

**SB**

**103**



Official Business

# Alaska State Legislature

State Capitol  
Juneau, AK 99801-1182

Senate Bill 103

“An Act relating to election campaigns and legislative ethics; and providing for an effective date.”

SPONSOR: Senate State Affairs Committee

## SPONSOR STATEMENT:

Senate Bill 103 is largely a clean-up bill to address conflicts and concerns that have arisen in the campaign finance and legislative ethics statutes. It also puts into law administrative rulings made by the Alaska Public Offices Commission (APOC) and informal advice given by the Legislative Ethics Committee. This legislation is different from last year's HB 225. It does not contain what were the more controversial elements of that bill.

SB 103 makes the following changes:

- Clarifies that multiple groups controlled by a single candidate be treated as a single group for purposes of the contribution limit in AS 15.13.070(b)(1)
- Adds thank you advertisements to list of permissible uses of unused campaign funds
- Increases the total value of personal property which may be retained by a candidate
- Provides that money held by public entities may be used to influence the outcome of a ballot proposition or question under limited circumstances
- Clarifies and further defines contributions
- Adds new exceptions to and clarifies the prohibition on use of public assets and resources by legislators and legislative employees for nonlegislative purposes and certain previously prohibited public political uses



# FISCAL NOTE

STATE OF ALASKA  
2001 LEGISLATIVE SESSION

Fiscal Note Number: 1  
Bill Version: SB 103  
(S) Publish Date: 2/28/01

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Administration  
Title: "An act relating to election campaigns and legislative ethics" BRU: Alaska Public Offices Commission  
Sponsor: Senate State Affairs Component: \_\_\_\_\_  
Requester: Senate State Affairs Component Number: 70

## Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

| OPERATING EXPENDITURES | FY 2002     | FY 2003     | FY 2004     | FY 2005     | FY 2006     | FY 2007     |
|------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Personal Services      | 10.0        | 10.0        | 0.0         | 0.0         | 0.0         | 0.0         |
| Travel                 | 2.1         | 0.0         | 0.0         | 0.0         | 0.0         | 0.0         |
| Contractual            | 18.7        | 23.2        | 23.2        | 23.2        | 21.0        | 21.0        |
| Supplies               | 0.6         | 0.6         | 0.6         | 0.6         | 0.6         | 0.6         |
| Equipment              |             |             |             |             |             |             |
| Land & Structures      |             |             |             |             |             |             |
| Grants & Claims        |             |             |             |             |             |             |
| Miscellaneous          |             |             |             |             |             |             |
| <b>TOTAL OPERATING</b> | <b>31.4</b> | <b>33.8</b> | <b>23.8</b> | <b>23.8</b> | <b>21.6</b> | <b>21.6</b> |

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| CAPITAL EXPENDITURES |  |  |  |  |  |  |
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| CHANGE IN REVENUE ( ) |  |  |  |  |  |  |
|-----------------------|--|--|--|--|--|--|

## FUND SOURCE (Thousands of Dollars)

|                          |             |             |             |             |             |             |
|--------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
| 1002 Federal Receipts    |             |             |             |             |             |             |
| 1003 GF Match            |             |             |             |             |             |             |
| 1004 GF                  | 31.4        | 33.8        | 23.8        | 23.8        | 21.6        | 21.6        |
| 1005 GF/Program Receipts |             |             |             |             |             |             |
| 1037 GF/Mental Health    |             |             |             |             |             |             |
| Other (Specify Type)     |             |             |             |             |             |             |
| <b>TOTAL</b>             | <b>31.4</b> | <b>33.8</b> | <b>23.8</b> | <b>23.8</b> | <b>21.6</b> | <b>21.6</b> |

Estimate of any current year (FY2001) cost: 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 |

ANALYSIS: (Attach a separate page if necessary)

See Page 2

Prepared by: Brooke Miles Phone 276-4176  
Division: Alaska Public Offices Commission Date/Time 2/21/01 12:00 AM  
Approved by: Jim Duncan, Commissioner Date 2/22/01  
Agency: Department of Administration

For distribution information, call the Governor's Legislative Office

Fiscal Note Analysis  
SB 103

This is staff's estimate of the fiscal impact of SB 103. The Commission will not have an opportunity to review the proposed legislation and staff's recommendations for a fiscal note until their next meeting on March 28 – 30, 2001.

SB 103 increases the amount of surplus campaign goods that may be taken by a candidate for personal use from \$2500 to \$5000 and provides that candidates may also retain campaign photographs, seasonal greeting cards and campaign signs. It also removes legislators from the restrictions on using public resources to support or oppose ballot propositions, amends the definition of "contribution" to exclude the professional services of accountants and attorneys given to political parties, and provides that issue polls are not contributions when given to a candidate unless they are specifically designed to benefit the candidate.

This draft fiscal note reflects the costs to the Commission for conducting statewide seminars to educate candidates, groups, and political parties about the changes; revising manuals, forms, and database structures; and responding to informal inquiries advisory opinion requests, and complaints.

