

Introduced: 4/21/81
Referred: State Affairs, Judiciary and
Finance

BY FISCHER, HOHMAN, STIMSON, BRADLEY,
KERTTULA, RODEY, DANKWORTH, COLLETTA,
PARR, KELLY, ELIASON AND STURGULEWSKI

1 IN THE SENATE

2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 175

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to a standard of conduct for public
7 officials and employees; establishing a State Ethics
8 Commission; and providing for an effective date."

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

10 * Section 1. FINDINGS AND PURPOSE. The purpose of AS 39.49 as enacted
11 in sec. 2 of this Act is to

12 (1) prescribe standards of conduct for public officials of the
13 state and its municipalities;

14 (2) educate the public with respect to ethics in government;

15 (3) establish an ethics commission which will render advisory
16 opinions and enforce the provisions of AS 34.49 so that public confidence in
17 public officials will be preserved.

18 * Sec. 2. AS 39 is amended by adding a new chapter to read:

19 CHAPTER 49. ETHICS.

20 ARTICLE 1. STANDARDS OF CONDUCT.

21 Sec. 39.49.010. CONSTRUCTION. This chapter shall be liberally
22 construed to promote high standards of ethical conduct in state and
23 municipal government.

24 Sec. 39.49.020. APPLICABILITY. This chapter applies to each
25 elected or appointed public official, including an employee of the
26 state, a state agency or a municipality. This chapter also applies to
27 a person under a personal services contract to a state agency or to a
28 municipality.

29 Sec. 39.49.030. GIFTS. A public official may not solicit or

1 receive, directly or indirectly, a gift, whether in the form of money,
2 service, or benefit, under circumstances where it may reasonably be
3 inferred that the gift is intended to influence the performance of
4 official action or as a reward for official action.

5 Sec. 39.49.040. CONFIDENTIAL INFORMATION. A public official may
6 not use information for personal gain or disclose information which by
7 law, regulation, or ordinance is not available to members of the public
8 and which the public official acquires from official sources.

9 Sec. 39.49.050. FAIR TREATMENT. A public official may not use or
10 attempt to use his position to

11 (1) seek employment or contract for services for himself or
12 others;

13 (2) solicit or accept compensation for the performance of
14 official duties or responsibilities for himself or others except as
15 provided by law;

16 (3) use state time, equipment, or facilities for private or
17 business purposes for himself or others;

18 (4) use state time, equipment, or facilities for political
19 or campaign purposes;

20 (5) solicit, sell, or engage in a financial transaction with
21 a subordinate or a person or business which the public official inspects
22 or supervises.

23 Sec. 39.49.060. CONFLICT OF INTEREST. (a) A public official may
24 not take official action affecting

25 (1) a business in which the public official has a financial
26 interest; or

27 (2) a business for which the public official acts as legal
28 counsel, advisor, consultant, or representative.

29 (b) A public official who is a department head who is unable to

1 disqualify himself in an action described in (a) of this section does
2 not violate (a) of this section if he has complied with AS 39.50.020.

3 (c) A public official who is a member of a board, commission, or
4 committee or municipal governing body and whose participation is neces-
5 sary in order to constitute a quorum for official action on a matter
6 described in (a) of this section does not violate (a) of this section
7 if he has complied with AS 39.50.020.

8 (d) A public official may not acquire a financial interest in a
9 business which he has reason to believe may be directly involved in
10 official action he may take.

11 (e) Except as provided in this section, a public official of the
12 state may not assist a person or business before a state agency for
13 contingent compensation in a transaction involving the state. A public
14 official who is a member of the legislature or employed in the legis-
15 lative branch of the state government may not assist a person or
16 business before a state agency for compensation. A public official who
17 is a member of the governing body of a municipality or an employee of a
18 municipality may not assist a person or business before the municipal
19 governing body or an agency of the municipality.

20 (f) A public official may not assist a person or business for
21 compensation to secure passage of a bill or ordinance or to obtain a
22 contract, claim, transaction, or proposal in which he has participated
23 or will participate as a public official. A public official may not
24 assist a person or business for compensation on the bill, ordinance,
25 contract, claim, transaction, or proposal before the legislature, a
26 state agency, or a municipality.

27 (g) A public official may not assist a person or business before
28 a state agency or municipality for compensation on a bill, ordinance,
29 contract, claim, transaction, or proposal involving official action by

1 the state agency or municipality over which the public official has
2 authority.

