

SB

19

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

REPORTED OUT
 FEB 12 2007
 SENATE FINANCE COMMITTEE

DATE: 2/2/07

FURTHER:

 DATE TURNED IN TO OFFICE: 12 Feb 2007
Finance Committee considered

SENATE BILL NO. 19

SB 19 EXEC. BRANCH ETHICS: INTERESTS & ACTIONS

"An Act relating to a public officer's taking official action regarding a matter in which the public officer has a financial interest; and defining 'official action' under the Alaska Executive Branch Ethics Act and related law."

and recommends:

- be replaced with SCS or CS SB 19 (FIN)
 adopt previous SCS or CS CS forthcoming
 attached amendment(s)
 adopt _____ Letter of Intent
 further referral to _____ Committee

SENATE BILL:
 Same Title
 New Title

HOUSE BILL:
 Same Title
 Technical Title Change
 New Title w/ SCR # _____

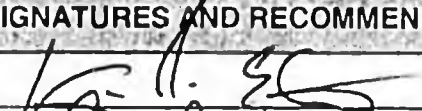

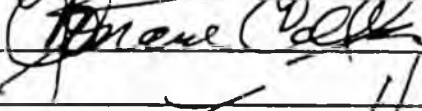


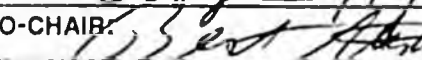
NEW FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#
Admin	2/6/07			✓	

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#
LAW	1/18/07			✓	#1
Admin	1/22/07			✓	#2

 APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	PRINTED LAST NAME	DO PASS	DO NOT PASS	NO REC	AMEND
	Elton	✓			
	Thomas	✓			
	Huggins	✓			
	Olson	✓			
CO-CHAIR: 		✓			
CO-CHAIR: 	STROMMAN	✓			

REPORTED OUT
 FEB 12 2007
 SENATE FINANCE COMMITTEE

FISCAL NOTE

STATE OF ALASKA
 2007 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: CSSB 19(JUD)
 (S) Publish Date: 1/26/07

Revision Date/Time (Note if correction): _____ Dept. Affected: Law
 Title An Act relating to Executive branch ethics and RDU Civil Division
the financial interests of public officers. Component Opinions, Appeals & Ethics
 Sponsor Senator French
 Requester Senate Judiciary Component No. _____

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill amends the Ethics Act. It is unclear whether these amendments will change the department's workload. The amendments may result in increased detailed evaluation of the business interests of public officers; however, the budget impact is indeterminable since it is impossible to predict with any certainty how many complaints or questions will arise.

Prepared by: Robert Meinors, Acting Director
 Division: Administrative Services Division
 Approved by: Robert Meinors for Talis Colberg, Attorney General
 Agency: Department of Law

Phone: 465-5427
 Date/Time: 1/18/07 11:07 AM
 Date: 1/18/2007

FISCAL NOTE

REPORTED OUT
FEB 12 2007
 SENATE FINANCE COMMITTEE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number: CSSB19-DOA-DOP-2-6-07
 Bill Version: CSSB19(STA)
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: Administration
 Title Exec Branch Ethics: Interests & Actions RDU Central Administrative Services
 Component Personnel
 Sponsor Senator(s) French, Elton, Mcguiro, Wielechowski..
 Requester Senate Finance Component No. 56

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0
Travel	0.0	0.0	0.0	0.0	0.0	0.0
Contractual	0.0	0.0	0.0	0.0	0.0	0.0
Supplies	0.0	0.0	0.0	0.0	0.0	0.0
Equipment	0.0	0.0	0.0	0.0	0.0	0.0
Land & Structures	0.0	0.0	0.0	0.0	0.0	0.0
Grants & Claims	0.0	0.0	0.0	0.0	0.0	0.0
Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1037 GF/Mental Health	0.0	0.0	0.0	0.0	0.0	0.0
Other (Specify Type--Do not abbreviate)	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill will have no fiscal impact on the Division of Personnel. May require personnel board review.

