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STATE OF ALASKA
1991 LEGISLATIVE SESSION

Bill Number: HB 332
(to be published Date: 5/16/91)

Revision DMB: _____ Department Assigned: Dept. of Administration
Title: An Act relating to the Alaska Public Offices Commission BRU: Alaska Public Offices Commission
Requester: DEPT. OF ADMINISTRATION Component: _____
Requester: Governor William W. Wasko COMPONENT SERIAL NO.

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EXPENDITURE/REVENUE: (Thousands of Dollars)

OPERATING	FY 91	FY 92	FY 93	FY 94	FY 95	FY 97
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

Estimate of current year impact: 0

ANALYSIS: (Attach a separate page if necessary.)
There will be no fiscal impact.

Prepared by: Karen Burman, Legislative Director Phone: (907) 276-4276
Division: Alaska Public Offices Commission Date: 4/15/91

Approved by Commissioner: Jane Rabike Date: 4/15/91
Agency: Alaska Public Offices Commission

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impaired Agency(M)
Rev 10/90 Page 1 of 1

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

May 16, 1991

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Speaker Grussendorf:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to reporting and disclosure requirements under the laws administered by the Alaska Public Offices Commission (APOC).

The bill has three main components: it amends the Alaska Campaign Disclosure Law, AS 15.13, the Regulation of Lobbying Law, AS 24.45, and the Conflict of Interest Law, AS 39.50. In doing so, it would raise certain thresholds of reporting, exempt certain persons and entities from filing, and simplify reporting requirements for lobbyists and persons who engage the services of a lobbyist.

The bill would raise the reporting thresholds under the Campaign Disclosure and Conflict of Interest laws. Campaign disclosure thresholds that trigger reporting of the names, occupations, and employers of contributors to a candidate or group and establish limits for cash contributions and expenditures would be raised from \$100 to \$250. Sections 1, 2, 4, and 5. More than a decade has passed since the Campaign Disclosure Law was adopted, and these amendments would raise thresholds to reflect inflation during this period. The changes would also provide campaigns with more flexibility in collecting and spending money.

The threshold for a public official to report sources of income on a conflict of interest statement would be raised from \$100 to \$1,000. This change would apply to all sources of income except gifts. Section 12. The change would take into account the inflation rate and require disclosure at a more reasonable level. This change would also eliminate reporting of minor income sources. A \$1,000 threshold would be required before a public official was required to report the identity of a trust or other fiduciary relation in which the person, spouse, or dependents

held a beneficial interest. Section 12. Additionally, the threshold for reporting loans and indebtedness on a conflict of interest statement would be raised from \$500 to \$1,000. Section 12. Language in AS 39.50.030(a) regarding the contents of a conflict of interest statement is deleted in sec. 11 of the bill. AS 39.50.030(b) specifies the information that must be included in a statement, making the language in subsec. (a) confusing and unnecessary.

The bill would provide exemptions from the Campaign Disclosure and Conflict of Interest reporting requirements. Campaigns that receive contributions and make expenditures of less than \$1,000 would be exempted from the reporting requirements of AS 15.13.040. Section 1. Accrued expenditures (defined as expenses incurred but not yet paid) that cumulatively total \$1,000 or less per payee would not have to be reported unless they were not paid within 90 days. Section 3. The bill would decrease the number of municipalities and boroughs subject to the conflict of interest reporting requirements by exempting any municipal officer in a municipality with a population of 1,000 or less from filing a conflict of interest statement. Section 13.

The bill amends the Campaign Disclosure law to eliminate the filing of 10-day post-election reports. Section 14. The 10-day reports usually cover a limited segment of a campaign's financial transactions and reveal activity that would be disclosed on the next required report.

The bill's changes to the Regulation of Lobbying law would eliminate the requirement of disclosure relating to exchanges between lobbyists and bona fide business entities owned or controlled by public officials. Section 14. Very few, if any, lobbyists report under this section and it does not generally constitute an area where a great element of influence is used.

The reporting requirements for persons who retain, employ, or contract for the services of a lobbyist would be simplified. A person would have to sign the lobbyist registration statement to verify the employment rather than be required to file a separate employer report. Section 8. A person who engages the services of a lobbyist would file an annual report 30 days after all lobbying activities are terminated or during the month following the fourth quarter of the calendar year, whichever occurs first, rather than filing the quarterly reports presently required under the law. Sections 9 and 10.

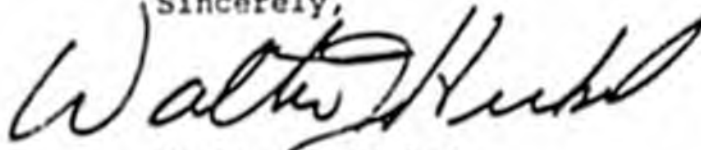
Summaries of the statements and reports of lobbyists would be prepared, published, and made available semi-annually rather than quarterly. Section 6. The lobbyist directory would be made available to the public and public officials but would no longer

be distributed to the Office of the Lieutenant Governor and the legislative reference library. The current provision that allows a lobbyist's photograph to be voluntarily submitted with the lobbyist's registration form is repealed in the bill, and the requirement that the APOC publish such photographs in the lobbyist directory is deleted. Sections 7 and 14. Further, the APOC would be required to notify only elected legislators of the standards of conduct contained in AS 24.60 as opposed to the present requirement to notify all candidates running for the legislature.

