

ALASKA LEGISLATURE COMMITTEE FILES 1900-1900 00/2

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1 with a former public officer to act on a matter on behalf of the
2 state.

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

8 Sec. 39.52.190. AIDING A VIOLATION PROHIBITED. It is a viola-
9 tion of this chapter for a public officer to knowingly aid another
10 public officer in a violation of this chapter.

11 ARTICLE 3. DISCLOSURE AND ACTION TO PREVENT
12 VIOLATION OF CODE.

13 Sec. 39.52.210. DECLARATION OF POTENTIAL VIOLATIONS BY PUBLIC
14 EMPLOYEES. (a) A public employee who is involved in a matter that
15 may result in a violation of AS 39.52.110 -- 39.52.190 shall

16 (1) refrain from taking any official action relating to the
17 matter until a determination is made under this section; and

18 (2) immediately disclose the matter in writing to the
19 designated supervisor.

20 (b) A public employee's designated supervisor shall make a
21 written determination whether an employee's involvement violates
22 AS 39.52.110 -- 39.52.190. If the supervisor determines that a vio-
23 lation could exist or will occur, the supervisor shall,

24 (1) reassign duties to cure the employee's potential vio-
25 lation, if feasible; or

26 (2) direct the divestiture or removal by the employee of
27 the personal or financial interests that give rise to the potential
28 violation.

29 (c) A designated supervisor may request guidance from the

1 attorney general, in accordance with AS 39.52.240, when determining
2 whether a public employee is involved in a matter that may result in a
3 violation of AS 39.52.110 -- 39.52.190.

4 Sec. 39.52.220. DECLARATION OF POTENTIAL VIOLATIONS BY MEMBERS
5 OF BOARDS OR COMMISSIONS. (a) A member of a board or commission who
6 is involved in a matter that may result in a violation of AS 39.52.110
7 -- 39.52.190 shall disclose the matter on the public record and in
8 writing to the designated supervisor. The supervisor shall determine
9 whether the member's involvement violates AS 39.52.110 -- 39.52.190.
10 If a member of the board or commission objects to the ruling of the
11 supervisor, or if the supervisor discloses an involvement requiring a
12 determination, the members present at a meeting, excluding the in-
13 volved member, shall vote on the matter. If the supervisor or a
14 majority of the members voting determine that a violation will exist
15 if the member continues to participate, the member shall refrain from
16 voting, deliberating, or participating in the matter.

17 (b) The designated supervisor or the board or commission may
18 request guidance from the attorney general, in accordance with AS 39.-
19 52.240, when determining whether a member of a board or commission is
20 involved in a matter that may result in a violation of AS 39.52.110 --
21 39.52.190.

22 Sec. 39.52.230. REPORTING OF POTENTIAL VIOLATIONS. A person may
23 report to a public officer's designated supervisor, under oath and in
24 writing, a potential violation of AS 39.52.110 -- 39.52.190 by the
25 public officer. The supervisor shall provide a copy of the report to
26 the officer who is the subject of the report, and shall review the
27 report to determine whether a violation may exist. The supervisor
28 shall act in accordance with AS 39.52.210 or 39.52.220 if the supervi-
29 sor determines that the matter may result in a violation of

1 AS 39.52.110 -- 39.52.190.

2 Sec. 39.52.240. ADVISORY OPINIONS. (a) Upon the written re-
3 quest of a designated supervisor or a board or commission, the attor-
4 ney general shall issue opinions interpreting this chapter. The re-
5 quester must supply any additional information requested by the attor-
6 ney general in order to issue the opinion. Within 60 days after
7 receiving a complete request, the attorney general shall issue an
8 advisory opinion on the question.

9 (b) The attorney general may offer oral advice if delay would
10 cause substantial inconvenience or detriment to the requesting party.

11 (c) The designated supervisor or a board or commission shall
12 make a written determination based on the advice of the attorney
13 general. If the advice of the attorney general provides more than one
14 way for a public officer to avoid or correct a problem found under
15 AS 39.52.110 -- 39.52.190, the designated supervisor or the board or
16 commission shall, after consultation with the officer, determine the
17 alternative that is most appropriate and advise the officer of any
18 action required of the officer to avoid or correct the problem.

19 (d) A public officer is not liable under this chapter for any
20 action carried out in accordance with a determination made under
21 AS 39.52.210 -- 39.52.240 if the officer fully disclosed all relevant
22 facts reasonably necessary to the determination.

23 (e) The attorney general may reconsider, revoke, or modify an
24 advisory opinion at any time, including upon a showing that material
25 facts were omitted or misstated in the request for the opinion.

26 (f) A person may rely on an advisory opinion that is currently
27 in effect.

28 (g) A request for advice made under (a) of this section is
29 confidential.

1 (h) The attorney general shall publish in the Alaska Administra-
2 tive Journal, with sufficient deletions to prevent disclosure of the
3 persons whose identities are confidential under (g) of this section,
4 the advisory opinions issued under this section that the attorney
5 general determines to be of major import because of their general
6 applicability to executive branch officers.

7 Sec. 39.52.250. ADVICE TO FORMER PUBLIC OFFICERS. (a) A former
8 public officer may request, in writing, an opinion from the attorney
9 general interpreting this chapter. The attorney general shall give
10 advice in accordance with AS 39.52.240(a) or (b) and publish opinions
11 in accordance with AS 39.52.240(h).

12 (b) A former public officer is not liable under this chapter for
13 any action carried out in accordance with the advice of the attorney
14 general issued under this section, if the public officer fully dis-
15 closed all relevant facts reasonably necessary to the issuance of the
16 advice.

17 Sec. 39.52.260. DESIGNATED SUPERVISOR'S REPORT AND ATTORNEY
18 GENERAL REVIEW. (a) A designated supervisor shall quarterly submit a
19 report to the attorney general which states the facts, circumstances,
20 and disposition of any disclosure made under AS 39.52.210 -- 39.52.-
21 240.

22 (b) The attorney general shall review determinations reported
23 under this section. The attorney general may request additional
24 information from a supervisor concerning a specific disclosure and its
25 disposition.

26 (c) The report prepared under this section is confidential and
27 not available for public inspection unless formal proceedings under
28 AS 39.52.350 are initiated based on the report. If formal proceedings
29 are initiated, the relevant portions of the report are public

1 documents open to inspection. The attorney general shall, however,
2 make available to the public a summary of the reports received under
3 this section, with sufficient deletions to prevent disclosure of a
4 person's identity.

5 ARTICLE 4. COMPLAINTS; HEARING PROCEDURES.

6 Sec. 39.52.310. COMPLAINTS. (a) The attorney general may
7 initiate a complaint, or elect to treat as a complaint any matter
8 disclosed under AS 39.52.210, 39.52.220, 39.52.250, or 39.52.260.

9 (b) A person may file a complaint with the attorney general
10 regarding the conduct of a current or former public officer. A com-
11 plaint must be in writing, be signed under oath, and contain a clear
12 statement of the details of the alleged violation.

13 (c) If a complaint alleges a violation of AS 39.52.110 --
14 39.52.190 by the governor, lieutenant governor, or the attorney gener-
15 al, the matter shall be referred to the personnel board. The person-
16 nel board shall retain independent counsel who shall act in the place
17 of the attorney general under (d) -- (i) of this section, AS 39.52.320
18 -- 39.52.350, and AS 39.52.360(c) and (d).

19 (d) The attorney general shall review each complaint filed, to
20 determine whether it is properly completed and contains allegations
21 which, if true, would constitute conduct in violation of this chapter.
22 The attorney general may require the complainant to provide additional
23 information before accepting the complaint. If the attorney general
24 determines that the allegations in the complaint do not warrant an
25 investigation, the attorney general shall dismiss the complaint with
26 notice to the complainant and the subject of the complaint.

27 (e) The attorney general may refer a complaint to the subject's
28 designated supervisor for resolution under AS 39.52.210 or 39.52.220.

29 (f) If the attorney general accepts a complaint for inves-

1 tigation, the attorney general shall serve a copy of the complaint
2 upon the subject of the complaint, for a response. The attorney
3 general may require the subject to provide, within 20 days after ser-
4 vice, full and fair disclosure in writing of all facts and circum-
5 stances pertaining to the alleged violation. Misrepresentation of a
6 material fact in a response to the attorney general is a violation of
7 this chapter. Failure to answer within the prescribed time, or within
8 any additional time period that may be granted in writing by the
9 attorney general, may be considered an admission of the allegations in
10 the complaint.

11 (g) If a complaint is accepted under (f) of this section, the
12 attorney general shall investigate to determine whether a violation of
13 this chapter has occurred. At any stage of an investigation or re-
14 view, the attorney general may issue a subpoena under AS 39.52.380.

15 (h) A violation of this chapter may be investigated within two
16 years after discovery of the alleged violation.

17 (i) The unwillingness of a complainant to assist in an investi-
18 gation, the withdrawal of a complaint, or restitution by the subject
19 of the complaint may, but need not in and of itself, justify termina-
20 tion of an investigation or proceeding.

21 Sec. 39.52.320. DISMISSAL BEFORE FORMAL PROCEEDINGS. If, after
22 investigation, it appears that there is no probable cause to believe
23 that a violation of this chapter has occurred, the attorney general
24 shall dismiss the complaint and prepare and file a confidential summa-
25 ry with the personnel board. The attorney general shall communicate
26 disposition of the matter promptly to the complainant and to the
27 subject of the complaint.

28 Sec. 39.52.330. CORRECTIVE OR PREVENTIVE ACTION. After deter-
29 mining that the conduct of the subject of a complaint does not warrant

1 a hearing under AS 39.52.360, the attorney general shall recommend
2 action to correct or prevent a violation of this chapter. The attor-
3 ney general shall communicate the recommended action to the complain-
4 ant and the subject of the complaint. The subject of the complaint
5 shall comply with the attorney general's recommendation.

6 Sec. 39.52.340. CONFIDENTIALITY. (a) Before the initiation of
7 formal proceedings under AS 39.52.350, information regarding an inves-
8 tigation conducted under this chapter, or obtained by the attorney
9 general during the investigation, is confidential. The attorney
10 general and all persons contacted during the course of an investiga-
11 tion shall maintain confidentiality regarding the existence of the
12 investigation. A person who violates this section is guilty of a
13 class A misdemeanor.

14 (b) It is not a violation of this section for a person to con-
15 tact an attorney or to participate in a criminal investigation.

16 (c) The subject of the complaint may, in writing, waive the
17 confidentiality protection of this section.

18 Sec. 39.52.350. PROBABLE CAUSE FOR HEARING. (a) If the attor-
19 ney general determines that there is probable cause to believe that a
20 knowing violation of this chapter or a violation that cannot be cor-
21 rected under AS 39.52.330 has occurred, or that the subject of a com-
22 plaint failed to comply with a recommendation for corrective or pre-
23 ventive action, the attorney general shall initiate formal proceedings
24 by serving a copy of an accusation upon the subject of the accusation.
25 The accusation shall specifically set out the alleged violation.
26 After service, the accusation is a public document open to inspection.
27 Except as provided in AS 39.52.370(c), all subsequent proceedings are
28 open to the public.