3 Sec. 39.49.070. ACTION ON CONFLICT. (a) A public official who
4 in the discharge of official duties or responsibilities is required to
5 take official action prohibited by this chapter which would result in a
6 conflict of interest

7 (1) shall prepare a statement describing the matter requir-
8 ing official action and the nature of the conflict of interest with
9 respect to the official action; and

10 (2) shall deliver copies of the statement to the commission
11 and to his immediate superior or to the governor.

12 (b) On receipt of a statement prepared under (a) of this section,
13 a public official's superior or the governor shall assign the matter to
14 a public official who does not have a conflict of interest.

15 (c) The commission shall review the statement filed under (a) of
16 this section and may provide the public official with an advisory
17 opinion prepared under AS 39.49.120(2).

18 Sec. 39.49.080. GOVERNMENT CONTRACTS. (a) A public official or
19 a member of the household of a public official may not be a party to or
20 have an interest in the profits or benefits of a state or municipal
21 contract or the investment of state or municipal money unless

22 (1) the contract is let by competitive bidding;

23 (2) the contract is for necessary supplies or services for
24 the state or municipal agency which are unobtainable elsewhere at the
25 same or lower cost or which are furnished to the state or municipal
26 agency as part of a continuing course of dealing, established before
27 the public official became associated with the state or municipal
28 agency, and the transaction is conducted at arm's length, with the full
29 knowledge of the interest of the public official or a member of the

1 household, and the public official takes no part in the determinations
2 of specifications, deliberations or decision of the agency with respect
3 to the contract.

4 (b) In the absence of bribery or a purpose to defraud, a public
5 official or a member of the household of the public official is not
6 considered to have an interest in a contract or the investment of
7 public money when the person has a limited interest as shareholder or
8 creditor of the business which is the contractor on the contract in-
9 volved or which is the issuer of the security in which public money is
10 invested. A person claiming a limited interest shall file with the
11 commission and the state or municipal agency an affidavit describing
12 the limited interest before the contract is entered into.

13 Sec. 39.49.090. CONTRACTS VOIDABLE. (a) In addition to any
14 other penalty provided by law, a contract entered into by the state or a
15 municipality of the state in violation of this chapter is voidable by
16 the state or a municipality of the state.

17 (b) In an action to void a contract entered into by the state or
18 a municipality of the state in violation of this chapter, the interests
19 of innocent parties who may be damaged by the action shall be considered
20 and the action to void the transaction must be brought within 60 days
21 of a determination of a violation of this chapter.

22 Sec. 39.49.100. RESTRICTIONS ON FORMER PUBLIC OFFICIALS. (a) A
23 former public official may not use information for personal gain or
24 disclose information which by law, regulation, or ordinance is not
25 available to members of the public and which was acquired in the course
26 of official duties.

27 (b) A former public official may not assist a person or business
28 for compensation on matters in which he participated as a public
29 official.

1 (c) A former public official may not within 12 months after
2 termination of employment assist a person or business for compensation
3 on matters involving official action by the state agency or a municipi-
4 pality of the state with which he was employed.

5 (d) This section does not prohibit a state agency or a municipi-
6 pality of the state from contracting with a former public official to
7 act on a matter on behalf of the state or the municipality within the
8 periods stated in this section and does not prevent the public official
9 from appearing before a state or municipal agency under the contract.

10 Sec. 39.49.110. VIOLATION. (a) The attorney general or the
11 municipal attorney may recover the compensation, gift, or profit
12 received by a person as a result of a violation of this chapter by a
13 public official or former public official.

14 (b) An action under (a) of this section shall be brought within
15 two years of the violation.

16 Sec. 39.49.120. REPORTING CONFLICTS OF INTEREST BY MEMBERS OF
17 MUNICIPAL GOVERNING BODIES. (a) A member of a municipal governing
18 body who is required to take an action in the discharge of official
19 duties that may cause financial benefit or detriment to him, to a
20 member of his household, or to a business with which he is associated,
21 which is distinguishable from the effects of a similar action on the
22 public generally or a broad segment of the public shall

23 (1) prepare a written statement describing the matter re-
24 quiring action and the nature of the potential conflict; and

25 (2) deliver a copy of the statement to the presiding officer
26 of the municipal governing body.

27 (b) A member of a municipal governing body may request permission
28 to abstain from voting on the issue. This section does not prohibit a
29 member of a municipal governing body from voting on a matter that comes

1 before the municipal governing body.

