

**HB**

**109**

**SUBCOMM.**

**FILE #11**

**TITLE 15**

**AMEND. TO**

**BRING ...**

A M E N D M E N T

OFFERED IN THE HOUSE

BY REPRESENTATIVE JOHNSON

TO: CSHB 109( ), Draft Version "K"

1 Page 2, following line 15:

2 Insert new bill sections to read:

3 **\*\* Sec. 3.** AS 15.13.078(c) is amended to read:

4 (c) On and after the date determined under AS 15.13.110 as the last day of the  
5 period ending three days before the due date of the report required to be filed under  
6 AS 15.13.110(a)(1) **for expenditures** and until the date of the election for which the  
7 report is filed, a candidate may not give or loan to the candidate's campaign the  
8 candidate's money or other thing of value of the candidate in an amount that exceeds  
9 \$5,000.

10 **\* Sec. 4.** AS 15.13.110(a) is amended to read:

11 (a) Each candidate, group, and nongroup entity shall make a full report of **of**  
12 **expenditures** in accordance with AS 15.13.040 for the period ending three days  
13 before the due date of the report and beginning on the last day covered by the most  
14 recent previous report. If the report is a first report, it must cover the period from the  
15 beginning of the campaign to the date three days before the due date of the report. If  
16 the report is a report due February 15, it must cover the period beginning on the last  
17 day covered by the most recent previous report or on the day that the campaign  
18 started, whichever is later, and ending on February 1 of that year. The report shall be  
19 filed

20 (1) 30 days before the election; however, this report is not required if  
21 the deadline for filing a nominating petition or declaration of candidacy is within 30  
22 days of the election;

23 (2) one week before the election;

1 (3) 105 days after a special election; and

2 (4) February 15 for expenditures made [AND CONTRIBUTIONS  
3 RECEIVED] that were not reported previously, including, if applicable, all amounts  
4 expended from a public office expense term account established under  
5 AS 15.13.116(a)(8) and all amounts expended from a municipal office account under  
6 AS 15.13.116(a)(9), or when expenditures were not made [OR CONTRIBUTIONS  
7 WERE NOT RECEIVED] during the previous year.

8 \* Sec. 5. AS 15.13.110(b) is amended to read:

9 (b) Each contribution [THAT EXCEEDS \$250 AND] that is made within nine  
10 days of the election shall be reported to the commission by date, amount, and  
11 contributor within 24 hours of receipt by the candidate, group, campaign treasurer, or  
12 deputy campaign treasurer. Each contribution to a nongroup entity for the purpose of  
13 influencing the outcome of an election [THAT EXCEEDS \$250 AND] that is made  
14 within nine days of the election shall be reported to the commission by date, amount,  
15 and contributor within 24 hours of receipt by the nongroup entity.

16 \* Sec. 6. AS 15.13.110(e) is amended to read:

17 (e) A group formed to sponsor an initiative, a referendum or a recall shall  
18 report 30 days after its first filing with the lieutenant governor. Thereafter each group  
19 shall report all contributions received within 72 hours after receipt and shall  
20 report within 10 days after the end of each calendar quarter on the  
21 [CONTRIBUTIONS RECEIVED AND] expenditures made during the preceding  
22 calendar quarter until reports are due under (a) of this section."  
23

24 Renumber the following bill sections accordingly.

25  
26 Page 22, line 9:

27 Delete "29"

28 Insert "33"

29  
30 Page 22, line 10:

31 Delete "29"

- 1           Insert "33"
- 2
- 3   Page 22, line 11:
- 4           Delete "30"
- 5           Insert "34"
- 6
- 7   Page 22, line 14:
- 8           Delete "30"
- 9           Insert "34"
- 10
- 11   Page 22, line 15:
- 12          Delete "31"
- 13          Insert "35"
- 14
- 15   Page 22, line 18:
- 16          Delete "31"
- 17          Insert "35"
- 18
- 19   Page 22, line 19:
- 20          Delete "22, and 26"
- 21          Insert "26, and 30"
- 22
- 23   Page 22, line 20:
- 24          Delete "33"
- 25          Insert "37"