29 (b) The subject of the accusation shall file an answer with the

1 attorney general within 20 days after service of the accusation, or at
2 a later time specified by the attorney general. If the subject of the
3 accusation fails to timely answer, the allegations are considered
4 admitted.

5 (c) If the subject of the accusation denies that a violation of
6 this chapter has occurred, the attorney general shall refer the matter
7 to the personnel board, which shall appoint a hearing officer to con-
8 duct a hearing.

9 (d) If the subject of the accusation admits a violation of this
10 chapter, the attorney general shall refer the matter to the personnel
11 board to impose penalties under AS 39.52.410, 39.52.440, and 39.52.-
12 450, as appropriate.

13 Sec. 39.52.360. HEARINGS. (a) The hearing officer may convene
14 a pre-hearing conference to set a time and place for the hearing, and
15 for stipulation as to matters of fact and to simplify issues, identify
16 and schedule pre-hearing matters, and resolve other similar matters
17 before the hearing.

18 (b) The hearing officer may administer oaths, hold hearings, and
19 take testimony. Upon application by a party to the hearing, the
20 hearing officer may issue subpoenas under AS 39.52.380.

21 (c) The attorney general shall present the charges before the
22 hearing officer. At a hearing, the attorney general has the burden of
23 demonstrating by a preponderance of the evidence that the subject of
24 the accusation has, by act or omission, violated this chapter.

25 (d) The parties to a hearing are the attorney general and the
26 subject of the accusation. The subject of an accusation may be repre-
27 sented by counsel. Each party has an opportunity to be heard and
28 cross-examine witnesses, who shall testify under oath.

29 (e) The Administrative Procedure Act does not apply to hearings

1 under this section, except as provided in AS 39.52.380.

2 (f) Technical rules of evidence do not apply, but the hearing
3 officer's findings must be based upon reliable and relevant evidence.
4 All testimony and other evidence taken at the hearing must be recorded
5 and the evidence maintained. Copies of transcripts of the hearing
6 record are available to the subject of the accusation at the subject's
7 expense; however, upon request, a copy of the recording of the hearing
8 must be furnished without charge to the subject of the accusation.

9 (g) At the conclusion of the formal hearing, the hearing officer
10 may direct either or both parties to submit proposed findings of fact,
11 conclusions of law, and recommendation to be filed within 10 days
12 after the conclusion of the hearing.

13 (h) Within 30 days after the conclusion of a formal hearing, the
14 hearing officer shall serve a written report on the personnel board
15 and the parties, unless the personnel board grants an extension of
16 time. The report must contain the officer's findings of fact, conclu-
17 sions of law, and recommendation. The hearing officer shall submit
18 the record to the personnel board.

19 Sec. 39.52.370. PERSONNEL BOARD ACTION. (a) Within 10 days
20 after receipt of the hearing officer's report, either party may pro-
21 test the officer's findings of fact, conclusions of law, and recommen-
22 dation, and, if a protest is filed, shall serve a copy on the other
23 party. Oral argument before the personnel board must be provided only
24 if requested by either party. The board chair shall set the deadline
25 for submission of requests for oral argument, and set the dates for
26 submission of briefs and oral argument before the board, if requested.

27 (b) The board may issue subpoenas under AS 39.52.380, and may,
28 for good cause shown, augment the hearing record, in whole or in part,
29 or hold a hearing de novo.

1 (c) The personnel board shall review each report submitted by a
2 hearing officer and shall either adopt or amend the findings of fact,
3 conclusions of law, and recommendation of the officer. Deliberations
4 of the personnel board must be conducted in sessions not open to the
5 public.

6 (d) If the personnel board determines that a violation occurred,
7 it may impose the penalties in AS 39.52.410, 39.52.440, and 39.52.450,
8 as appropriate. If the board determines that no violation occurred,
9 the board shall issue a written order of dismissal.

10 (e) The personnel board secretary shall promptly notify the
11 parties and the public officer's designated supervisor of the board's
12 action.

13 (f) The subject of the accusation may appeal the personnel
14 board's decision by filing an appeal in the superior court as provided
15 in the Alaska Rules of Appellate Procedure.

16 Sec. 39.52.380. SUBPOENAS. (a) As provided in AS 39.52.310(g),
17 39.52.360(b), and 39.52.370(b), the attorney general, independent
18 counsel retained under AS 39.52.310(c), a hearing officer, the subject
19 of an accusation, and the personnel board may summon witnesses and
20 require the production of records, books, and papers by the issuance
21 of subpoenas.

22 (b) Subpoenas must be served in the manner prescribed by AS 44.-
23 62.430 and Rule 45 of the Alaska Rules of Civil Procedure. Failure or
24 refusal to obey a subpoena issued under this chapter is punishable as
25 contempt in the manner provided by law and court rule. The superior
26 court may compel obedience to the subpoena in the same manner as
27 prescribed for obedience to a subpoena issued by the court.

28 Sec. 39.52.390. SERVICE. Service of an accusation must be
29 accomplished in accordance with Rule 4 of the Alaska Rules of Civil

1 Procedure. Service of any other pleading, motion, or other document
2 must be accomplished in accordance with Rule 5 of the Alaska Rules of
3 Civil Procedure.

4 ARTICLE 5. ENFORCEMENT; REMEDIES.

5 Sec. 39.52.410. VIOLATIONS; PENALTIES FOR MISCONDUCT. (a) If
6 the personnel board determines that a public employee has violated
7 this chapter, it (1) shall order the employee to stop engaging in any
8 official action related to the violation; (2) may order divestiture,
9 establishment of a blind trust, restitution, or forfeiture; and (3)
10 may recommend that the employee's agency take disciplinary action,
11 including dismissal.

12 (b) If the personnel board determines that a non-salaried member
13 of a board or commission has violated this chapter, it (1) shall order
14 the member to refrain from voting, deliberating, or participating in
15 the matter; (2) may order restitution; and (3) may recommend to the
16 appropriate appointing authority that the member be removed from the
17 board or commission. A violation of this chapter is grounds for
18 removal of a board or commission member for cause. If the personnel
19 board recommends that a board or commission member be removed from
20 office, the appointing authority shall immediately act to remove the
21 member from office.

22 (c) If the personnel board determines that a former public
23 officer has violated this chapter, it shall (1) issue a public state-
24 ment of its findings, conclusions, and recommendation; and (2) request
25 the attorney general to exercise all legal and equitable remedies
26 available to the state to seek whatever relief is appropriate.

27 (d) If the personnel board finds a violation of this chapter by
28 a public officer removable from office only by impeachment, it shall
29 file a report with the president of the Senate, with its finding. The

1 report must contain a statement of the facts alleged to constitute the
2 violation.

3 Sec. 39.52.420. DISCIPLINARY ACTION FOR VIOLATION. (a) In
4 addition to any other cause an agency may have to discipline a public
5 employee, an agency may reprimand, demote, suspend, discharge, or
6 otherwise subject an employee to agency disciplinary action commensu-
7 rate with the violations of this chapter. This section does not
8 prohibit the review of a disciplinary action in the manner prescribed
9 by an applicable collective bargaining agreement or personnel statute
10 or rule.

11 (b) An agency may initiate appropriate disciplinary action in
12 the absence of an accusation ^{under this chapter} or during the pendency of a hearing or
13 personnel board action.

14 Sec. 39.52.430. ACTIONS VOIDABLE. (a) In addition to any other
15 penalty provided by law, a state grant, contract, or lease entered
16 into in violation of this chapter is voidable by the state. In a
17 determination under this section of whether to void a grant, contract,
18 or lease, the interests of third parties who could be damaged may be
19 taken into account. The attorney general shall give notice of intent
20 to void a state grant, contract, or lease under this section no later
21 than 30 days after the personnel board's determination of a violation
22 under this chapter.

23 (b) In addition to any other penalty provided for by law, the
24 state may require a state loan received in violation of this chapter
25 to become immediately payable.

26 (c) Any state action taken in violation of this chapter is
27 voidable, except that the interests of third parties and the nature of
28 the violation may be taken into account. The attorney general may
29 pursue any other available legal and equitable remedies.

1 (d) The attorney general may recover any fee, compensation,
2 gift, or benefit received by a person as a result of a violation of
3 this chapter by a current or former public officer. Action to recover
4 under this subsection must be brought within two years after discovery
5 of the violation.

6 Sec. 39.52.440. CIVIL PENALTIES. The personnel board may impose
7 on a current or former public officer civil penalties not to exceed
8 \$5,000 for a violation of this chapter. A penalty imposed under this
9 section is in addition to and not instead of any other penalty that
10 may be imposed according to law.

11 Sec. 39.52.450. PAYMENT OF TWICE THE FINANCIAL BENEFIT. The
12 personnel board may, in addition to the civil penalties described in
13 this chapter, require a current or former public officer who has
14 financially benefited a person in violation of this chapter to pay to
15 the state up to twice the amount that the person realized from the
16 violation.

17 Sec. 39.52.460. CRIMINAL SANCTIONS ADDITIONAL. To the extent
18 that violations under this chapter are punishable in a criminal
19 action, that sanction is in addition to the civil remedies set out in
20 this chapter.

21 ARTICLE 6. GENERAL PROVISIONS.

22 Sec. 39.52.910. APPLICABILITY. (a) Except as specifically
23 provided, this chapter applies to all public officers within execu-
24 tive-branch agencies, including members of boards or commissions.
25 This chapter does not apply to a former public officer of an execu-
26 tive-branch agency unless a provision specifically states that it so
27 applies. This chapter does not apply to legislators covered by
28 AS 24.60.

29 (b) The provisions of this chapter supersede the common law on

1 conflicts of interests that may apply to a public officer of an execu-
2 tive-branch agency and any personnel rules relating to conflicts of
3 interests, excluding nepotism, adopted under AS 39.25. However,
4 nothing in this chapter precludes a prosecution under an applicable
5 criminal statute nor prevents enforcement of any other state law that
6 imposes a stricter standard of ethical conduct on public officers.

7 (c) The provisions of this chapter are not subject to negotia-
8 tion by collective bargaining under AS 23.40 or AS 42.40.720 --
9 42.40.880.

10 Sec. 39.52.920. AGENCY POLICIES. Subject to the review and
11 approval of the attorney general, an agency may adopt a written policy
12 that, in addition to the requirements of this chapter, limits the
13 extent to which a public officer in the agency or an administrative
14 unit of the agency may

15 (1) acquire a personal interest in an organization or a
16 financial interest in a business or undertaking that may benefit from
17 official action taken or withheld by the agency or unit;

18 (2) have a personal or financial interest in a state grant,
19 contract, lease, or loan administered by the agency or unit; or

20 (3) accept a gift.

21 Sec. 39.52.930. COOPERATION. All agencies and instrumentalities
22 of the state shall cooperate fully with the attorney general and the
23 personnel board in the performance of their duties under this chapter.

