

Introduced: 1/15/71  
Referred: State Affairs and  
Judiciary

1 IN THE HOUSE

BY HOLM AND TILLION

2 HOUSE BILL NO. 56

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to legislative ethics."

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

8 \* Section 1. AS 24 is amended by adding a new chapter to read:

9 CHAPTER 55. LEGISLATIVE ETHICS.

10 ARTICLE 1. CAMPAIGN CONTRIBUTIONS.

11 Sec. 24.55.010. ACCEPTABLE CONTRIBUTIONS. A person, whether an  
12 incumbent legislator or not, who has filed a declaration or petition of  
13 candidacy, or who has otherwise, directly or indirectly, manifested his  
14 intention to seek nomination or election under state law to legislative  
15 office, may accept a contribution from

16 (1) a fund-raising event organized and held primarily in his  
17 behalf, if

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

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

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

25 (3) his political party if this contribution was from a  
26 fund-raising event sponsored by his party, without giving his express  
27 approval for the fund-raising event when the fund-raising event is for  
28 the purpose of providing contributions for candidates of his party and  
29 the contributions are reported by the candidate as provided in (2) of

1 this section.

2 Sec. 24.55.020. USE OF CONTRIBUTIONS. (a) The person may use  
3 the contribution only to influence his nomination for election, or his  
4 election, and may not use, directly or indirectly, any part of a con-  
5 tribution for another purpose, except as otherwise provided in this  
6 section.

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

15 ARTICLE 2. DISCLOSURE OF FINANCIAL INTERESTS.

16 Sec. 24.55.040. FILING OF DISCLOSURE AND CONTENTS. Each legis-  
17 lator shall file with the executive director of the Legislative Affairs  
18 Agency, in a sealed envelope marked "Confidential Personal Financial  
19 Disclosure of (name)", before February 15 each year, the following  
20 report of his personal financial interests:

21 (1) a copy of the state returns of taxes, declarations,  
22 statements, or other documents which he, or he and spouse jointly,  
23 made for the preceding year in compliance with Alaska income tax law;

24 (2) the amount or value and source of each fee or compensa-  
25 tion received by him or his spouse, parent, sibling or child during  
26 the preceding year from a client, giving the name of the client;

27 (3) the name and address of each business or professional  
28 corporation, firm or enterprise in which he or his spouse, parent,  
29 sibling or child was an officer, director, partner, proprietor or

1 employee who received compensation during the preceding year and the  
2 amount of the compensation;

3 (4) the identity of each interest in real or personal pro-  
4 perty having a value of \$100 or more which he or his spouse, parent,  
5 sibling or child owned at any time during the preceding year;

6 (5) the identity of each trust or other fiduciary relation  
7 in which he or his spouse, parent, sibling or child held a beneficial  
8 interest having a value of \$100 or more, and the identity, if known, of  
9 each interest of the trust or other fiduciary relation in real or per-  
10 sonal property in which the legislator or his spouse, parent, sibling  
11 or child held a beneficial interest having a value of \$100 or more, at  
12 any time during the preceding year; if he cannot obtain the identity  
13 of the fiduciary interests, the legislator shall request the fiduciary  
14 to report that information to the executive director in the same manner  
15 that reports are filed under this section;

16 (6) the identity of each liability owed by him, or by him  
17 and his spouse jointly, at any time during the preceding year;

18 (7) the source and value of all gifts in the aggregate value  
19 of \$10 or more from any single source received by him or his spouse,  
20 parent, sibling or child during the preceding year, except one received  
21 from his spouse, parent or child and except a contribution received and  
22 used under secs. 10 and 20 of this chapter; and

23 (8) all other categories of interest identified by the  
24 legislature as potential sources of conflict.

25 Sec. 24.55.050. DISPOSITION OF FINANCIAL DISCLOSURE REPORT. (a)  
26 Except as otherwise provided by this section, all papers filed under  
27 sec. 40 of this chapter shall be kept by the executive director for not  
28 less than seven years, and while so kept shall remain sealed. Upon  
29 receipt of a resolution of the Legislative Audit Committee, adopted by

1 a recorded majority vote of the full committee, requesting the  
2 transmission to the committee of a report filed by a member of the  
3 legislature, the executive director shall transmit to the committee  
4 the envelope containing the report. At the time of transmitting  
5 the envelope the director shall inform the individual concerned  
6 of the vote to examine and audit, and advise him of the nature and  
7 scope of the examination.

8 (b) When a sealed envelope containing the report is received  
9 by the committee, the envelope may be opened and its contents may  
10 be examined only by members of the committee in executive session.  
11 If, upon examination, the committee determines that further  
12 consideration by the committee is warranted and is within the  
13 jurisdiction of the committee, it may make the contents of the  
14 envelope available for use by any member of the committee, or  
15 any member of the staff of the committee which is required for  
16 the discharge of his official duties. The committee may receive  
17 the papers as evidence, after giving to the individual concerned  
18 due notice and opportunity for hearing in a closed session.

19 (c) The executive director shall report to the committee  
20 not later than March 1 in each year the names of members of that  
21 house who have filed a report. A paper which has been filed with  
22 the executive director for longer than seven years shall be  
23 returned to the individual concerned or his legal representative.  
24 In the event of the death or termination of service of a member  
25 of the legislature, the papers shall be returned unopened to the  
26 individual, or to the surviving spouse or legal representative  
27 of the individual within one year of the death or termination of  
28 service.

29 Sec. 24.55.060. REQUIRED ADDITIONAL DISCLOSURES. (a) In

1 addition to the reports required by sec. 40 of this chapter, each  
2 legislator shall file with the executive director, before February 15  
3 in each year, the following report:

4 (1) an accounting of all contributions received by him during  
5 the preceding year, and an accounting of money spent by other individuals  
6 and organizations in support of his candidacy or in providing services  
7 under sec. 20(b) of this chapter;

8 (2) a list of the persons constituting an organization which  
9 campaigns in his behalf by buying advertising or taking other action in  
10 support of his candidacy;

11 (3) an accounting of all oil leases held by him or his  
12 spouse, parent, sibling or child on land in the state during the pre-  
13 ceding year; and

14 (4) an accounting of all contracts with the state government  
15 held by him or his spouse, parent, sibling or child during the preceding  
16 year.

17 (b) Reports filed under sec. 60 of this chapter shall be kept by  
18 the executive director for not less than three years and shall be made  
19 available promptly for public inspection and copying.

20 Sec. 24.55.070. FILING OF REPORTS BY NONINCUMBENT CANDIDATES.  
21 Each candidate for legislative office, other than an incumbent legisla-  
22 tor, shall file the reports required in secs. 40 and 60(a) of this  
23 chapter no later than June 30 of the year in which he is seeking  
24 nomination or election. The retention and confidentiality provisions  
25 of secs. 50 and 60(b) of this chapter apply to these reports.  
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