1  
2  
3 OFFERED IN THE HOUSE BY THE GOVERNOR  
4 STATE AFFAIRS COMMITTEE

5 TO: CSHB 109( ) (25-GH1059\K; 2/21/07)

6 Page 2, line 5, following "commission":

7 Delete "may request"

8 Insert "shall require"

9  
10 Page 2, line 6, following "chapter":

11 Insert ", unless it is information required of a candidate for election to municipal  
12 elective office,"

13  
14 Page 2, line 6, following "but":

15 Delete "shall"

16 Insert "may, when circumstances warrant an exception or when the information is  
17 required of a candidate for election to municipal elective office,"

18  
19 Page 2, line 9, following "with the commission.", through line 15

20 Delete all material and insert:

21 "Candidates for election to municipal elective office must submit information  
22 required under this chapter electronically or in the typed or hand-printed form described in  
23 this subsection. In this subsection, 'municipal elective office' means the office of an

1       elected borough or city mayor, elected member of a city or borough planning commission,  
2       elected utility board member. or elected member of a borough assembly, city council, or  
3       school board.”

4

5       Page 22, following line 18:

6             Insert a new bill section to read:

7       “\* Sec. 33. Section 2 of this Act takes effect May 1, 2009.”

8

9       Renumber the following bill sections accordingly.

10

11       Page 22, line 19, following “Sections”

12             Delete “2”



1 elected borough or city mayor, elected member of a city or borough planning commission,  
2 elected utility board member, or elected member of a borough assembly, city council, or  
3 school board.”

4

5 Page 22, following line 18:

6 Insert a new bill section to read:

7 **“\* Sec. 33. Section 2 of this Act takes effect May 1, 2009.”**

8

9 Renumber the following bill sections accordingly.

10

11 Page 22, line 19, following “Sections”

12 Delete “2”

A M E N D M E N T

OFFERED IN THE HOUSE

TO: CSHB 109( ), Draft Version "K"

1 Page 1, following line 5:

2 Insert a new bill section to read:

3 **\*\* Section 1.** AS 15.13.040(a) is amended to read:

4 (a) Each [EXCEPT AS PROVIDED IN (g) AND (l) OF THIS SECTION,  
5 EACH] candidate shall make a full report, upon a form prescribed by the commission,

6 (1) listing

7 (A) the date and amount of all expenditures made by the  
8 candidate;

9 (B) the total amount of all contributions, including all funds  
10 contributed by the candidate; and

11 (C) the name, address, principal occupation, and employer of  
12 each contributor and the date [,] and amount of each contribution from  
13 [CONTRIBUTED BY] each contributor [; AND

14 (D) FOR CONTRIBUTIONS IN EXCESS OF \$250 IN THE  
15 AGGREGATE DURING A CALENDAR YEAR, THE PRINCIPAL  
16 OCCUPATION AND EMPLOYER OF THE CONTRIBUTOR]; and

17 (2) filed in accordance with AS 15.13.110 and certified correct by the  
18 candidate or campaign treasurer."

19

20 Renumber the following bill sections accordingly.

21

22 Page 22, line 9:

23 Delete "sec. 29"

- 1           Insert "sec. 30"
- 2
- 3   Page 22, line 10:
- 4           Delete "sec. 29"
- 5           Insert "sec. 30"
- 6
- 7   Page 22, line 11:
- 8           Delete "sec. 30"
- 9           Insert "sec. 31"
- 10
- 11   Page 22, line 14:
- 12           Delete "sec. 30"
- 13           Insert "sec. 31"
- 14
- 15   Page 22, line 15:
- 16           Delete "sec. 31"
- 17           Insert "sec. 32"
- 18
- 19   Page 22, line 18:
- 20           Delete "sec. 31"
- 21           Insert "sec. 32"
- 22
- 23   Page 22, line 19:
- 24           Delete "Sections 2, 22, and 26"
- 25           Insert "Sections 3, 23, and 27"
- 26
- 27   Page 22, line 20:
- 28           Delete "sec. 33"
- 29           Insert "sec. 34"