24 Sec. 39.52.940. CONSTRUCTION. This chapter must be construed to
25 promote high standards of ethical conduct in state government.

26 Sec. 39.52.950. REGULATIONS. The attorney general may adopt
27 regulations under the Administrative Procedure Act necessary to inter-
28 pret and implement this chapter.

29 Sec. 39.52.960. DEFINITIONS. In this chapter, unless the

1 context requires otherwise,

2 (1) "administrative unit" means a branch, bureau, center,
3 committee, division, fund, office, program, section, or any other
4 subdivision of an agency;

5 (2) "agency" means a department, office of the governor, or
6 entity in the executive branch, including but not limited to the
7 University of Alaska, the Alaska Railroad, public or quasi-public
8 corporations, and boards or commissions;

9 (3) "benefit" means anything that is to a person's advan-
10 tage or self-interest, or from which a person profits, regardless of
11 the financial gain, including any dividend, pension, salary, acqui-
12 sition, agreement to purchase, transfer of money, deposit, loan or
13 loan guarantee, promise to pay, grant, contract, lease, money, goods,
14 service, privilege, exemption, patronage, advantage, advancement, or
15 anything of value;

16 (4) "board or commission" means a board, commission, au-
17 thority, or board of directors of a public or quasi-public corpo-
18 ration, established by statute in the executive branch, including the
19 Alaska Railroad;

20 (5) "business" includes a corporation, company, firm,
21 partnership, sole proprietorship, trust or foundation, or any other
22 individual or entity carrying on a business, whether operated for
23 profit or non-profit;

24 (6) "child" includes a biological child, an adoptive child,
25 and a stepchild;

26 (7) "compensation" means any money, thing of value, or
27 economic benefit conferred on or received by a person in return for
28 services rendered or to be rendered by the person for another;

29 (8) "designated supervisor" or "supervisor" means

1 (A) the commissioner of each department in the execu-
2 tive branch, for public employees within the department;

3 (B) the president of the University of Alaska, for
4 university employees;

5 (C) the chief executive officer of the Alaska Rail-
6 road, for railroad employees;

7 (D) the attorney general, for the governor and lieu-
8 tenant governor;

9 (E) the executive director of a board or commission
10 for the staff of the board or commission;

11 (F) the chair or acting chair of the board or commis-
12 sion, for the members and the executive director of a board or
13 commission; and

14 (G) the governor, for commissioners and for other
15 public officers not included in (A) -- (F) of this subsection; or

16 (H) a public officer designated by a commissioner, the
17 university president, or the governor to act as the supervisor if
18 the name and position of the officer designated has been reported
19 to the attorney general;

20 (9) "financial interest" means

21 (A) an interest held by a public officer or an immedi-
22 ate family member, which includes an involvement or ownership of
23 an interest in a business, including a property ownership, or a
24 professional or private relationship, that is a source of income,
25 or from which, or as a result of which, a person has received or
26 expects to receive a financial benefit;

27 (B) holding a position in a business, such as an
28 officer, director, trustee, partner, employee, or the like, or
29 holding a position of management;

1 (10) "gain" includes actual or anticipated gain, benefit,
2 profit, or compensation;

3 (11) "immediate family member" means a public officer's
4 spouse, a relation by blood within and including the second degree of
5 kindred, and a regular member of the officer's household;

6 (12) "instrumentality of the state" means a state agency or
7 administrative unit, whether in the legislative, judicial, or execu-
8 tive branch, including such entities as the University of Alaska, the
9 Alaska Railroad, and any public or quasi-public corporations, boards,
10 or commissions; the term includes municipalities;

11 (13) "non-salaried member of a board or commission" means a
12 member of a board or commission who is not a public employee by virtue
13 of membership on a board or commission; receipt of per diem, nominal
14 compensation for attendance at meetings, and travel expense reimburse-
15 ment does not make a member of a board or commission a public employee
16 for purposes of this chapter;

17 (14) "official action" means a recommendation, decision,
18 approval, disapproval, vote, or other similar action, including inac-
19 tion, by a public officer;

20 (15) "organization" includes a group, association, society,
21 political party, or other entity made up of two or more persons,
22 whether operated for profit or non-profit;

23 (16) "parent" includes a biological parent, an adoptive
24 parent, and a step-parent of the public officer;

25 (17) "person" includes a natural person, a business, and an
26 organization;

27 (18) "personal interest" means an interest held or
28 involvement by a public officer, or the officer's immediate family
29 member or parent, including membership, in any organization, whether

1 fraternal, non-profit, for profit, charitable, or political, from
2 which, or as a result of which, a person or organization receives a
3 benefit;

4 (19) "personnel board" or "board" means the personnel board
5 established in AS 39.25.060;

6 (20) "public employee" or "employee" means a permanent,
7 probationary, seasonal, temporary, provisional, or nonpermanent em-
8 ployee of an agency, whether in the classified, partially exempt, or
9 exempt service;

10 (21) "public officer" or "officer" means

11 (A) a public employee; and

12 (B) a member of a board or commission;

13 (22) "source of income" means an entity for which service is
14 performed for compensation or which is otherwise the origin of pay-
15 ment; if the person whose income is being reported is employed by
16 another the employer is the source of income; if the person is self-
17 employed by means of a sole proprietorship, partnership, professional
18 corporation, or a corporation in which the person, the person's spouse
19 or child, or a combination of them, holds a controlling interest, the
20 "source" is the client or customer of the proprietorship, partnership,
21 or corporation; if the entity which is the origin of payment is not
22 the same as the client or customer for whom the service is performed,
23 both are considered the source.

24 * Sec. 2. AS 39.25.060(c) is amended to read:

25 (c) A board member may be removed by the governor only for cause
26 [HOLDS OFFICE AT THE PLEASURE OF THE GOVERNOR NOTWITHSTANDING THE
27 MEMBER'S TERM].

28 * Sec. 3. AS 39.25.070 is amended to read:

29 Sec. 39.25.070. POWERS AND DUTIES OF PERSONNEL BOARD. In

1 addition to the other duties imposed by this chapter, the personnel
2 board shall

3 (1) approve or disapprove amendments to the personnel rules
4 in accordance with AS 39.25.140;

5 (2) consider and act upon recommendations for the extension
6 of the partially exempt service and the classified service as provided
7 in AS 39.25.130;

8 (3) hear and determine appeals by employees in the clas-
9 sified service as provided in AS 39.25.170;

10 (4) establish its own rules of procedure (two members
11 constitute a quorum for the transaction of business and two affirma-
12 tive votes are required for final action on matters acted upon by the
13 board);

14 (5) elect a chairman from its membership;

15 (6) have the power to administer oaths, subpoena witnesses,
16 and compel the production of books and papers pertinent to a hearing
17 authorized by this chapter;[.]

18 (7) employ staff members, who shall be in the classified
19 service;

20 (8) retain independent counsel in accordance with AS 39.-
21 52.310(c);

22 (9) appoint, and review the findings, conclusions, and
23 recommendations of, hearing officers in accordance with AS 39.52.-
24 350(c), 39.52.360, and 39.52.370;

25 (10) issue findings, conclusions, and decisions regarding
26 violations of the code of ethics in AS 39.52.110 -- 39.52.190; and

27 (11) impose the penalties described in AS 39.52.410, 39.52.-
28 440, and 39.52.450.

29 * Sec. 4. AS 42.40.710 is amended to read:

1 Sec. 42.40.710. CORPORATION EMPLOYEES. Employees of the Alaska
2 Railroad are employees of the corporation and not of the state. The
3 provisions of AS 39, except AS 39.52, do not apply to employees of the
4 corporation.

5 * Sec. 5. AS 44.62.175(a) is amended by adding a new paragraph to read:
6 (10) in accordance with AS 39.52.240(h), advisory opinions
7 of the attorney general.

8 * Sec. 6. The attorney general and the personnel board have no juris-
9 diction over an alleged violation of AS 39.52.110 -- 39.52.190 that oc-
10 curred before January 1, 1987, unless the violation continues after that
11 date.

12 * Sec. 7. An agency or administrative unit with a policy in effect on
13 July 1, 1986 related to the subject of AS 39.52.110 -- 39.52.190 shall, by
14 January 1, 1987, submit the policy to the attorney general for review as to
15 conformity with the provisions enacted in this Act, the attorney general's
16 suggestions for amendment, and the attorney general's necessary approval
17 under AS 39.52.920.

18 * Sec. 8. AS 39.52.010, 39.52.210 -- 39.52.260, and 39.52.910 --
19 39.52.960, enacted in sec. 1 of this Act, and secs. 2 -- 7 of this Act take
20 effect July 1, 1986.

21 * Sec. 9. AS 39.52.110 -- 39.52.190, and 39.52.310 -- 39.52.460, enact-
22 ed in sec. 1 of this Act, take effect January 1, 1987.
23
24
25
26
27
28
29

STATE OF ALASKA

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

BILL SHEFFIELD, GOVERNOR

REPLY TO:

1031 W 4th AVENUE
SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 276-3550

1st NATIONAL CENTER
100 CUSHMAN ST.
SUITE 400
FAIRBANKS, ALASKA 99701
PHONE: (907) 452-1568

POUCH K - STATE CAPITOL
JUNEAU, ALASKA 99811
PHONE: (907) 465-3600

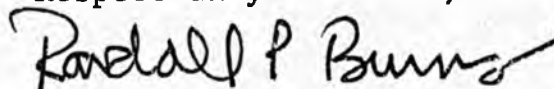
April 7, 1986

The Honorable Mitch Abood
Chair
Senate State Affairs Committee
P. O. Box V
Juneau, AK 99811

Dear Senator Abood:

Attached to this brief letter are proposed amendments to SSSB 391. All of the amendments, except No. 14, were suggested by the members of the Senate State Affairs Committee last Thursday, April 3rd. The fourteenth amendment reflects a needed amendment that Susan Cox and I neglected to include when drafting the sponsor substitute. We have attempted to respond to the concerns expressed by your Committee in the attached amendments, and look forward to further discussions and continued progress on SSSB 391 this coming Wednesday.

Respectfully submitted,



Randall P. Burns
Special Assistant
to the Attorney General

RPB/s

PROPOSED COMMITTEE AMENDMENTS
TO SSSB 391 (Executive Branch Ethics)

Amendment No. 1:

Page 1
Line 25

(b) [THE LEGISLATURE RECOGNIZES THAT IT MAY BE NECESSARY FOR PUBLIC OFFICIALS WHO MAY HAVE POTENTIALLY CONFLICTING PUBLIC RESPONSIBILITIES TO SERVE ON STATE BOARDS OR COMMISSIONS.] The legislature declares that it is the policy of the state, when a public employee is appointed to serve on a state board or commission, regardless of whether such public service 1) is required of the employee by statute or 2) may have potentially conflicting public responsibilities, that the holding of [TWO OR MORE] such offices does not constitute the holding of incompatible offices unless expressly prohibited by the Alaska Constitution, this chapter and any opinions or decisions rendered under it, or another statute.