Prepared by: Dianne Kiesel, Director
 Division Division of Personnel & Labor Relations
 Approved by: Kevin Brooks, Deputy Commissioner
 Agency Department of Administration

Phone 465-4429
 Date/Time 2/6/07 8:25 AM
 Date 2/6/2007



Official Business

Alaska State Senate

Senate Finance Committee

Mail Stop 3100
State Capitol
Juneau, Alaska 99801-1182

FAX COVER SHEET

DATE: 12 Feb 2007 TIME: 9:40 am

TO: Legal Services

NUMBER OF PAGES, INCLUDING COVER SHEET: 2

FROM: MINDY ROWLAND
SENATE FINANCE COMMITTEE SECRETARY
PHONE: 465-4935
FAX: 465-2187

NOTES: Final Please
CS SB 19 FIN 25-LS0160\0

Cook/Wayne

2/9/07

Plus 1 amendment - attached

Thanks

Mindy

no rush

Won't need before Tues afternoon 2/13/07

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exercise of official action. For the purposes of this subsection, "matter" includes a case, proceeding, application, contract, [OR] determination, [BUT DOES NOT INCLUDE THE] proposal or consideration of legislative bills, resolutions and constitutional amendments, or other legislative measures, [;] or [THE] proposal, consideration, or adoption of administrative regulations.

* Sec. 4. AS 39.52.180(d) is amended to read:

(d) An individual who formerly held a position listed in this subsection [A FORMER GOVERNOR, LIEUTENANT GOVERNOR, OR HEAD OF A PRINCIPAL DEPARTMENT IN THE EXECUTIVE BRANCH] may not engage in activity as a lobbyist under AS 24.45 for a period of one year after leaving that position [SERVICE AS THE GOVERNOR, LIEUTENANT GOVERNOR, OR DEPARTMENT HEAD, AS APPROPRIATE]. This subsection does not prohibit service as a volunteer lobbyist described in AS 24.45.161(a)(1) or a representational lobbyist as defined under regulations of the Alaska Public Offices Commission. This subsection applies to the position of

(1) governor;

(2) lieutenant governor;

(3) head or deputy head of a principal department in the executive branch;

(4) director of a division or legislative liaison within a principal department in the executive branch;

(5) legislative liaison, administrative assistant, or other employee of the Office of the Governor or Office of the Lieutenant Governor in a policy-making position;

(6) ^{member} ~~chair~~ of a state board or commission that has the authority to adopt regulations, other than a board or commission named in AS 08.01.010;

(7) ^{member} ~~chair~~ of the governing board and executive officer of a state public corporation.

* Sec. 5. AS 39.52.960(14) is amended to read:

(14) "official action" means performance of any duties in the course and scope of a public officer's employment, including review, advice,

CS FOR SENATE BILL NO. 19(FIN)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:
Referred:

Sponsor(s): SENATORS FRENCH, ELTON, MCGUIRE, WIELECHOWSKI, THOMAS AND HUGGINS,
Ellis, Stevens, Green, Kookesh, Davis, Olson, Hoffman, Cowdery, Stedman

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to a public officer's taking official action regarding, or influencing, a
2 matter in which the public officer has a personal or financial interest; relating to
3 restrictions on employment after leaving state service; prohibiting certain persons from
4 engaging in activity as lobbyists; and defining 'official action' under the Alaska
5 Executive Branch Ethics Act and related law."

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

7 * Section 1. AS 24.45.121 is amended by adding a new subsection to read:

8 (d) A former public official in the executive branch may not engage in
9 activities as a lobbyist to the extent prohibited under AS 39.52.180(d).

