he considers
3 a potential source of conflict.

4 (b) Reports filed under (a) of this section shall be kept by the
5 secretary of state for at least three years and shall be made available
6 promptly for public inspection and copying.

7 (c) The secretary of state, in cooperation with the executive
8 director of the Legislative Affairs Agency, shall prepare and keep
9 available for distribution forms on which the reports required by (a)
10 of this section may be filed. It is not required that these forms be
11 used in filing a report.

12 (d) A department head whose spouse refuses to furnish the in-
13 formation required by (a) of this section pertaining to the spouse shall
14 file a statement to that effect at the time he files his report.

15 * Sec. 6. AS 44.19 is amended by adding a new section to read:

16 Sec. 44.19.015. REPORT OF FINANCIAL INTERESTS. The governor and
17 secretary of state shall file in the office of the secretary of state,
18 no later than February 15 of each year, the report of financial inter-
19 ests which is required of department heads by AS 39.05.105. All pro-
20 visions of that section apply to the reports filed by the governor and
21 secretary of state.

22 * Sec. 7. This Act takes effect January 1, 1971.
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