2 (c) The member of the municipal governing body shall report a
3 potential conflict of interest under this section as soon as he is
4 aware of the conflict.

5 ARTICLE 2. STATE ETHICS COMMISSION.

6 Sec. 39.49.150. COMMISSION ESTABLISHED. (a) There is created in
7 the Department of Administration the State Ethics Commission consisting
8 of seven members.

9 (b) The governor shall appoint three members of the commission.
10 The president of the senate and the speaker of the house shall each
11 appoint a member of the commission. The judicial council shall appoint
12 two members of the commission.

13 (c) Terms of office of the members of the commission date from
14 February 1 of the year of their appointment. The term or office of a
15 member of the commission is five years and until a successor is ap-
16 pointed and qualifies. A commission member may not serve more than one
17 term.

18 (d) A member of the commission may not

19 (1) hold or campaign for elective office;

20 (2) be an officer of a political party, political committee,
21 or group;

22 (3) permit his name to be used or make a contribution in
23 support of or in opposition to a candidate for governor, lieutenant
24 governor, a member of the legislature, for municipal office, or for a
25 proposition or question that appears on a ballot in the state including
26 the ballot of a municipality;

27 (4) participate in an election campaign or participate in or
28 contribute to a political party; or

29 (5) lobby or employ a lobbyist.

1 (e) Members of the commission receive compensation of \$150 a day
2 while attending commission meetings and are entitled to travel expenses
3 and per diem authorized by law for members of boards and commissions
4 under AS 39.20.180.

5 (f) The members of the commission shall elect a presiding officer.
6 Three members of the commission constitute a quorum. A vacancy does
7 not impair the powers of the remaining members to exercise the powers
8 of the commission.

9 (g) A vacancy on the commission shall be filled by the appointing
10 authority within 30 days of the occurrence of the vacancy. The member
11 appointed shall serve for the remaining term of his predecessor.

12 (h) the appointing authority may remove a member it has appointed
13 but only for misconduct, neglect of duty, or disability.

14 (i) The commission may employ an executive director and employees
15 it considers necessary. A member of the commission may not serve as
16 executive director or as an employee. The executive director and
17 employees of the commission are in the exempt service.

18 (j) The commission may delegate to its presiding officer or to
19 the executive director the authority to act in the name of the commis-
20 sion between meetings of the commission. The commission may not delegate
21 the power to determine violations.

22 Sec. 39.49.160. OFFICES OF THE COMMISSION. (a) The commission
23 shall establish an office in each senate district in the state but it
24 may not establish more than one office in a municipality. Each office
25 shall keep on file for public inspection copies of the reports filed
26 with the commission under AS 15.13 by candidates for statewide office
27 and by candidates for legislative office in that district. The offices
28 shall maintain the forms and pertinent material necessary for candi-
29 dates to comply with AS 15.13.

1 (b) Reports required by AS 15.13, AS 24.45, or AS 39.50 shall be
2 filed directly with the commission's central office. The commission
3 shall insure that copies of reports by statewide and legislative
4 candidates in each senate district are forwarded promptly to the
5 appropriate district office.

6 (c) The commission shall insure that copies of reports filed by
7 candidates for municipal office are made available for public inspec-
8 tion in the municipality.

9 Sec. 39.49.170. DUTIES OF THE COMMISSION. The commission shall

10 (1) develop and provide all forms for the reports and state-
11 ments required to be made under this chapter, AS 15.13, AS 24.45, and
12 AS 39.50;

13 (2) prepare and publish a manual setting out uniform methods
14 of bookkeeping and reporting for use by persons required to make
15 reports and statements under AS 15.13, AS 24.45, and AS 39.50 and
16 otherwise assist candidates, groups, and individuals in complying with
17 the requirements of AS 15.13, AS 24.45, and AS 39.50;

18 (3) receive and hold open for public inspection reports and
19 statements required to be made under AS 15.13, AS 24.45, and AS 39.50
20 and upon request, furnish copies at cost to interested persons;

21 (4) compile and maintain a current list of filed reports and
22 statements;

23 (5) prepare a summary of reports filed with the commission
24 and make copies of this summary available to interested persons at
25 their actual cost;

26 (6) notify, by registered or certified mail, all persons who
27 are delinquent in filing reports and statements required to be made
28 under AS 15.13, AS 24.45, or AS 39.50;