AMENDMENT

OFFERED IN THE HOUSE

TO: CSHB 109( ), Draft Version "K"

Page 1, following line 5:

Insert a new bill section to read:

**\*\* Section 1.** AS 15.13.040(b) is amended to read:

(b) Each group shall make a full report upon a form prescribed by the commission, listing

(1) the name and address of each officer and director;

(2) the aggregate amount of all contributions made to it [; AND, FOR ALL CONTRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR], the name, address, principal occupation, and employer of each [THE] contributor, and the date and amount of each contribution from [CONTRIBUTED BY] each contributor; for purposes of this paragraph, "contributor" means the true source of the funds, property, or services being contributed; and

(3) the date and amount of all contributions made by it and all expenditures made, incurred, or authorized by it."

Renumber the following bill sections accordingly.

Page 22, line 9:

Delete "sec. 29"

Insert "sec. 30"

Page 22, line 10:

Delete "sec. 29"

Insert "sec. 30"

Page 22, line 11:

Delete "sec. 30"

Insert "sec. 31"

Page 22, line 14:

Delete "sec. 30"

Insert "sec. 31"

Page 22, line 15:

Delete "sec. 31"

Insert "sec. 32"

Page 22, line 18:

Delete "sec. 31"

Insert "sec. 32"

Page 22, line 19:

Delete "Sections 2, 22, and 26"

Insert "Sections 3, 23, and 27"

Page 22, line 20:

Delete "sec. 33"

Insert "sec. 34"

**CSHB 109(STA) Version K**  
**Analysis of Governor's Amendments**

**(15)Amendment 1:** Would amend section 2 to make electronic filing mandatory for all campaign reports except those from candidates for municipal offices, and to allow exceptions when circumstances warrant them. It would delay the effective date for this section until May 1, 2009.

**(24)Amendment 2:** Would add new sections to the lobbying statutes to give the APOC authority to enforce against lobbyists some restrictions that appear elsewhere in the bill. The new sections would prohibit lobbyists from offering or making gifts to members of the executive branch that the Executive Branch Ethics Act prohibits the members from accepting, and would prohibit individuals from lobbying when the Ethics Act prohibits them from working as lobbyists.

**(24)Amendment 3:** Would reinsert a section from the governor's original bill to require additional details in the financial disclosures that legislators, legislative directors, and public members of the Select Committee on Legislative Ethics file with the APOC.

**(24)Amendment 4:** Would amend section 22 to make electronic filing mandatory for legislative financial disclosures, and to allow exceptions when circumstances warrant them. It would also delay the effective date for this section until July 1, 2008.

**(39)Amendment 5:** Would amend section 25 to make \$1,000 – rather than \$5,000 – the reporting threshold for financial disclosures that “public officials” (i.e., high-level executive branch officials, judicial officers, certain municipal officers, and some others) must file with the APOC, and to require reporting of the approximate number of hours of services performed for the reported income regardless of whether the income was earned by the hour.

**(39)Amendment 6:** Would amend section 26 to make electronic filing of financial disclosures mandatory for all public officials except municipal officers, and to allow exceptions when circumstances warrant them. The effective date for this section would remain July 1, 2007.

**(39)Amendment 7:** Would add a new section to supplement the list of boards' members that must file annual financial disclosures with the APOC. The Alaska Industrial Development and Export Authority, the Knik Arm Bridge and Toll Authority, the Alaska labor relations agency, the Alaska Mental Health Trust Authority, and the Alaska Railroad Corporation would be added to the existing list in AS 39.50.200(b).

**(39)Amendment 8:** Would replace section 27, which defines an “insignificant” business interest, with a provision from the governor's original bill. The amendment would establish a presumption that stock or other ownership interest in a business is insignificant if the value of the stock or interest is less than \$5,000.

**(39)Amendment 9:** Would amend section 30 to define the “policy-making positions” in the Governor's Office that are restricted from lobbying for one year after leaving state service. The “policy-making positions” restricted from lobbying would be the same “policy-making positions” that must file annual financial disclosures with the APOC.