

Original sponsor: Judiciary Committee

Offered: 5/14/75
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

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CS FOR HOUSE BILL NO. 418 am S

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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NINTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act relating to conflicts of interest; and providing for an effective date."

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

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* Section 1. AS 39.50.145 is amended to read:

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

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 AS 39.50.090(b) and (c) are repealed and re-enacted to read:

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