29 (7) report to the attorney general within 60 days the names

1 of all persons and groups who have failed to comply with reporting
2 requirements of law;

3 (8) examine, investigate, and compare reports, statements
4 and actions required by this chapter, AS 15.13, AS 24.45, and AS 39.50
5 and report to the attorney general the names of persons or groups which
6 the commission has substantial reason to believe have violated this
7 chapter, AS 15.13, AS 24.45, or AS 39.50;

8 (9) prepare and publish an annual report to the legislature
9 concerning the activities of the commission, the effectiveness of this
10 chapter, AS 15.13, AS 24.45, and AS 39.50, their enforcement by the
11 attorney general, and recommendations and proposals for change;

12 (10) adopt regulations necessary to implement and clarify
13 this chapter, AS 15.13, AS 24.45, and AS 39.50, subject to the pro-
14 visions of the Administrative Procedure Act (AS 44.62).

15 Sec. 39.49.180. LEGAL COUNSEL. (a) The commission may retain or
16 employ legal counsel.

17 (b) Upon request, the attorney general shall provide legal advice
18 and representation to the commission without charge.

19 (c) If, in the opinion of the commission, the public interest
20 warrants, the commission may request the chief justice of the supreme
21 court to appoint a special prosecutor to represent the commission in a
22 proceeding involving an alleged violation of a law administered by the
23 commission and to prosecute the violation.

24 Sec. 39.49.190. POWERS OF COMMISSION. (a) The State Ethics
25 Commission established under AS 39.49.150 shall administer AS 15.13,
26 AS 24.45, AS 39.50, and this chapter and may

27 (1) issue advisory opinions on the request of a public
28 official or former public official as to whether stated facts and
29 circumstances may constitute a violation of this chapter; if an advisory

1 opinion is not issued within 30 days after the request is filed with
2 the commission, the public official or the former public official may
3 consider that the facts and circumstances stated in the request do not
4 constitute a violation of this chapter; the opinion issued or con-
5 sidered issued is binding on the commission in a subsequent charge
6 concerning the public official or former public official who sought the
7 opinion and acted in reliance on it unless material facts were omitted
8 or misstated in the request;

9 (2) accept or initiate charges concerning a violation of a
10 law administered by the commission, initiate investigations, and hold
11 hearings;

12 (3) subpoena witnesses, administer oaths, and take testimony
13 relating to matters before the commission and require the production
14 for examination of books or papers relating to a matter under investi-
15 gation before the commission;

16 (4) publish summaries of decisions and opinions under this
17 chapter with deletions in the summaries or opinions to prevent dis-
18 closure of the identity of a person involved in a decision or opinion;

19 (5) distribute its publications without cost to the public
20 and initiate programs to educate the public and public officials on
21 ethics in government employment.

22 (b) The commission may authorize its director to issue an
23 advisory opinion under (a)(1) of this section if delay would sub-
24 stantially inconvenience the public official requesting the advisory
25 opinion.

26 (c) A charge may be accepted by the commission and a charge may
27 be initiated by the commission on a violation of this chapter no later
28 than one year after termination of state employment by a public
29 official. This subsection does not prevent a proceeding against a

1 person who by fraud prevents discovery of a violation of the chapter.

2 Sec. 39.49.200. COMPLAINT PROCEDURES. (a) A charge concerning a
3 violation of a law administered by the commission must be in writing
4 and signed by the complainant under oath. A charge initiated by the
5 commission must be signed by three members of the commission. The
6 commission shall notify each person against whom a charge is filed and
7 afford the person an opportunity to explain the conduct stated to be in
8 violation of this chapter. The commission may investigate the charge
9 and render an advisory opinion to the public official.

10 (b) The commission shall investigate charges involving a viola-
11 tion of this chapter on a confidential basis. If the advisory opinion
12 indicates a probable violation, the person charged with a violation may
13 request a formal opinion or comply with the advisory opinion. If the
14 person charged fails to comply with the advisory opinion or if a major-
15 ity of the members of the commission determine that a violation of this
16 chapter has occurred, a copy of a complaint shall be served on the
17 person. The person has 20 days after service to reply to the complaint.

18 (c) If a majority of the members of the commission determine that
19 there is reason to believe that a violation of this chapter has oc-
20 curred, the commission shall set a time and place for a hearing with
21 notice to the complainant and the person charged with a violation.