10 * Sec. 2. AS 39.52.110(b) is repealed and reenacted to read:

11 (b) Notwithstanding (a) of this section, a public officer's action or influence
12 with respect to the officer's personal or financial interest in a specific matter is not a
13 violation of public trust or a violation of this chapter

1 (1) if the public officer's action or influence in the matter would have
2 only an insignificant or conjectural effect on the matter; or

3 (2) if the public officer's

4 (A) personal or financial interest is of a type that is possessed
5 generally by the public or a large class of persons to which the public officer
6 belongs;

7 (B) personal interest is insignificant; or

8 (C) financial interest is solely in regard to a business and
9 neither the public officer nor a member of the public officer's immediate
10 family

11 (i) owns a controlling interest in the business and the
12 controlling interest has a fair market value of \$5,000 or more;

13 (ii) owns stock or options to buy stock that, when
14 combined, equal more than one percent of the stock in the business or
15 have a total fair market value of more than \$5,000;

16 (iii) owns or has an option to buy an equity interest in
17 the business the fair market value of which is more than \$5,000 or one
18 percent of the total fair market value of the business, whichever is less;

19 (iv) is a member of the board of directors or another
20 governing body of the business;

21 (v) is an officer of the business;

22 (vi) provides or has an option to provide personal or
23 professional services to the business;

24 (vii) has a contract or an option for a contract with the
25 business; or

26 (viii) is an employee of the business.

27 * Sec. 3. AS 39.52.180(a) is amended to read:

28 (a) A public officer who leaves state service may not, for two years after
29 leaving state service, represent, advise, or assist a person for compensation regarding a
30 matter that was under consideration by the administrative unit served by that public
31 officer, and in which the officer participated personally and substantially through the

1 exercise of official action. For the purposes of this subsection, "matter" includes a
 2 case, proceeding, application, contract, [OR] determination, [BUT DOES NOT
 3 INCLUDE THE] proposal or consideration of legislative bills, resolutions and
 4 constitutional amendments, or other legislative measures, [;] or [THE] proposal,
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 10 activity as a lobbyist under AS 24.45 for a period of one year after leaving that
 11 position [SERVICE AS THE GOVERNOR, LIEUTENANT GOVERNOR, OR
 12 DEPARTMENT HEAD, AS APPROPRIATE]. This subsection does not prohibit
 13 service as a volunteer lobbyist described in AS 24.45.161(a)(1) or a representational
 14 lobbyist as defined under regulations of the Alaska Public Offices Commission. This
 15 subsection applies to the position of

16 (1) governor;

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18 (3) head or deputy head of a principal department in the executive
 19 branch;

20 (4) director of a division or legislative liaison within a principal
 21 department in the executive branch;

22 (5) legislative liaison, administrative assistant, or other employee
 23 of the Office of the Governor or Office of the Lieutenant Governor in a policy-
 24 making position;

25 (6) member of a state board or commission that has the authority
 26 to adopt regulations, other than a board or commission named in AS 08.01.010;

27 (7) member of the governing board and executive officer of a state
 28 public corporation.

29 * Sec. 5. AS 39.52.960(14) is amended to read:

30 (14) "official action" means performance of any duties in the course
 31 and scope of a public officer's employment, including review, advice,

Amend.
#1

1 participation, assistance, or another kind of involvement regarding a matter,
2 such as a recommendation, decision, approval, disapproval, vote, or other similar
3 action, including inaction, by a public officer;

4 * Sec. 6. AS 39.52.180(c) is repealed.

5 * Sec. 7. The uncodified law of the State of Alaska is amended by adding a new section to
6 read:

7 APPLICABILITY. Sections 3, 4, and 6 of this Act apply to a person who leaves state
8 service on or after the effective date of secs. 3 and 4 of this Act.