Amendment No. 2:

Page 2
Line 4

Sec. 39.52.110. SCOPE OF CODE. (a) The legislature reaffirms that each public officer holds office as a public trust, and any effort to benefit a personal or financial interest through official action is a violation of that trust. In addition, the legislature finds, so long as it does not interfere with the full and faithful discharge of an officer's public duties and responsibilities, that this chapter does not prevent an officer from accepting employment outside state service or following other independent pursuits. [THIS CHAPTER, HOWEVER, DOES NOT PREVENT AN OFFICER FROM ACCEPTING OTHER EMPLOYMENT OR FOLLOWING A PURSUIT THAT DOES NOT INTERFERE WITH THE FULL AND FAITHFUL DISCHARGE OF THE OFFICER'S PUBLIC DUTIES AND RESPONSIBILITIES.] The legislature further recognizes that...

Amendment No. 3:

Page 3
Line 18

(5) jointly hold a financial interest [ENGAGE IN A CLOSE ECONOMIC ASSOCIATION] with a subordinate;

(6) directly solicit a subordinate for the purpose of selling products or services with a value in excess of \$25;

Amendment No. 4:

Page 3
Line 24

Sec. 39.52.130. IMPROPER GIFTS [OR BENEFITS].
(a) A public officer may not solicit, accept, or receive, directly or indirectly, a gift [OR BENEFIT], whether in the form of money, service, loan, travel, entertainment, hospitality, employment, promise, or in any other form, that is a benefit to the officer's personal or financial interests, under circumstances in which it could reasonably be inferred that the gift [OR BENEFIT] is intended to influence the officer in the performance of official duties, actions, or judgment. [NOTHING IN THIS SECTION PRECLUDES THE ACCEPTANCE OF TRAVEL OR HOSPITALITY GIVEN TO A PUBLIC OFFICER TO AID OR ASSIST IN THE PERFORMANCE OF OFFICIAL DUTIES IF THE OFFICER'S DESIGNATED SUPERVISOR DETERMINES THAT ACCEPTANCE DOES NOT INTERFERE WITH THE FULL AND FAITHFUL DISCHARGE OF THE OFFICER'S PUBLIC DUTIES AND RESPONSIBILITIES.]

Amendment No. 5:

Page 4
Line 7

(b) Notice of the receipt by a public officer of a gift [OR BENEFIT] with a value in excess of \$50 [\$25], including the name of the giver and a description of the gift [OR BENEFIT] and its approximate value, must be provided to the designated supervisor within 30 days after the date of its receipt if the public officer may take or withhold official action that affects [BENEFITS] the giver.

Amendment No. 6:

Page 4
Line 13

(c) In accordance with AS 39.52.240, a designated supervisor may request guidance from the attorney general concerning whether acceptance of a particular gift [OR BENEFIT] is prohibited.

Amendment No. 7:

Page 4
Line 16

(d) The restrictions relating to gifts [OR BENEFITS] imposed by this section do not apply to a campaign contribution to a candidate for elective office if the contribution complies with laws and regulations governing elections and campaign disclosure.

Amendment No. 8:

Page 4
Line 20

Sec. 39.52.140. IMPROPER USE OR DISCLOSURE OF INFORMATION. (a) A current or former public officer may not disclose or use information gained in the course of, or by reason of, the officer's official duties that could in any way result in the receipt of any benefit for the officer or an immediate family member, if the information has not also been disseminated [COMMUNICATED] to the public.

Amendment No. 9:

Page 6
Line 20

(b) A public employee rendering services for compensation or engaging in employment outside the employee's agency, shall quarterly report the outside services or employment [ACTIVITIES] to the employee's designated supervisor.

Amendment No. 10:

Page 8
Line 7

(c) [IN ACCORDANCE WITH AS 39.52.240, A] A designated supervisor may request guidance from the attorney general, in accordance with AS 39.52.240, when determining [CONCERNING] whether a public employee is involved in a matter that may result in a violation of AS 39.52.110 -- 39.52.190.

Amendment No. 11:

Page 8
Line 24

(b) [IN ACCORDANCE WITH AS 39.52.240, THE] The designated supervisor or the board or commission may request guidance from the attorney general, in accordance with AS 39.52.240, when determining [CONCERNING] whether a member of a board or commission is involved in a matter that may result in a violation of AS 39.52.110 -- 39.52.190.

Amendment No. 12:

Page 9
Line 11

Sec. 39.52.240. ADVISORY OPINIONS. (a) Upon the written request of a designated supervisor or a board or commission, the attorney general shall [MAY] issue opinions interpreting this chapter. The requester must supply any additional information requested by the attorney general in order to issue the opinion. Within 60 days after receiving a complete request, the attorney general shall issue an advisory opinion on the question.

Amendment No. 13:

Page 20
Line 19

(C) accept a gift [OR BENEFIT]; or....

Amendment No. 14:

Page 25
Line 27

(8) retain independent counsel in accordance with AS 39.52.310(c);

(9) [(8)] appoint, and review the findings, conclusions, and recommendations of, hearing officers in accordance with AS 39.52.350(c), 39.52.360, and 39.52.370;

(10) [(9)] issue findings, conclusions, and decisions regarding violations of the code of ethics in AS 39.52.110 -- 39.52.190; and

(11) [(10)] impose the penalties described in AS 39.52.410, 39.52.440, and 39.52.450.

Amendments 1-14 made on 7-3-86
Amendments 15-20 made on 4-9-86

Revised Version
4-10-86

PROPOSED COMMITTEE AMENDMENTS
TO SSSB 391 (Executive Branch Ethics)

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Amendment No. 3:

Page 3
Line 15

(4) take or withhold official action in order to affect a matter in which the public officer has a personal or financial interest; or

[(5) ENGAGE IN A CLOSE ECONOMIC ASSOCIATION WITH A SUBORDINATE;]

[(6) DIRECTLY SOLICIT A SUBORDINATE FOR THE PURPOSE OF SELLING PRODUCTS OR SERVICES; OR]

(5) [7] attempt to benefit a personal or financial interest through coercion of a subordinate.

Amendment No. 4:

Page 3
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Amendment No. 9:

Page 6
Line 20

(b) A public employee rendering services for compensation, or engaging in employment outside the employee's agency, shall report on July 1 of each year [QUARTERLY REPORT] the outside services or employment [ACTIVITIES] 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.

Amendment No. 10:

Page 8
Line 7

(c) [IN ACCORDANCE WITH AS 39.52.240, A] A designated supervisor may request guidance from the attorney general, in accordance with AS 39.52.240, when determining [CONCERNING] whether a public employee is involved in a matter that may result in a violation of AS 39.52.110 -- 39.52.190.

Amendment No. 11:

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Page 25
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(10) [(9)] issue findings, conclusions, and decisions regarding violations of the code of ethics in AS 39.52.110 -- 39.52.190; and

(11) [(10)] impose the penalties described in AS 39.52.410, 39.52.440, and 39.52.450.

Amendment No. 15:

Page 9
Line 18

(c) The designated supervisor or board or commission shall make a written determination based on the advice of the attorney general. If the advice of the attorney general provided more than one way for a public officer to avoid or correct a problem found under AS 39.52.110 -- 39.52.190, the designated supervisor or the board or commission shall, after consultation with the officer, determine the alternative that is most appropriate and advise the officer of any action required of the officer to avoid or correct the problem.

Amendment No. 16:

Page 10
Line 6

(g) A request for advice made under (a) of this section is confidential.

Amendment No. 17:

Page 10
Line 8

(h) The attorney general shall publish [THE ADVISORY OPINIONS] in the Alaska Administrative Journal, with sufficient deletions to prevent disclosure of the persons whose identities are confidential under (g) of this section, the advisory opinions issued under this section that the attorney general determines to be of major import because of their general applicability to executive branch officers.

Amendment No. 18:

Page 11
Line 2

(c) The report prepared under this section is confidential and not available for public inspection unless formal proceedings under AS 39.52.350 are initiated based on the report. If formal proceedings are initiated, the relevant portions of the report are public documents open to inspection. The attorney general shall, however, make available to the public a summary [AN EXTRACT] of the reports received under this section, with sufficient deletions to prevent disclosure of a person's identity.

Amendment No. 19:

Page 12
Line 12

Failure to answer within the prescribed time [,] or within any additional time period that may be granted in writing by the attorney general may be [IS] considered an admission of the allegations in the complaint.

Amendment No. 20:

Page 17
Line 15

(b) If the personnel board determines that a non-salaried member of a board or commission has violated this chapter, it (1) shall order the member to refrain from voting, deliberating, or participating in the matter; (2) may order restitution; and (3) may recommend to the appropriate appointing authority that the member be removed from the board or commission. A violation of this chapter is grounds for removal of a board or commission member for cause. If the personnel board recommends that a board or commission member be removed from office, the appointing authority shall immediately act to remove the member from office.

**STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE**

Revision Date : 3/26/86

REQUEST

FISCAL DETAIL

Bill/Resolution No. : SSSB 391
 Title : "An Act relating to the ethical conduct of government; and providing for an effective date."
 Sponsor : By Request of the Governor
 Requestor : Governor's Office/OMB
 Date of Request : March 24, 1986

Agency Affected : Department of Law
 BRU : Legal Services
 Components : Legal Services Operations

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		155.2	170.6	175.7	181.0	86.4
TRAVEL		5.0	5.2	5.4	5.6	5.8
CONTRACTUAL		7.3	7.9	8.1	8.3	8.5
SUPPLIES		10.1	6.2	6.4	6.6	6.8
EQUIPMENT		9.5	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		187.1	189.9	195.6	201.5	207.5

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND		187.1	189.9	195.6	201.5	207.5
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

FULL-TIME		3	3	3	3	3
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Please see attached analysis.

Prepared by: Richard I. Pegues, Director Phone: 465-3672
 Division: Administrative Services Division Date: 3/26/86
 Approved by Richard I. Pegues/FR/
 Approved by Commissioner Harold M. Brown, Atty General Date: 3/26/86
 Agency: Department of Law

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. SS SB 391

This bill provides a code of ethics for the guidance of public officers and employees in the executive branch. It establishes procedure to determine if violations exist and requires that the attorney general provide advisory opinions to interpret the Act and recommend corrective action, as may be needed. The bill also requires that the attorney general investigate complaints on suspected violations and bring allegations before the state personnel board, where appropriate. Based on the experience of other states who have implemented similar legislation, we can expect between 200 and 300 requests for advisory opinions during the first year (FY 87) after the bill goes into effect. We have no accurate guide to determine how many complaints may have to be investigated, but obviously there will be more than a few. Consequently, there will be a heavy caseload almost from the day the bill takes effect on July 1, 1986. We therefore anticipate that the services of two attorneys will be needed for at least the first two years. This is the time it will take to deal with a wide variety of conflict issues that will arise when the bill is implemented.