Finally, the changes in the bill would eliminate the need for a filer to report on a conflict of interest statement his or her parent's contracts with the state or the parent's natural resources leases. Section 12. It would require full disclosure if the public official has an interest in a partnership or professional corporation contracting with the state. Section 12. It would also require a filer to disclose the interest of a spouse in any natural resources lease. Section 12. The changes would eliminate reporting requirements of a filer's parents' interest and make the law consistent regarding disclosure of a spouse's interest. The bill also contains several other minor changes which would permit the agency to operate more effectively.

I urge your prompt and favorable action on this measure.

Sincerely,

A handwritten signature in black ink, appearing to read "Walter L. Hickel". The signature is written in a cursive, flowing style.

Walter L. Hickel
Governor

STATE OF ALASKA
1992 LEGISLATIVE SESSION

BILL NO. HB 882

Revision Date: December 3, 1991
 Title: An Act relating to reporting and disclosure requirements under various APOC laws
 Sponsor: Rules Committee
 Requestor: Governor

Department Affected: Administration
 BRU: Alaska Public Offices Commission
 Component: Alaska Public Offices Commission

COMPONENT SERIAL NO.

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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE FUND SOURCE: Fund Source	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER FUND SOURCE: Fund Source	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

Estimate of current year impact: 0

ANALYSIS: (Attach a separate page if necessary.) There will be no fiscal impact

Prepared by: Jim Kench, Assistant Director
 Division: Alaska Public Offices Commission

Phone: (907) 275-4176
 Date: December 2, 1991

Approved by Commissioner: Nancy Bear Utter
 Agency: Administration

Date: 1/30/92

Distribution (by preparer): Leg. Fin., Legislative Sponsor, Requestor, OMB/DBR, Gov. Legs. Ctr., & Impacted Agency(ies)

BILL ANALYSIS

HB 332

This bill amends the Campaign Disclosure Law, AS 15.13 (Sections 1-5), the Regulation of Lobbying Law, AS 24.45 (Sections 6-10) and the Conflict of Interest Law, AS 39.50 (Sections 11-13). In so doing, it would raise certain thresholds of reporting, exempt certain persons and entities from filing and simplify some reporting requirements. This would facilitate filing by those subject to the law, reduce APOC's statutory requirements but retain the public interest in disclosure of information under the three laws.

CAMPAIGN DISCLOSURE

Section 1 and 2. AS 15.13.040(a). The bill raises the threshold of individual campaign contributions to be reported by candidates and groups from those over \$100 to over \$250 and eliminates reporting requirements for state or municipal candidates who do not receive or spend more than \$1,000 during a campaign for office.

Section 3. 15.13.040. Accrued expenditures, defined as expenses incurred but not yet paid, that cumulatively total \$1,000 or less per payee would not be reported unless they were not paid within 90 days.

Section 4 and 5. AS 15.13.070(b)(c). This raises the threshold for allowable cash contributions or expenditures from over \$100 to over \$250.

LOBBYING

Section 6. AS 24.45.031(b). This section would limit APOC's publication of lobbying activity summaries to twice a year instead of five times a year.

Section 7. AS 24.45.041(e). This would delete reference to the inclusion of a photograph of a lobbyist in the published directory. Copies would not be available to the public through the Lieutenant Governor's office or Legislative Reference Library.

Section 8. AS 24.45.061(a). The bill requires an employer of a lobbyist to sign the lobbyist's registration statement verifying employment instead of filing a separate statement.

Section 9 and 10. AS 24.45.061(b), AS 24.45.081. This bill reduces the number of reports filed by an employer of a lobbyist from four to one per year and sets a filing deadline.

CONFLICT OF INTEREST

Section 11 and 12. AS 39.50.030(a)(b). This bill: eliminates unnecessary language about assets and liabilities under \$500; raises the reporting threshold on sources of income from over \$100 to over \$1000, except for gifts which must be reported if over \$1000; establishes a threshold value of greater than \$1000 for reporting a beneficial interest in a trust; and increases the threshold of reportable loans from more than \$500 to more than \$1,000. Reporting requirements for state contracts and natural resource leases are made consistent and the filer is no longer required to report his or her parents' contracts or leases.

Section 13. AS 39.50. Municipal officers in a municipality with less than 1000 population would be exempted from filing Conflict of Interest Statements.

MISCELLANEOUS

Section 14. This section: a) eliminates the 10 day post election campaign report requirement for state and municipal candidates; b) eliminates the optional submission of a photograph by a lobbyist for the published directory; c) eliminates a lobbyist's requirement to report a business entity owned or managed by public officials with which the lobbyist has done business; d) eliminates from the lobbying law the requirement that civic organizations report contributions over \$100; e) eliminates mailout of AS 24.60 Standards of Conflict of Conduct to candidates for the legislature.

Section 15 establishes an effective date for this bill.