ADOPTED
2/12/07

WORK DRAFT

WORK DRAFT

WORK DRAFT

25-LS01600
Cook/Wayne
2/9/07

CS FOR SENATE BILL NO. 19()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY

Offered:

Referred:

Sponsor(s): SENATORS FRENCH, ELTON, MCGUIRE, WIELECHOWSKI, THOMAS AND HUGGINS,
Ellis, Stevens, Green, Kookesh, Davis, Olson, Hoffman, Cowdery, Stedman

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14 combined, equal more than one percent of the stock in the business or
15 have a total fair market value of more than \$5,000;

16 (iii) owns or has an option to buy an equity interest in
17 the business the fair market value of which is more than \$5,000 or one
18 percent of the total fair market value of the business, whichever is less;

19 (iv) is a member of the board of directors or another
20 governing body of the business;

21 (v) is an officer of the business;

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23 professional services to the business;

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20 (4) director of a division or legislative liaison within a principal
21 department in the executive branch;

22 (5) legislative liaison, administrative assistant, or other employee
23 of the Office of the Governor or Office of the Lieutenant Governor in a policy-
24 making position;

25 (6) chair of a state board or commission that has the authority to
26 adopt regulations, other than a board or commission named in AS 08.01.010.

27 (7) chair of the governing board and executive officer of a state
28 public corporation.

29 * Sec. 5. AS 39.52.960(14) is amended to read:

30 (14) "official action" means performance of any duties in the course
31 and scope of a public officer's employment, including review, advice,

1 participation, assistance, or another kind of involvement regarding a matter,
2 such as a recommendation, decision, approval, disapproval, vote, or other similar
3 action, including inaction, by a public officer;

4 * Sec. 6. AS 39.52.18^(c) is repealed.

5 * Sec. 7. The uncodified law of the State of Alaska is amended by adding a new section to
6 read:

7 APPLICABILITY. Sections 3, 4, and 6 of this Act apply to a person who leaves state
8 service on or after the effective date of secs. 3 and 4 of this Act.

Alaska State Legislature



Senator Hollis French

Sponsor Statement

SB 19 – Executive Ethics

SB 19 is a responsible step towards making the Executive Branch Ethics Act clearer, easier to understand, and easier to follow.

Currently the Ethics Act does not spell out clearly what sorts of financial interests constitute a conflict of interest. The bill sets out a series of bright financial lines for executive branch employees. For example, current law provides no guidance whatsoever as to the size of investment that an executive branch employee may own and still take official state action that affects the investment. SB 19 declares that either \$5000 worth of stock, or one percent of a company's stock, whichever is *less*, means that the executive branch employee must not be involved in state actions that impact that investment. While it seems like common sense to have such a concrete definition, current law does not provide one.

It is important to keep in mind that the key question is whether an executive branch employee owns the financial interest and then performs an official act that affects the financial interest. Either one without the other is not a violation.

The bill also describes with particularity other sorts of forbidden financial interests. An executive branch employee may not own a controlling interest in a business, may not own an equity interest in a business worth more than \$5000, may not be a member of a company's board of directors and may not be an employee of a business.

The bill also expands the definition of "official action" to more clearly capture the day to day duties of our executive branch employees.

The state's ethics laws should be clear to executive branch employees, and to the public those employees serve. Please join me in supporting SB 19.

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

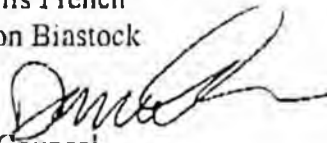
State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

February 6, 2007

SUBJECT: Sectional Analysis of CSSB 19(STA)
(Work Order No. 25-LS0160L)

TO: Senator Hollis French
Attn: Allison Biastock

FROM: Dan Wayne 
Legislative Counsel

You have requested a sectional analysis of the above-described bill.

As a preliminary matter, note that a sectional analysis should not be considered an authoritative interpretation of the bill and the bill itself is the best statement of its contents. If you would like an interpretation of the bill as it may apply to a particular set of circumstances, please advise.