COST SUMMARY - EXECUTIVE BRANCH ETHICS BILL

	<u>Attorney IV</u>	<u>Attorney III</u>	<u>Leg. Secretary I</u>	<u>Total</u>
71000	71.5	52.8	30.9	155.2
72000	3.0	2.0	-0-	5.0
73000	2.4	2.0	2.9	7.3
74000	3.9	3.5	2.7	10.1
75000	<u>1.5</u>	<u>1.5</u>	<u>6.5</u>	<u>9.5</u>
Total	82.3	61.8	43.0	187.1

FY 87 costs are based on 12 months each for the Attorney IV and the Legal Secretary, and 10 months for the Attorney III. Costs beyond FY 87, extend the Attorney III to 12 months, delete one-time costs, and include a 3% annual inflation factor.

Position Title Attorney III			No. of Positions 1	Range/Step 22A	Burg. Unit PX	Gov.	Approv.	Disapp.
Time Status PFT	Staff Months 10	RP Number	Location AWA-Juneau		Election District 4	Leg.		
Type of Expenditure			Justification					
1		2	3					
Salary		40,950	This is a request for the second of two attorneys that will be needed to implement the executive branch ethics bill. This position will assist the first attorney in rendering advisory opinions and will have primary responsibility for investigating complaints. We anticipate a flood of opinion requests beginning on July 1, 1986. Complaint handling will begin on January 1, 1987. Advisory opinion requests must be satisfied within 60 days. Because we expect between 200 and 300 such requests within the first year, and because we must also be in a position to begin investigating complaints by January 1, 1987, this second position should be established by September 1, 1986. Allocation to the Attorney III level is recommended in view of the availability of the Attorney IV, who can handle the more complex issues.					
Benefits		11,592						
Premium Pay								
Other								
Total Personal Services		52,842						
Travel		2,000						
Contractual		2,000						
Commodities		3,500						
Equipment		1,500						
Other								
Total Cost		61,842						
Receipt Code		Funding Source						
		Federal Receipts	1002					
		G. F. Match	1003					
		General Funds	1004	61,842				
		I-A Receipts	1005					
		Program Receipts	1028					
		CIP Receipts	1061					
		Other						
For B&M Use Only Key Number _____								

**Request For
New Position**

Agency Department of Law
 BRU Legal Services
 Component Operations

Page 1 of 1
 Revised Date _____

FY 87

STATE OF ALASKA

BILL SHEFFIELD, GOVERNOR

DEPARTMENT OF LAW

POUCH K - STATE CAPITOL
JUNEAU, ALASKA 99811
PHONE: (907) 465-3600

OFFICE OF THE ATTORNEY GENERAL

February 14, 1985

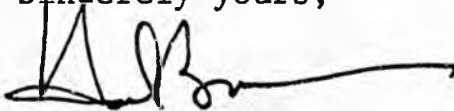
The Honorable Mitch Abood
Chair, Senate State Affairs
Alaska State Legislature
P. O. Box V
Juneau, AK 99811

Dear Senator Abood:

Enclosed is the Department of Law's position paper on the ethics bill, SB 391. The Department of Law supports the proposed legislation, and Randall Burns and Susan Cox of my staff stand ready to work with your committee upon request.

Please do not hesitate to contact this office if we can be of assistance.

Sincerely yours,



Harold M. Brown
Attorney General

HMB/alg

Enclosure

SB 391

Position Paper

Department of Law

The provisions of SB 391 encompass all executive branch public officials and employees. A "public official" is defined as any executive branch employee at a range 26 or higher, all division directors, all members of state boards and commissions, any person appointed as an assistant to the governor, and the executive directors of some forty-eight boards and commissions.

A "public employee" is defined as all executive branch employees in the classified, partially-exempt, or exempt service. All agencies and departments of the state are covered by the bill, including the University of Alaska, the Alaska Railroad, as well as all public and quasi-public corporations.

Employees at a range 26 or higher and members of forty-eight specifically listed boards and commissions must file financial disclosure statements, reporting their financial or business interests. These disclosure requirements were transferred from the Conflict of Interest Law to the new bill, so that all executive branch officials previously filing with the APOC now file financial disclosure statements with the new ethics commission.

The bill creates the seven-member Alaska Ethics Commission to administer the ethics law. The members are appointed by the governor, subject to legislative confirmation. Only one member of the commission may be a public official or employee.

The bill sets out a code of ethics that prohibits a public official or employee from the following acts:

- A. the misuse of one's official position for personal gain;
- B. the acceptance of any gift or benefit where it can reasonably be interpreted as an act intended to influence or reward the official or employee for actions taken to benefit the giver;
- C. the use of information that has not been communicated to the public ("insider information") or the disclosure of information that is confidential by law;
- D. having a personal or financial interest in a state grant, contract, lease, or loan if the official or employee could in any way affect the award, execution, or administration of that grant, contract, lease, or loan;

E. providing representation, advice, or assistance to any person concerning a matter pending before the agency that the official or employee serves;

F. holding outside employment if that work is in conflict with the duties of the state job held;

G. for two years after state service, representing any person for compensation regarding a matter in which the official or employee participated personally and substantially while employed by the state; and

H. knowingly aiding an official or employee who is in violation of the ethics law.

The bill creates procedures whereby officials and employees may seek advisory opinions concerning their particular standing under the various provisions of the ethics code. The bill also sets out procedures for filing complaints and holding hearings concerning alleged violations of the code of ethics.

The bill requires a series of reports to be filed by all officials and employees concerning (1) the receipt of any gift or benefit where the giver could benefit from the official's or employee's actions; (2) the personal and financial interest of any official or employee in any state grant, contract, lease, or loan; and (3) any employment held outside state service while employed by the state.

The bill requires the establishment of an education program by the commission to provide information to the public and officials and employees regarding the ethics law.

The bill staggers the effective dates of the bill. The commission is created in July of this year so that staff can be hired and the commission's education program can be in place by year's end. The sections of the bill providing for the issuance of advisory opinions become effective January 1, 1987, so that officials and employees may seek guidance from the commission in order that any necessary reassignments, transfers, or divestitures that need to occur can be accomplished before the code is actually in force. The provisions of the code of ethics itself take effect July 1, 1987.

The bill provides for the protection of employees who report violations of state and federal law: a so-called "whistleblowers" act.

The bill has been drafted with the following assumptions in mind:

1. A code of ethics is both necessary and desirable, as it supersedes the common law on conflicts of interest, including replacement of the common law standard of "appearance of impropriety" with the specific standards set out in the code.

2. The bill describes general prohibitions in the code of ethics because a bill which attempts to predict every imaginable conflict is not workable and becomes a negative rather than a positive document.

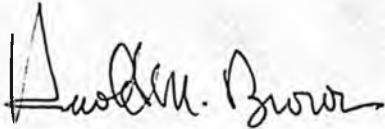
3. Members of boards and commissions pose unique problems because citizens appointed to such bodies are often sought for their expertise in the very areas regulated by the boards on which they serve; therefore, it should be left to the commission to adopt specific regulations concerning the code's interface with non-salaried members of boards and commissions after some history with the law has been established.

4. The bill requires various reports to be made by public officials and employees and gives broad authority to further refine the code through the adoption of administrative regulations. After a period of time, the actual experience of the state's work force, as detailed in the reports filed under the law, will enable the commission to intelligently refine the general prohibitions of the code through the adoption of meaningful regulations based on fact, not fancy.

5. The most significant aspect of the bill is its provisions for the issuance of advisory opinions, which can be sought by any current or former public official or employee. This will provide executive branch officials and employees with the opportunity to seek guidance in matters currently left to choice or doubt and thus contribute significantly to increased public trust in our public servants.

SB 391 reflects Governor Sheffield's commitment to imposing a uniform standard of conduct on the executive branch and its adoption is urged by the Department of Law. Under the current common law regarding conflicts of interests, the Department finds itself having to frequently interpret -- on a case-by-case basis -- the common law standard, a standard which is both confusing and poorly understood. A specific set of standards, as are codified in SB 391, will remove from "ethics" that haze of mystery which currently surrounds it. In addition, the Department of Law is often asked to give advice concerning

possible improprieties or conflicts, but we have no enforcement powers. By placing in statute a code of ethics, the new commission will have the authority to compel compliance, thus guaranteeing a higher level of public trust.



Harold M. Brown
Attorney General

Feb 13, 1986

Dated: February 13, 1986

RPB:HMB/glg
SB 391/RB2

CAMPAIGN FINANCE, ETHICS & LOBBY LAW

BLUE BOOK

1984-85

The Council on Governmental Ethics & Law
The Council of State Government

CAMPAIGN FINANCE, ETHICS AND LOBBY LAW
BLUE BOOK 1984-85

Edited by
James Whelan
David Johnson
Office of the Chief Election Officer
Toronto, Ontario

Prepared for
The Council on Governmental Ethics Laws

The Council of State Governments
Lexington, Kentucky
1984

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The Council on Governmental Ethics Laws and the Council of State Governments would appreciate your help in identifying any changes in laws or regulations mentioned within this volume, as well as your comments on how we might improve this volume in future editions. Please direct any new information or suggestions to:

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FOREWORD

The Council of State Governments is pleased to collaborate with the Council on Governmental Ethics Laws in the preparation of this Campaign Finance, Ethics, and Lobby Law Blue Book for 1984-85. This volume illustrates the variety of approaches that the 50 states, the District of Columbia, and our Canadian neighbors have adopted in reconciling the conflicting, but equally important, goals of improving access to government and continuing to preserve the integrity of public officials and employees.

The Office of the Chief Election Officer of Ontario and his colleagues with the Council on Governmental Ethics Laws have done an admirable job in compiling information on campaign finance, conflict of interest, and lobbying laws from the agencies which are responsible for regulating these areas. We hope that you will find this volume to be a valuable reference work.

February 1984

Carl W. Stenberg
Executive Director
The Council of
State Governments

PREFACE

The Blue Book, now in its fifth edition, is a compilation of information regarding electoral, campaign finance, and ethics regulatory agencies. In particular, this book contains a summary of campaign finance, public financing, conflict of interest (ethics) and lobbying laws compiled from questionnaires completed by such aforementioned American and Canadian agencies which responded to a survey distributed by the COGEL in the autumn of 1983.

Also included is a synopsis of the structure of the agencies established to interpret and regulate these statutes, along with their names, addresses and telephone numbers. Furthermore, this edition contains statutory references to applicable statutes, and a section of important descriptive notations provided by certain agencies in regard to their current status and interests. For any additional information, please contact the appropriate agency.

In using the Blue Book, one should be aware of the political-cultural differences between the American and Canadian political systems. The Canadian system, based on the British parliamentary model, does not have conflict of interest and personal financial disclosure legislation comparable to that in the American system. The Canadian system does not have legislation regulating lobbyists; this system does not have judicial candidates, etc.

I wish to thank all the state, federal and provincial agencies which responded to our lengthy survey. Very special thanks must be given to James Whelan and David Johnson; their labor, patience and care made this edition a reality.