Personal services costs reflect overtime for current employees, or part-time temporary clerical support to amend reporting materials and conduct training for the Anchorage municipal elections and the 2002 state and municipal election cycles.

# FISCAL NOTE

STATE OF ALASKA  
2001 LEGISLATIVE SESSION

Fiscal Note Number: 2  
Bill Version: CSSB103 (JUD)  
(S) Publish Date: 3/23/01

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Administration  
Title: "An act relating to election campaigns" BRU: Alaska Public Offices Commission  
Component: \_\_\_\_\_

Sponsor: Senate State Affairs  
Requester: Senate Finance Component Number: 70

## Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

| OPERATING EXPENDITURES | FY 2002     | FY 2003     | FY 2004     | FY 2005     | FY 2006     | FY 2007     |
|------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Personal Services      | 52.5        | 52.5        | 52.5        | 52.5        | 52.5        | 52.5        |
| Travel                 | 4.1         | 0.0         | 0.0         | 0.0         | 0.0         | 0.0         |
| Contractual            | 21.7        | 23.2        | 23.2        | 23.2        | 21.0        | 21.0        |
| Supplies               | 0.6         | 0.0         | 0.6         | 0.6         | 0.6         | 0.6         |
| Equipment              |             |             |             |             |             |             |
| Land & Structures      |             |             |             |             |             |             |
| Grants & Claims        |             |             |             |             |             |             |
| Miscellaneous          |             |             |             |             |             |             |
| <b>TOTAL OPERATING</b> | <b>78.9</b> | <b>76.3</b> | <b>76.3</b> | <b>76.3</b> | <b>74.1</b> | <b>74.1</b> |

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| CAPITAL EXPENDITURES |  |  |  |  |  |  |
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|------------------------|--|--|--|--|--|--|
| CHANGE IN REVENUES ( ) |  |  |  |  |  |  |
|------------------------|--|--|--|--|--|--|

## FUND SOURCE (Thousands of Dollars)

|                          |             |             |             |             |             |             |
|--------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
| 1002 Federal Receipts    |             |             |             |             |             |             |
| 1003 GF Match            |             |             |             |             |             |             |
| 1004 GF                  | 78.9        | 78.9        | 76.3        | 76.3        | 74.1        | 74.1        |
| 1005 GF/Program Receipts |             |             |             |             |             |             |
| 1037 GF/Mental Health    |             |             |             |             |             |             |
| Other (Specify Type)     |             |             |             |             |             |             |
| <b>TOTAL</b>             | <b>78.9</b> | <b>76.3</b> | <b>76.3</b> | <b>76.3</b> | <b>74.1</b> | <b>74.1</b> |

Estimate of any current year (FY2001) cost: 0.0

### POSITIONS

|           |   |   |   |   |   |   |
|-----------|---|---|---|---|---|---|
| Full-time | 0 | 0 | 0 | 0 | 0 | 0 |
| Part-time | 2 | 2 | 2 | 2 | 2 | 2 |
| Temporary | 0 | 0 | 0 | 0 | 0 | 0 |

ANALYSIS: *(Attach a separate page if necessary)*

See Attached

Prepared by: Brooke Miles Phone 276-4176  
Division: Alaska Public Offices Commission Date/Time 3/20/01 10:40 AM  
Approved by: Jim Duncan, Commissioner Date 3/21/01  
Agency: Department of Administration

For distribution information, call the Governor's Legislative Office

Fiscal Note Analysis  
SB 103 #2

This is staff's estimate of the fiscal impact of CSSB 103(JUD). The Commission will not have an opportunity to review the proposed legislation and staff's recommendations for a fiscal note until their next meeting on March 29th and 30th, 2001.

SB 103 will result in additional costs to the Commission. The bill increases the amount of surplus campaign goods that may be taken by a candidate for personal use from \$2500 to \$5000 and provides that candidates may also retain campaign photographs, seasonal greeting cards and campaign signs.

In addition, the bill makes changes to AS 15.13 and to the legislative ethics act that will permit legislators and legislative staff to expend public funds in support of or opposition to a ballot question that amends the constitution. This will likely result in public inquiries and complaints requiring investigation by commission staff. It also amends the definition of "contribution" to exclude all professional services provided voluntarily to candidates and groups. This will result in both public inquiries and third party complaints requiring commission staff investigation and commission adjudication.

This draft fiscal note also reflects the costs to the Commission for conducting statewide seminars to educate candidates, groups, and political parties about the changes; revising manuals, forms, and database structures; and responding to informal inquiries, and advisory opinion requests.

Personal services costs reflect a permanent part time Paralegal Assistant I to assist the current investigator position, a permanent part-time Administrative Clerk I to provide support, and overtime for current employees to amend reporting materials and conduct training for the Anchorage municipal elections and the 2002 state and municipal election cycles.