Section 1 repeals AS 39.52.110(b), which currently says:

- (b) Unethical conduct is prohibited, but there is no substantial impropriety if, as to a specific matter, a public officer's
- (1) personal or financial interest in the matter is insignificant, or of a type that is possessed generally by the public or a large class of persons to which the public officer belongs; or
 - (2) action or influence would have insignificant or conjectural effect on the matter.

It would replace "substantial impropriety" in the first sentence with the proposed "violation of public trust or a violation of this chapter." It adds language, in subparagraph (C), that specifically describes types of financial interests that the bill considers ethical conflicts, instead of requiring a person interpreting the statute to make a subjective decision about whether or not a matter is "insignificant."

Section 2. In this section, the bill expands an existing provision that prohibits certain appointed or elected officials from serving as lobbyists for a year after leaving their post. The language was intended to exclude from the prohibition persons that are not in positions of authority or great influence in government law-making or policy-making, for example, as proposed by the committee, a "chair of a state board or commission that has

Senator Hollis French
February 6, 2007
Page 2

the authority to adopt regulations, other than a board or commission named in AS 08.01.010."¹

Section 3 expands the existing definition of "official action" to include "performance of any duties" regarding a matter, instead of limiting the term to include only "recommendations, decisions, approval, disapproval, vote, or other similar action, including inaction." The change is not insignificant, as the term "official action" appears 9 other times in the Executive Branch Ethics Act.²

DCW:med
07-081.med

¹ AS 08.01.010 lists various boards that appear to be occupied primarily with licensing requirements and professional standards.

² AS 39.52.110, 39.52.120, 39.52.130, 39.52.150(a), 39.52.150(b), 39.52.150(c), 39.52.180(a), 39.52.410(a), and 39.52.920.

Alaska State Legislature



Senator Hollis French

Changes to SB19 in the Senate Judiciary Committee:

To Section 1:

- Language outlining what constitutes a conflict of interest was repealed and reenacted to clarify when a public officer's actions do not constitute a violation of the chapter.
- Language was added to clarify that business interests would be valued at fair market value; added language to make controlling interests consistent at \$5,000 with other caps, and added language in the title and at line six to ensure that the use of influence as well as specific action on behalf of personal or financial interests was covered under the act.
- Several small technical language changes were made at the request of the Department of law.

Changes to SB19 in the Senate State Affairs Committee:

To Section 2:

- Inserted a "revolving door" provision from the Governor's ethics bill. Language added would exclude Deputy Department heads, Chairs of State Boards and Commissions who have the authority to adopt regulations (excluding licensing boards), Division Directors, and employees of the Office of the Governor involved in policy making from lobbying for a period of one year after leaving their position. This addition resulted in a bill title change.

Distributed by Senator Stedman
February 7, 2007

903

ALASKA EXECUTIVE BRANCH ETHICS ACT

§ 39.52.190

Sec. 39.52.170. Outside employment restricted. (a) A public employee may not render services to benefit a personal or financial interest or engage in or accept employment outside the agency which the employee serves, if the outside employment or service is incompatible or in conflict with the proper discharge of official duties.

(b) A public employee rendering services for compensation, or engaging in employment outside the employee's agency, shall report by July 1 of each year the outside services or employment to the employee's designated supervisor. During the year, any change in an employee's outside service or employment activity must be reported to the designated supervisor as it occurs.

(c) The head of a principal executive department of the state may not accept employment for compensation outside the agency that the executive head serves. (§ 1 ch 87 SLA 1986; am § 85 ch 74 SLA 1998)

NOTES TO DECISIONS

Conflict of interest. — Substantial evidence supported a finding that a consultancy created a conflict for a public official who he was hired by a Canadian governmental agency to count salmon on a river at a time when the United States and Canada were engaged in a dispute over fisheries management. *Skvorc v. State Personnel Bd.*, 998 P.2d 1192 (Alaska 2000).

Compensation. — Because current receipt of compensation is not required under this provision, the obtaining of a business license offering only a prospect of future compensation was sufficient to constitute a violation. *Skvorc v. State Personnel Bd.*, 998 P.2d 1192 (Alaska 2000).