Warren R. Bailie
Office of the
Chief Election Officer
Toronto, Ontario

Secretary
Steering Committee

AGENCY INFORMATION

	MEMBERSHIP OF AGENCY									
	Appointed by				Members		Compensation			
	Governor	Legislature	Judiciary	Other	Number	Term	Full-Time Salary	Per Duty Day	Per Diem and Travel	
Alabama Eth.	X	X		X	5	5 yrs		\$50	X	
Alaska POC	X			X	5	5 yrs		\$50	X	
Arizona Eth.	X				8	3 yrs		\$30	X	
Arkansas SOS										
California FPCC	X			X	5	4 yrs	\$57,000	\$100	X	
Colorado DOS	X				1					
Connecticut Elec.	X	X			5	5 yrs			X	
Connecticut Eth.	X	X			7	4 yrs		\$25	X	
Dist of Columbia				X	1	4 yrs	\$63,000			
Federal Elec.				X	6	6 yrs	\$67,200			
Florida Eth.	X	X			9	2 yrs			X	
Georgia CPDC	X	X		X	5	5 yrs				
Hawaii CSC	X				5	2 yrs			X	
Hawaii Eth.	X				5	4 yrs			X	
Idaho SOS				X						
Illinois Elec.	X				8	4 yrs	\$15,000		X	
Illinois Eth.	X				3				X	
Indiana Elec.	X				3	2 yrs	\$ 2,500			
Indiana Eth.	X				5	4 yrs			X	
Iowa CPDC	X				5	6 yrs			X	
Kansas PDC	X	X			5	2 yrs		\$35	X	
Kentucky PDRC	X				5	4 yrs		\$65	X	
Louisiana Elec.				X	5				X	
Louisiana Eth.	X	X			5	6 yr			X	
Maryland Eth.	X				5	5 yrs		\$100		
Massachusetts OCP				X	1	6 yrs	\$45,000			
Massachusetts Eth	X			X	5	5 yrs			X	
Michigan Elec.				X	25					
Michigan Eth.	X				7	4 yrs			X	
Minnesota EPB	X			X	6	4 yrs			X	
Mississippi Eth.	X	X	X		8	4 yrs			X	
Missouri SOS										
Montana CFP	X						\$25,000		X	
Nebraska PADC	X			X	8	6 yrs		\$50	X	
Nevada SOS	X	X			8	6 yrs			X	
New Hampshire										
New Jersey Elec.	X				4	3 yrs		\$200	X	
New Jersey Eth.	X				7				X	
New Mexico SOS										
New York Elec.	X				4	4 yrs	\$25,000			
New York TSCRL	X				6	2 yrs			X	
No Carolina Elec.	X				5	4 yrs		\$35	X	
No Carolina Eth.	X				5					
Ohio Elec.				X	5	6 yrs			X	
Ohio Eth.	X			X	6	6 yrs			X	
Oklahoma Elec.	X	X			3	var.	\$28,400		X	
Oregon Eth.	X	X			7	4 yrs			X	
Oregon SOS										
Pennsylvania Eth.	X	X			7	4 yrs		\$50	X	
Rhode Island CIC	X	X		X				\$50		
So Carolina Eth.	X			X	6	4 yrs		\$35	X	
South Dakota SOS										
Texas SOS	X			X	11	2 yrs			X	
Utah SA				X						
Virginia Elec.	X				3	4 yrs	\$39,400		X	
Washington PDC	X				5	5 yrs		\$75	X	
Wisconsin Elec.	X				8	2 yrs				
Wisconsin Eth.	X				6	5 yrs			X	
Wyoming SOS				X	1	4 yrs	\$52,500			
CANADA										
Alberta		X								
Federal CEO		X								
Manitoba				X	6	5 yrs	\$15,000			
Ontario Elec.	X				9	5 yrs				
Quebec		X								
Saskatchewan										

AGENCY INFORMATION

	JURISDICTION						YEAR AGENCY STARTED	AGENCY AUTHORIZED BY					
	Campaign Finance	Public Financing	Conflicts of Interest	Political Financing	Disposal of Assets	Lobbyist Regulation		Other	Statute	Executive Order	Resolution of the Legislature	Initiative	Other
Alabama Eth.			X	X	X	X	1973	X					
Alaska POC	X			X	X		1974	X		X			
Arizona Eth.				X			1975	X					
Akansas SOS	X	X						X					
California FPPC	X	X	X	X			1975			X			
Colorado DOS	X	X	X	X									
Connecticut Elec.	X					X	1974	X					
Connecticut Eth.			X	X	X		1977	X					
Dist of Columbia	X	X	X	X	X		1974	X					
Federal Elec.	X	X		X			1975	X					
Florida Eth.			X	X			1974	X				X	
Georgia CFDC	X						1974	X					
Hawaii CSC	X	X					1974	X					
Hawaii Eth.			X	X	X		1968	X				X	
Idaho SOS	X	X			X		1974	X		X			
Illinois Elec.	X						1973	X				X	
Illinois Eth.			X	X			1977		X				
Indiana Elec.	X				X		1945	X					
Indiana Eth.			X				1974	X					
Iowa CFDC	X						1973	X					
Kansas PDC	X	X	X	X			1974	X					
Kentucky FDRC			X	X			1975	X					
Louisiana Elec.	X			X			1975	X					
Louisiana Eth.	X	X					1964	X				X	
Maryland Eth.			X	X	X		1979	X					
Massachusetts OCF	X	X					1974	X					
Massachusetts Eth			X	X			1973	X					
Michigan Elec.	X	X			X		1977	X					
Michigan Eth.			X				1974	X					
Minnesota EPB	X	X	X	X	X	X	1974	X				X	
Mississippi Eth.			X	X			1979	X					
Missouri SOS	X						1975	X					
Montana CFP	X	X		X	X		1975	X		X			
Nebraska PADC	X	X	X	X			1977	X					
Nevada SOS	X	X	X	X			1977	X					
New Hampshire	X			X								X	
New Jersey Elec.	X	X		X	X		1973	X					
New Jersey Eth.			X	X			1971	X	X				
New Mexico SOS	X	X		X				X					
New York Elec.	X				X		1974	X					
New York TSCRL					X		1978	X					
No Carolina Elec.	X				X			X					
No Carolina Eth.			X	X			1977		X				
Ohio Elec.	X				X		1974	X					
Ohio Eth.			X	X			1974	X					
Oklahoma Elec.	X						1907						X
Oregon Eth.			X	X	X		1974	X					X
Oregon SOS	X	X					1859	X					
Pennsylvania Eth.			X	X			1979	X		X			
Rhode Island CIC			X	X			1977	X					
So Carolina Eth.	X	X	X				1976	X					
South Dakota SOS	X		X	X				X					
Texas SOS	X	X	X	X	X		1981	X					
Utah SA	X						1896	X					
Virginia Elec.	X		X				1946	X					
Washington PDC	X		X	X	X		1973			X			
Wisconsin Elec.	X	X			X		1974	X					
Wisconsin Eth.			X	X			1973	X					
Wyoming SOS	X				X			X					X
CANADA													
Alberta	X						1978	X					
Federal CEO	X	X					1920	X					
Manitoba	X				X		1980	X					
Ontario Elec.	X	X			X		1975	X					
Quebec	X	X					1945	X					
Saskatchewan	X	X					1905	X					

AGENCY INFORMATION

	STAFF		BUDGET		ADVISORY OPINIONS			PROSECUTORIAL AUTHORITY				
	Number Full-Time	Number Part-Time	Total Annual 1982/83	Total Annual 1983/84	Appropr. Number Available to the Public	Confidential	Agency May Conduct Investigations in Response to Complaints	On Agency's Own Motion	Agency Has Subpoena Power	Agency May Conduct Administrative Hearings	Agency May File Court Actions	Other Agency Actions Available
Alabama Eth.	8		231,000	245,000	100	X	X	X	X	X	X	X
Alaska POC	6	3	591,100	464,300			X	X	X	X	X	X
Arizona Eth.							X	X	X	X	X	X
Arkansas SOS	4	2										X
California PPPC	45		1.80mil	1.90mil	100	X	X	X	X	X	X	X
Colorado DOS	3	5					X	X	X	X	X	X
Connecticut Elec.	6		146,588	175,982	15	X	X	X	X	X		X
Connecticut Eth.	4		109,372	121,749	22	X	X	X	X	X		X
Dist of Columbia			400,200	435,900		X	X	X	X	X		
Federal Elec.	246	10	9,897mil	10.65mil	75	X	X	X	X	X	X	X
Florida Elec.	42	1	11,000	11,000	50	X	X	X	X			
Florida Eth.	9	1	314,179	352,307	100	X	X		X	X	X	
Georgia CFDC	3	1	110,279	117,024	5	X	X	X	X	X	X	
Hawaii CSC	5		130,812	132,830	85	X	X	X	X	X	X	X
Hawaii Eth.	6		150,000		31	X	X	X	X	X		X
Idaho SOS	3		42,000	39,600			X	X	X		X	X
Illinois Elec.	71		4.80mil	4.2mil			X	X	X	X	X	
Illinois Eth.	3		80,500	82,000	10	X	X	X	X	X		X
Indiana Elec.	7		219,074	216,698			X	X	X	X	X	X
Indiana Eth.	1		30,588	31,853	50	X	X		X	X		
Iowa CFDC	4		125,904	124,501	6	X	X	X	X	X		
Kansas PDC	5	2	160,345	179,162	40	X	X	X	X	X		X
Kentucky FDCRC	2		53,000		10	X	X	X				
Louisiana Elec.	3	1			20	X	X	X	X			
Louisiana Eth.	13	1	467,000	547,000	200	X	X	X	X	X	X	
Maryland Eth.	6	1	198,000	201,000	45	X	X	X	X	X	X	X
Massachusetts OCF	11	3	297,919	316,654	25	X	X	X	X	X		X
Massachusetts Eth	23	2	657,000	750,000	200	X	X	X	X	X	X	X
Michigan Elec.	25				25	X	X	X	X			X
Michigan Eth.		2			25	X	X	X	X			
Minnesota EPR	5	1	167,049	172,100	6	X	X	X	X		X	
Mississippi Eth.	7	1	258,161	273,809	12	X	X	X	X		X	
Missouri SOS	7	10	156,868	162,521								X
Montana CFP	5		135,000		10	X	X	X	X	X	X	
Nebraska PADC	5	1	157,645	163,887	10	X	X	X	X	X	X	X
Nevada SOS			640,248			X						X
New Hampshire SOS												X
New Jersey Elec.	23	2	700,000		35	X	X	X	X	X	X	X
New Jersey Eth.	4		115,000	112,000	73	X	X	X	X	X	X	
New Mexico SOS						X						X
New York Elec.	51	4			15	X	X	X	X	X	X	X
New York TSCRL	9					X	X	X	X	X	X	
No Carolina Elec.	5	3	73,609		24	X			X	X		X
No Carolina Eth.	1		25,222	25,222		X	X					
Ohio Elec.	2					X	X	X	X	X		X
Ohio Eth.	11		272,503	348,550	110		X	X	X	X	X	X
Oklahoma Elec.	15											X
Oregon Eth.	3	1		279,322	77	X	X	X	X	X		
Oregon SOS	4	3					X	X	X			X
Pennsylvania Eth.	10		390,000	406,000	25		X	X	X	X	X	X
Rhode Island CIC	3	6	159,228	149,540	80	X	X		X	X		
So Carolina Eth.	4	1	119,415	124,773	55	X	X	X	X	X		
South Dakota SOS												X
Texas SOS				60,000		X						
Utah SA	1						X	X	X			X
Virginia Elec.	13		3.63mil	3.678mil						X	X	
Washington PDC	11		380,200	447,400			X	X	X	X	X	X
Wisconsin Elec.	8	2			16	X	X	X	X	X	X	
Wisconsin Eth.	2		118,100	120,300	25	X	X	X	X	X		X
Wyoming SOS	2		25,000	25,000			X	X	X			
CANADA												
Alberta	8				1	X				X		
Federal CEO	51		2.90mil	4.10mil			X	X	X			X
Manitoba	5		235,300	211,800			X	X	X			X
Ontario Elec.	9	4	671,600	692,400			X	X	X	X		X
Quebec	16	13	9.851mil	10.69mil			X	X	X	X	X	X
Saskatchewan	5		4.84mil	405,920			X					X