22 (d) Each party may have an opportunity to (1) be heard, (2)
23 subpoena witnesses and require the production of books or papers relat-
24 ing to the proceedings, (3) be represented by counsel, and (4) have the
25 right of cross-examination. The hearings shall be held under AS 44.62.
26 A witness shall testify under oath and the hearing shall be closed to
27 the public unless the public official requests an open hearing. The
28 commission is not bound by the strict rules of evidence but the commis-
29 sion's determination must be based on a preponderance of the evidence.

1 Testimony and evidence taken at the hearing shall be recorded.

2 (e) A determination of the commission regarding a violation shall
3 be approved by three members of the commission.

4 Sec. 39.49.210. DETERMINATIONS. (a) When the commission, after
5 hearings under AS 39.49.200(c) determines that there is sufficient
6 cause to believe that a public official removable only by impeachment
7 has violated a provision of this chapter, it shall issue a determina-
8 tion and refer the determination to the senate. The determination
9 shall contain a statement of the facts constituting the violation. If
0 within 30 days after the determination a committee of the senate has
1 not acted on the determination, the commission shall make the determina-
2 tion public. Days during which the legislature is not in session are
3 not included in the 30-day period.

4 (b) When the commission determines after hearings under AS 39.49.-
5 200(c) that there is sufficient cause to believe that a public official
6 other than a public official removable only by impeachment has violated
7 a provision of this chapter, it shall refer

8 (1) to the governor a determination concerning a public
9 official in the executive branch;

10 (2) to the proper presiding officer of the legislature or to
11 both presiding officers of the legislature a determination concerning a
12 public official in the legislative branch other than a member of the
13 legislature; or

14 (3) to the chief justice of the supreme court a determination
15 concerning a public official in the judicial branch;

16 (4) to the chairman of the Board of Regents a determination
17 concerning a public official in the University of Alaska;

18 (5) to the municipal governing body a determination concern-
19 ing a public official of the municipality.

1 (c) The governor, legislature, or the Board of Regents or a
2 municipal governing body shall notify the commission of any action
3 taken within 60 days of receipt of the determination under (b) of this
4 section. Days during which the legislature is not in session are not
5 included in the 60-day period.

6 (d) The commission may by a vote of four members issue a public
7 statement of its determination on a complaint against a former public
8 official and the attorney general may pursue remedies available to the
9 state.

10 Sec. 39.49.220. DISCIPLINARY ACTION FOR VIOLATION. (a) The
11 appointing authority may discipline, reprimand, put on probation,
12 demote, suspend, or discharge an appointed public official determined
13 to have violated this chapter.

14 (b) The commission may discipline, reprimand, put on probation,
15 demote, suspend, or discharge an appointed public official determined
16 to have violated this chapter.

17 (c) The commission may assess a civil penalty of not more than
18 \$2,000 against a public official found to have violated this chapter.

19 Sec. 39.49.300. DEFINITIONS. In this chapter,

20 (1) "business" means a corporation, partnership, or sole
21 proprietorship carrying on a business whether or not operated for
22 profit;

23 (2) "commission" means the State Ethics Commission;

24 (3) "compensation" means money, a thing of value, or economic
25 benefit conferred on or received by a person in return for services
26 rendered or to be rendered by himself for another;

27 (4) "controlling interest" means an interest in a business
28 which is sufficient in fact to control whether the interest is greater
29 or less than 50 percent;

- 1 (5) "employment" means services performed for compensation;
- 2 (6) "financial interest" means an interest held by an
- 3 individual, the spouse of an individual, or minor children which is
- 4 (A) an ownership interest in a business;
- 5 (B) a creditor interest in an insolvent business;
- 6 (C) employment;
- 7 (D) prospective employment for which negotiations have
- 8 begun;
- 9 (E) an ownership interest in real or personal property;
- 10 (F) a loan or other debtor interest;
- 11 (G) a directorship or officership in a business;
- 12 (7) "gift" means an economic opportunity, a loan from a
- 13 lending institution on terms not available to the public, a discount,
- 14 favor, hospitality, entertainment, or service offered in circumstances
- 15 where it may be inferred that the gift is intended to influence official
- 16 action;
- 17 (8) "limited interest" means
- 18 (A) an equity interest in not exceeding five percent of
- 19 the outstanding shares of a corporation not traded on a public
- 20 exchange;
- 21 (B) an equity interest in not exceeding five percent of
- 22 the outstanding shares of a corporation traded on a public exchange
- 23 unless the commission establishes a lower percentage by regula-
- 24 tion; or
- 25 (C) an interest as a creditor in not exceeding five
- 26 percent of the total indebtedness of a corporation or other
- 27 organization;
- 28 (9) "member of his household" means
- 29 (A) a person who is the spouse, child, ward, or parent

