

Original sponsor: Judiciary Committee

Offered: 5/14/75
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 418

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to conflicts of interest; and pro-
7 viding for an effective date."

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

9 * Section 1. AS 39.50.145 is amended to read:

10 Sec. 39.50.145. PARTICIPATION BY MUNICIPALITIES. A municipality
11 may exempt its municipal officers from the requirements of this chapter
12 if a majority of the voters voting on the question at any regular
13 election, as defined by AS 29.78.010(14), or a special municipality-wide
14 election, [A GENERAL ELECTION] vote to exempt its municipal officers
15 from the requirements of this chapter. The question of exemption from
16 the requirements of this chapter may be submitted by the city council or
17 borough assembly by ordinance or by initiative ordinance.

18 * Sec. 2. AS 39.50.090(b) and (c) are repealed and re-enacted to read:

19 (b) No person may offer or pay to a public official, and no public
20 official may solicit or receive money for legislative advice or assis-
21 tance, or for advice or assistance given in the course of the public
22 official's employment or relating to his employment. However, this
23 prohibition does not apply to a chairman or member of a state commission
24 or board or municipal officer if the subject matter of the legislative
25 advice or assistance is not related directly to the function of the
26 commission, board, or municipal body served by the municipal officer;
27 this exception from the general prohibition does not apply to one whose
28 service on a state commission or board constitutes him a full-time state
29 employee under AS 39.

1 (c) No public official may represent a client before a state
2 agency for a fee. However, this prohibition does not apply to a muni-
3 cipal officer, or chairman or member of a state commission or board
4 except with regard to representation before his own commission or
5 board; this exception from the general prohibition does not apply to one
6 whose service on the commission or board constitutes him a full-time
7 state employee under AS 39.

8 * Sec. 3. AS 39.50.090 is amended by adding a new subsection to read:

9 (f) No municipal officer may represent a client for a fee before
10 the municipal body which he serves.

11 * Sec. 4. The provisions of sec. 2 of this Act are retroactive to April 1,
12 1975.

13 * Sec. 5. The legislature intends the repeal and re-enactment of
14 AS 39.50.090(b) and (c) contained in sec. 2 of this bill to supersede the
15 amendments to those subsections made by the Committee Substitute for House
16 Bill No. 390 (ch. 40 SLA 1975).

17 * Sec. 6. This Act takes effect immediately in accordance with AS 01.10.-
18 070(c).