AGENCY INFORMATION

	INVESTIGATIONS										PENAL TIES					
	Disclosures Violations					Standards of Conduct					CIVIL	Criminal	Removal from Office	Void Election	Fine for Filing Late	Other
	Approximate Number Conducted Annually	May Be Initiated by Complainant	May Be Initiated by Agency	Approximate Number Conducted Annually	May Be Initiated by Complainant	May Be Initiated by Agency	Approximate Number Conducted Annually	May Be Initiated by Complainant	May Be Initiated by Agency	Approximate Number Conducted Annually						
Alabama Eth.				50	X					X						
Alaska POC	10	X	X						X	X					X	
Arizona Eth.		X	X		X	X				X						
Arkansas SOS	3	X			X				X	X	X					
California FPPC	50	X	X	10	X	X			X	X				X	X	
Colorado DOS	6	X	X						X	X	X				X	
Connecticut Elec.	50	X	X	25	X	X			X	X	X	X	X	X	X	
Connecticut	10	X	X	4	X	X			X					X	X	
Dist of Columbia		X	X		X	X			X	X				X		
Federal Elec.	150	X	X						X	X						
Florida Eth.	40	X		49	X				X		X			X	X	
Georgia CFDC	25	X	X						X	X				X		
Hawaii CSC	3	X	X						X	X				X		
Hawaii Eth.	6	X	X	10	X	X				X						
Idaho SOS	5	X	X						X	X				X		
Illinois Elec.	300	X	X						X	X				X		
Illinois Eth.		X	X		X	X			X	X	X					
Indiana Elec.	15	X	X							X						
Indiana Eth.		X			X											X
Iowa CFDC	10	X	X							X				X		
Kansas PDC	25	X	X		X	X			X	X	X			X		
Kentucky FDRC		X	X		X	X										X
Louisiana Elec.	10	X	X						X	X				X		
Louisiana Eth.				95	X	X			X	X	X					
Maryland Eth.	10	X	X	15	X	X			X						X	
Massachusetts OCF	58	X	X						X	X	X					
Massachusetts Eth	20	X	X	50	X	X			X	X				X		
Michigan Elec.		X	X		X	X			X	X				X		
Michigan Eth.				4	X	X										X
Minnesota EPB	14	X	X						X	X				X		
Mississippi Eth.		X	X						X	X	X					X
Missouri SOS										X						X
Montana CFP		X	X						X	X	X	X	X	X	X	
Nebraska PADC	10	X	X	20	X	X			X	X				X		
Nevada SOS	5	X	X	5	X	X			X	X						
New Hampshire									X	X						
New Jersey Elec.	150	X	X						X	X			X	X		
New Jersey Eth.	1300	X		100	X	X			X	X	X					X
New Mexico SOS		X	X		X	X			X	X				X		
New York Elec.					X	X			X	X				X		
New York TSCRL		X	X						X	X						X
No Carolina Elec.	12	X	X							X			X	X		
No Carolina Eth.																
Ohio Elec.		X			X					X	X			X		
Ohio Eth.	49	X	X	55	X	X				X						
Oklahoma Elec.		X							X	X	X					
Oregon Eth.	15	X	X	60	X	X			X		X	X	X	X	X	
Oregon SOS	20	X	X						X	X				X		
Pennsylvania Eth.	100	X	X		X	X			X	X	X			X	X	
Rhode Island CIC	30	X		25	X				X	X	X					
So Carolina Eth.	20	X	X	35	X	X			X	X						X
South Dakota SOS										X						
Texas SOS									X	X						
Utah SA												X	X			
Virginia Elec.																X
Washington PDC									X							
Wisconsin Elec.	5	X	X						X	X	X			X		
Wisconsin Eth.	5	X	X	2	X	X			X	X						
Wyoming SOS	2	X	X													X
CANADA																
Alberta		X	X						X		X					
Federal CEO		X	X							X	X	X	X	X	X	
Manitoba										X				X		
Ontario Elec.		X							X	X	X	X	X	X		
Quebec		X	X	20					X	X	X	X	X			
Saskatchewan																

CAMPAIGN FINANCE

	FILES										
	Statewide Candidate Campaigns	Local Candidate Campaigns	County Candidates	Municipal Candidates	Local Candidates	Statewide Candidates	Candidate Campaigns	Independent Candidates	Political Party Candidates	Political Party Committees	Other
Alabama	X	X			X		X	X	X	X	
Alaska	X	X		X	X		X	X	X	X	X
Arizona	X	X			X		X		X	X	
Arkansas	X	X	X		X						
California	X	X	X	X	X		X	X	X	X	X
Colorado	X	X	X	X	X		X	X	X	X	
Connecticut	X	X	X	X	X		X	X	X	X	X
Delaware	X	X	X	X			X	X	X	X	
Dist of Columbia				X			X	X	X	X	
Federal		X					X	X	X	X	X
Florida	X	X	X	X	X		X	X	X	X	X
Georgia	X	X	X	X	X		X	X	X	X	X
Hawaii	X	X	X	X			X	X	X	X	X
Idaho	X	X			X		X	X	X	X	
Illinois	X	X	X	X	X		X	X	X	X	
Indiana	X	X			X		X	X	X	X	
Iowa							X	X	X	X	X
Kansas	X	X					X	X	X	X	
Kentucky	X	X	X	X	X		X	X	X	X	X
Louisiana	X	X	X	X	X		X	X	X	X	
Maine	X	X	X				X	X	X	X	
Maryland	X	X	X	X	X		X	X	X	X	
Massachusetts	X	X	X	X			X	X	X	X	X
Michigan	X	X	X	X	X		X	X	X	X	X
Minnesota	X	X			X		X	X	X	X	X
Mississippi	X	X	X	X	X		X	X	X	X	
Missouri	X	X	X	X	X		X	X	X	X	X
Montana	X	X	X	X	X		X	X	X	X	X
Nebraska	X	X	X	X			X	X	X	X	X
Nevada	X	X	X	X	X						
New Hampshire	X	X	X				X	X	X	X	
New Jersey	X	X	X	X			X	X	X	X	X
New Mexico	X	X	X		X		X	X	X	X	
New York	X	X	X	X	X		X	X	X	X	
North Carolina	X	X	X	X	X		X	X	X	X	
North Dakota	X	X	X	X	X		X				
Ohio	X	X	X	X	X		X	X	X	X	
Oklahoma	X	X	X	X	X		X	X	X	X	
Oregon	X	X	X	X	X		X	X	X	X	X
Pennsylvania	X	X	X	X	X		X	X	X	X	X
Rhode Island	X	X	X	X			X		X	X	
South Carolina	X	X	X	X	X		X	X	X	X	X
South Dakota	X	X	X				X	X	X	X	X
Tennessee	X	X	X	X	X		X	X	X	X	X
Texas	X	X			X		X	X	X	X	X
Utah	X	X					X		X		
Vermont	X	X					X	X	X	X	
Virginia	X	X	X	X			X	X	X	X	
Washington	X	X	X	X	X		X	X	X	X	
West Virginia	X	X					X	X	X	X	
Wisconsin	X	X	X	X	X		X	X	X	X	
Wyoming	X	X			X		X		X	X	
CANADA											
Alberta							X	X	X		
Federal CEO											X
Manitoba		X							X		
Ontario	X	X					X		X	X	
Quebec		X	X				X		X		
Saskatchewan		X							X		

CAMPAIGN FINANCE

	REPORTS REQUIRED													
	Candidates							Committees						
	Annual Finance Statement Reports	Pre-Election Reports	Post-Election Reports	Monthly	Quarterly	Annual	Other	Organization Reports	Pre-Election Reports	Post-Election Reports	Monthly	Quarterly	Annual	Other
Alabama	X		X					X	X					
Alaska	X	X	X			X	X	X	X	X		X	X	X
Arizona	X	X	X					X	X	X	X		X	
Arkansas		X	X				X							
California	X	X	X			X		X	X	X				X
Colorado	X	X	X			X		X	X	X			X	
Connecticut		X	X	X		X		X	X	X		X		X
Delaware		X	X				X	X	X					X
Dist of Columbia	X	X	X											
Federal	X	X	X	X	X	X		X	X	X	X	X	X	
Florida	X	X	X					X	X	X		X	X	
Georgia		X	X	X				X	X	X				
Hawaii		X	X			X		X	X	X				X
Idaho		X	X			X		X	X	X			X	
Illinois		X	X			X	X	X	X	X			X	
Indiana		X				X	X	X					X	X
Iowa								X	X	X	X		X	X
Kansas	X	X	X					X	X	X				
Kentucky	X	X	X	X				X	X	X		X		
Louisiana	X	X	X			X		X	X	X			X	
Maine		X	X	X				X	X	X		X		
Maryland	X													
Massachusetts	X	X	X			X	X	X	X	X			X	X
Michigan		X	X			X		X	X	X			X	
Minnesota	X	X	X			X	X	X	X	X			X	X
Mississippi	X	X	X	X		X		X	X	X				
Missouri		X	X		X	X	X	X	X	X	X		X	X
Montana	X	X	X					X	X	X				
Nebraska	X	X	X			X		X	X	X			X	
Nevada	X	X	X											
New Hampshire		X	X					X	X	X				
New Jersey	X	X	X					X	X	X			X	
New Mexico		X	X			X	X	X	X	X				X
New York								X	X	X				X
North Carolina		X	X			X	X	X	X	X			X	
North Dakota	X	X	X			X	X							
Ohio	X	X	X			X		X	X	X			X	
Oklahoma	X	X	X					X	X	X				
Oregon		X	X			X		X	X	X			X	
Pennsylvania	X	X	X			X		X	X	X			X	
Rhode Island		X	X					X	X	X				
South Carolina	X		X	X						X				
South Dakota	X	X				X		X					X	X
Tennessee	X	X	X			X		X	X	X	X			
Texas	X	X	X			X		X	X	X	X			X
Utah							X							X
Vermont		X	X			X		X	X	X				X
Virginia		X	X			X		X	X	X				
Washington	X	X	X	X		X		X	X	X	X			X
West Virginia		X	X			X		X	X	X				X
Wisconsin	X	X	X			X		X	X	X				X
Wyoming						X		X						X
CANADA														
Alberta						X								
Federal CEO			X											
Manitoba			X											X
Ontario	X				X					X				
Quebec			X							X				X
Saskatchewan			X							X				X