*

Sec. 39.52.180. Restrictions on employment after leaving state service. (a) A public officer who leaves state service may not, for two years after leaving state service, represent, advise, or assist a person for compensation regarding a matter that was under consideration by the administrative unit served by that public officer, and in which the officer participated personally and substantially through the exercise of official action. For the purposes of this subsection, "matter" includes a case, proceeding, application, contract, or determination, but does not include the proposal or consideration of legislative bills, resolutions and constitutional amendments, or other legislative measures; or the proposal, consideration, or adoption of administrative regulations.

(b) This section does not prohibit an agency from contracting with a former public officer to act on a matter on behalf of the state.

(c) The head of an agency may waive application of (a) of this section after determining that representation by a former public officer is not adverse to the public interest. The waiver must be in writing and a copy of the waiver must be provided to the attorney general for approval or disapproval.

(d) A former governor, lieutenant governor, or head of a principal department in the executive branch may not engage in activity as a lobbyist under AS 24.45 for a period of one year after leaving service as the governor, lieutenant governor, or department head, as appropriate. This subsection does not prohibit service as a volunteer lobbyist described in AS 24.45.161(a)(1) or a representational lobbyist as defined under regulations of the Alaska Public Offices Commission. (§ 1 ch 87 SLA 1986; am § 86 ch 74 SLA 1998)

Distributed by Senator Stedman
February 7, 2007

- 131. Examination of statements, reports
- 141. Civil penalty: Late registration, filing of required statements or reports

Sec. 24.45.120. [Repealed, § 1 ch 167 SLA 1976.]

Sec. 24.45.121. Prohibitions. (a) A lobbyist may not

- (1) engage in any activity as a lobbyist before registering under AS 24.45.041;
- (2) do anything with the intent of placing a public official under personal obligation to the lobbyist or to the lobbyist's employer;
- (3) intentionally deceive or attempt to deceive any public official with regard to any material fact pertinent to pending or proposed legislative or administrative action;
- (4) cause or influence the introduction of a legislative measure solely for the purpose of thereafter being employed to secure its passage or its defeat;
- (5) cause a communication to be sent to a public official in the name of any fictitious person or in the name of any real person, except with the consent of that person;
- (6) accept or agree to accept any payment in any way contingent upon the defeat, enactment, or outcome of any proposed legislative or administrative action;
- (7) serve as a member of a state board or commission, if the lobbyist's employer may receive direct economic benefit from a decision of that board or commission;
- (8) serve as a campaign manager or director, serve as a campaign treasurer or deputy campaign treasurer on a finance or fund-raising committee, host a fund-raising event, directly or indirectly collect contributions for, or deliver contributions to, a candidate, or otherwise engage in the fund-raising activity of a legislative campaign or campaign for governor or lieutenant governor if the lobbyist has registered, or is required to register, as a lobbyist under this chapter, during the calendar year; this paragraph does not apply to a representational lobbyist as defined in the regulations of the Alaska Public Offices Commission, and does not prohibit a lobbyist from making personal contributions to a candidate as authorized by AS 15.13 or personally advocating on behalf of a candidate;
- (9) offer, solicit, initiate, facilitate, or provide to or on behalf of a person covered by AS 24.60, during a legislative session, a gift, other than food or beverage for immediate consumption; however, this paragraph does not prohibit a lobbyist from providing, during a legislative session or at any other time of the year, tickets to a charity event described in AS 24.60.080(c)(10), or a contribution to a charity event under AS 24.60.080(c)(11);
- (10) make or offer a gift or a campaign contribution whose acceptance by the person to whom it is offered would violate AS 24.60.

(b) A person may not employ for pay, or any consideration, or pay or agree to pay consideration to, a person to lobby who is not registered under AS 24.45.041 unless that person registers and that person does in fact so register before engaging in lobbying.