1 of a public official; or

2 (B) the child, ward, or parent of the spouse of a
3 public official, and who shares the common residence of a public
4 official; or

5 (C) a person who is the child, ward, or parent of a
6 public official or of the spouse of a public official, and over
7 whose financial affairs and holdings the public official has legal
8 or actual control, whether or not they share a common residence;

9 (10) "municipality" includes

10 (A) a city or borough of any class;

11 (B) a municipality unified under AS 29.68.240 -
12 29.68.440;

13 (C) a school district or a regional educational atten-
14 dance area;

15 (11) "official action" means a decision, recommendation,
16 approval, disapproval, or other action, including inaction, which
17 involves discretion;

18 (12) "public official" means a member of the legislature, the
19 governor and lieutenant governor, a justice of the supreme court, a
20 judge of the superior court or of the district court, appointed officers
21 and employees of a state agency, elected and appointed officers and
22 employees of a municipality of the state, and a person under a personal
23 services contract to a state agency or to a municipality of the state;

24 (13) "state agency" means a department, board, board of
25 regents, commission, council, committee, subcommittee, institution,
26 office, corporation, authority or organization in the executive, legis-
27 lative, or judicial branch of the state government, advisory or other-
28 wise, and includes the University of Alaska and public corporations
29 having a separate and independent legal existence.

1 * Sec. 3. AS 24.45.021(a) is amended to read:

2 (a) This chapter shall be administered by the State Ethics
3 [ALASKA PUBLIC OFFICES] Commission created under AS 39.49.150(a)
4 [AS 15.13.020(a)].

5 * Sec. 4. AS 39.25.110 is amended by adding a new paragraph to read:

6 (26) the executive director and staff of the State Ethics
7 Commission;

8 * Sec. 5. AS 39.50.020(b) is amended to read:

9 (b) The governor, lieutenant governor, members of the legis-
10 lature, and candidates for these offices, judicial officers, each
11 commissioner, head or deputy head of, or director of a division within,
12 a department in the executive branch, assistant to the governor or
13 chairman or member of a commission or board required to report under
14 this chapter, shall file the statement with the State Ethics [ALASKA
15 PUBLIC OFFICES] Commission. Municipal officers, and candidates for
16 elective municipal office, shall file with the municipal clerk or other
17 municipal official designated to receive their filing for office. All
18 statements required to be filed under this chapter are public records.

19 * Sec. 6. AS 39.50.050(a) is amended to read:

20 (a) The State Ethics [ALASKA PUBLIC OFFICES] Commission created
21 under AS 39.49.150(a) [AS 15.13.020(a)] shall administer the provisions
22 of this chapter. The commission shall prepare and keep available for
23 distribution, standardized forms on which the reports required by this
24 chapter shall be filed.

25 * Sec. 7. AS 39.50.200(a)(4) is amended to read:

26 (4) "commission" means the State Ethics [ALASKA PUBLIC
27 OFFICES] Commission created under AS 39.49.150(a) [AS 15.13.020(a)];

28 * Sec. 8. AS 44.62.330(39) is amended to read:

29 (39) State Ethics [ALASKA PUBLIC OFFICES] Commission.

1 * Sec. 9. AS 15.13.020, 15.13.030, 15.13.045, 15.13.122; AS 39.25.120-
2 (12); and AS 39.50.090 (a) - (e) are repealed.

3 * Sec. 10. The terms of the members of the Alaska Public Offices Commis-
4 sion are terminated on the effective date of this Act. The initial members
5 of the State Ethics Commission shall be appointed within 30 days of the
6 effective date of this Act for the following terms:

7 (1) a member appointed by the governor and the president of the
8 senate shall be appointed for a five-year term;

9 (2) a member appointed by the speaker of the house of representa-
10 tives and the judicial council shall be appointed for a four-year term;

11 (3) a member appointed by the governor shall be appointed for a
12 three-year term;

13 (4) a member appointed by the judicial council shall be appointed
14 for a two-year term;

15 (5) a member appointed by the governor shall be appointed for a
16 one-year term.

17 * Sec. 11. This Act takes effect July 1, 1981.

18
19
20
21
22
23
24
25
26
27
28
29