(c) A former member of the legislature may not engage in activity as a lobbyist before the legislature for a period of one year after the former member has left the legislature. This subsection does not prohibit a former member from acting as a volunteer lobbyist described in AS 24.45.161(a)(1) or a representational lobbyist as defined under regulations of the commission. (§ 2 ch 167 SLA 1976; am § 1 ch 159 SLA 1984; am §§ 37, 38 ch 127 SLA 1992; am § 26 ch 48 SLA 1996; am § 1 ch 115 SLA 2003; am § 1 ch 10 SLA 2006)

SENATE COMMITTEE REPORT

DATE: 1/26/07

FURTHER: Finance

DATE TURNED
IN TO OFFICE: 2/2/07

State Affairs Committee considered SENATE BILL NO. 19

SB 19 EXEC. BRANCH ETHICS: INTERESTS & ACTIONS

"An Act relating to a public officer's taking official action regarding a matter in which the public officer has a financial interest; and defining 'official action' under the Alaska Executive Branch Ethics Act and related law."

and recommends:

- be replaced with SCS or CS SB 19 (STA)
- adopt previous SCS or CS _____ (_____)
- attached amendment(s)
- adopt _____ Letter of Intent
- further referral to _____ Committee

SENATE BILL:	
<input type="checkbox"/>	Same Title
<input checked="" type="checkbox"/>	New Title
<hr/>	
HOUSE BILL:	
<input type="checkbox"/>	Same Title
<input type="checkbox"/>	Technical Title Change
<input type="checkbox"/>	New Title w/ SCR # _____

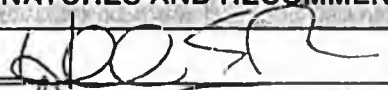


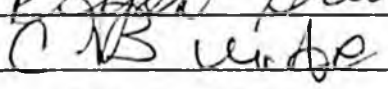
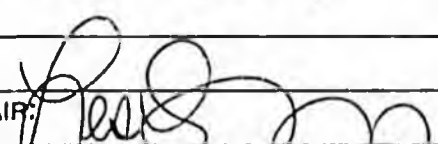
NEW FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#
LAW	1/18			✓	1
ADMN	1/22			✓	2

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	PRINTED LAST NAME	DO PASS	DO NOT PASS	NO REC	AMEND
	French	X			
	Stevens			X	
	Green	✓			
	Bunde			✓	
CHAIR: 	McLeure	X			

SENATE COMMITTEE REPORT

First Committee of Referral

DATE: 1/16/07

FURTHER: State Affairs
Finance

Date of 5-Day Notice: 1/18/07
(in accordance with Uniform Rule 23)

DATE TURNED
IN TO OFFICE: 1/25/07

Judiciary Committee considered SENATE BILL NO. 19

SB 19 EXEC. BRANCH ETHICS: INTERESTS & ACTIONS

"An Act relating to a public officer's taking official action regarding a matter in which the public officer has a financial interest; and defining 'official action' under the Alaska Executive Branch Ethics Act and related law."

and recommends:

- be replaced with SCS or CS SB19 (JUD)
- adopt previous SCS or CS _____ (_____)
- attached amendment(s)
- adopt _____ Letter of Intent
- further referral to _____ Committee

SENATE BILL:	
<input type="checkbox"/> Same Title	
<input checked="" type="checkbox"/> New Title	
<hr/>	
HOUSE BILL:	
<input type="checkbox"/> Same Title	
<input type="checkbox"/> Technical Title Change	
<input type="checkbox"/> New Title w/ SCR # _____	

NEW FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#
Law	1/19/07			✓	1
Admin	1/22/07			✓	2

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Indet.	Zero	FN#

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	PRINTED LAST NAME	DO PASS	DO NOT PASS	NO REC	AMEND
	Huggins	✓			
	Wielachowski	✓			
	French	✗			
	Theriault	✗			
	McClure	✓			
CHAIR:					