CAMPAIGN FINANCE

	DISCLOSURE				PROHIBITED CONTRIBUTIONS from:											
	CONTRIBUTIONS		EXPENDITURES		Over \$	All	Over \$	All	Government Employees	Lobbyists	Anonymous Donors	Corporations	Labor Unions	Government Contractors in Name of Another	Cash for \$	Other
	Over \$	All	Over \$	All												
Alabama	10		5							X				X		
Alaska	100	X		X						X				X		
Arizona											X	X				
Arkansas	250		100							X					50	
California	100		100							X				X	100	
Colorado	25		25							X					100	
Connecticut	30	X		X						X	X	X		X	50	X
Delaware		X		X						X				X	50	
Dist of Columbia				X						X				X	50	
Federal	200		200								X	X	X	X	100	X
Florida		X		X						X				X	100	
Georgia	101	X	101	X										X		X
Hawaii	100	X		X						X				X	2,000	
Idaho	50	X	25	X						X				X		
Illinois	150	X	150	X						X				X		
Indiana	100		100											X		
Iowa		X		X						X	X			X		
Kansas	50		50							X				X		X
Kentucky	100		50							X	X			X	100	X
Louisiana	1,000														300	
Maine	50			X										X		
Maryland		X		X						X					99	
Massachusetts	15/25	X	24.99	X						X	X			X	50	X
Michigan	20		50							X	X				20	
Minnesota	50	X	100	X						X	X					X
Mississippi	500	X	250	X												
Missouri	50		50							X				X	50	X
Montana	25	X		X						X	X			X		
Nebraska	100	X	100	X						X				X	50	
Nevada	500			X												X
New Hampshire		X		X				X		X	X	X				X
New Jersey	100			X						X				X		X
New Mexico		X		X												X
New York	99		50							X				X	100	
North Carolina	100	X		X						X	X	X		X		X
North Dakota	100	X								X				X		
Ohio		X		X							X		X		100	
Oklahoma	200			X							X					
Oregon	100			X						X	X			X		
Pennsylvania	50	X		X						X	X	X		X	100	X
Rhode Island	200		5,000							X						
South Carolina	100			X												
South Dakota	100			X							X	X				
Tennessee	100	X	100	X							X					
Texas	50		50							X	X	X		X	100	
Utah		X		X												
Vermont	25	X	1												25	
Virginia	100		100							X				X		
Washington	25		50													
West Virginia										X	X		X	X	50	
Wisconsin		X		X						X	X			X	50	
Wyoming		X		X							X	X				X
CANADA																
Alberta	375			X						X				X		X
Federal CEO	100	X		X						X				X		
Manitoba	250			X												X
Ontario	100			X						X						X
Quebec	100			X						X	X	X	X	X	100	
Saskatchewan	100		25							X						

CAMPAIGN FINANCE

	LOAN LIMITS									
	Governor	Lieutenant Governor	Other Statewide	Senators	House	County	Municipal	Judicial	Other	
Alabama										
Alaska	1,000	1,000	1,000	1,000	1,000		1,000	1,000		
Arizona										
Arkansas										
California										
Colorado										
Connecticut	2,500	1,500	1,500	500	250	1,000	1,000	500		
Delaware										
Dist of Columbia										
Federal				1,000	1,000					X
Florida	3,000	3,000	1,000		1,000	1,000	1,000	var.		
Georgia										
Hawaii										X
Idaho										
Illinois										
Indiana										X
Iowa										
Kansas	3,000	3,000	750		750					
Kentucky	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000		
Louisiana										
Maine	1,000			1,000	1,000	1,000				
Maryland										
Massachusetts	1,000	1,000	1,000	1,000	1,000	1,000	1,000			
Michigan										
Minnesota	60,000		var.	1,500	750					
Mississippi										
Missouri										
Montana	8,000	2,000	600		300	300	300	300	X	
Nebraska										
Nevada										
New Hampshire	5,000		5,000	5,000	5,000	5,000				
New Jersey	800									X
New Mexico										
New York										
North Carolina	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000	X	
North Dakota										
Ohio										
Oklahoma										
Oregon										
Pennsylvania										
Rhode Island										
South Carolina										
South Dakota										
Tennessee										
Texas										
Utah										
Vermont										
Virginia										
Washington										
West Virginia										
Wisconsin										
Wyoming										
CANADA										
Alberta										
Federal CEO										
Manitoba										
Ontario										
Quebec										
Saskatchewan										

CAMPAIGN FINANCE

	REVIEW OF FILINGS					Approximate Number of Filings Annually	Available to the Public	Amey Publishes Summary of Data Disclosed
	All Reports	All Reports Showing Expenditures Only	Randomly Selected Reports	Reports About Which Complaints Are Filed	Other			
Alabama	D					1,500	X	
Alaska	D			F		1,500	X	X
Arizona						2,500	X	
Arkansas			D			2,000	X	
California	D		F			24,000	X	X
Colorado	D		F			2,400	X	X
Connecticut			DF	DF		5,000	X	
Delaware				DF	X		X	
Dist of Columbia	D		F	DF		4,000	X	
Federal	D				F	70,000	X	X
Florida	D		F			15,000	X	X
Georgia			DF	DF		15,000	X	
Hawaii	D		F			2,500	X	X
Idaho	D			F		2,000	X	X
Illinois	D					3,000	X	
Indiana	D		F	F		500	X	
Iowa	D					3,000	X	X
Kansas	D		F	F		3,500	X	X
Kentucky	D		F			3,000	X	X
Louisiana	D			F		6,000	X	
Maine	D					2,600	X	
Maryland	DF						X	
Massachusetts	D			F		12,000	X	X
Michigan	D		D	F		10,000	X	X
Minnesota	D		F	F	F	3,600	X	X
Mississippi							X	
Missouri	D					7,500	X	X
Montana	D		F	F		1,000	X	X
Nebraska	D		F	DF		2,000	X	X
Nevada	D					100	X	
New Hampshire								
New Jersey	D		DF		X	18,000	X	X
New Mexico	D			F	X		X	
New York	D		DF	DF		1,500		
North Carolina	D					4,000	X	
North Dakota	D		D			100	X	
Ohio	D						X	
Oklahoma						1,000	X	
Oregon	D		D	F		900	X	X
Pennsylvania			D			8,000	X	
Rhode Island	D			F		5,000	X	X
South Carolina	D		D	DF		2,200	X	
South Dakota						1,600	X	
Tennessee				D		300	X	
Texas	D					8,000		
Utah	D					100	X	
Vermont						1,000	X	
Virginia						2,500	X	
Washington			DF	DF		28,807	X	X
West Virginia			DF	DF			X	
Wisconsin	D	F*		F		6,350	X	X
Wyoming						500	X	
CANADA								
Alberta	D					300	X	X
Federal CEO				X			X	X
Manitoba						250	X	
Ontario	F					430	X	X
Quebec	D					700	X	X
Saskatchewan	D		D				X	

D - Desk Review
F - Field Review

F* F25,000

PUBLIC FINANCING

	ELIGIBLE RECIPIENTS														
	Gubernatorial Candidates					Other Statewide Candidates					Legislative Candidates				
	Primary Election	General Election	Funds Given to Candidate	Funds Given to Party	Other	Primary Election	General Election	Funds Given to Candidate	Funds Given to Party	Other	Primary Election	General Election	Funds Given to Candidate	Funds Given to Party	Other
Dist of Columbia															
Federal	X	X	X		X										
Hawaii	X	X	X			X	X	X			X	X	X		
Idaho			X					X						X	
Iowa			X					X						X	
Kentucky			X										X		
Maine															
Massachusetts	X	X	X			X	X	X							
Michigan	X	X													
Minnesota		X	X			X	X				X	X			
Montana		X	X												
New Jersey	X	X	X												
North Carolina		X	X			X		X							
Oklahoma		X	X	X		X	X	X							
Oregon															
Texas	X					X									
Utah			X					X						X	
Virginia			X					X						X	
Wisconsin		X	X			X	X				X	X			
CANADA															
Federal CEO											X	X	X		
Manitoba															X
Ontario												X			
Quebec											X	X	X		

	ELIGIBLE RECIPIENTS (cont'd)											
	Judicial Candidates					SOURCE OF FUNDS						
	Primary Election	General Election	Funds Given to Candidate	Funds Given to Party	Other	Tax Credit	Tax Check-off	Tax Deduction	Surcharge (Add on to St. Ret.)	General Treasury	Other	
Dist of Columbia										X		
Federal								X				
Hawaii								X		X	X	
Idaho								X				
Iowa								X				
Kentucky					X			X				
Maine								X				
Massachusetts									X			
Michigan								X				
Minnesota							X	X				
Montana		X	X						X			
New Jersey								X		X		
North Carolina		X	X		X			X				
Oklahoma								X				
Oregon												
Texas	X									X		
Utah			X					X				
Virginia					X							
Wisconsin					X			X				
CANADA												
Federal CEO								X		X		
Manitoba								X				
Ontario										X		
Quebec										X		

PUBLIC FINANCING

	EXPENDITURE LIMITS						
	General	Legislat Government	Other Statewide	Senate	House	Judiciary	Other
Dist of Columbia							
Federal							X
Hawaii	\$1.25*	\$0.70*	\$1.00	\$0.70*	0.70		X
Idaho							
Iowa							
Kentucky							
Maine							
Massachusetts							
Michigan	\$1,200,000						
Minnesota	\$1,270,000		var.	31,770	15,885		
Montana							
New Jersey	35/70**						
North Carolina							
Oklahoma							
Oregon							
Texas							
Utah							
Virginia							
Wisconsin	\$614,400	\$184,325	\$122,875	19,650	\$9,825		X
CANADA							
Federal CEO							X
Manitoba							X
Ontario							var.
Quebec					\$0.75		X

		AUDITS				
		All Reports	All Reports Showing Expenditures Only	Randomly Selected Reports	Reports Concerning All Filings	Other
Dist of Columbia	D			F	FD	
Federal	DF					
Hawaii	D			F		
Idaho						
Iowa	D					
Kentucky	DF					
Maine						
Massachusetts	D					F
Michigan	F					
Minnesota	P			F	F F	
Montana	D			DF	DF	
New Jersey	DF			DF		
North Carolina						
Oklahoma						
Oregon						
Texas						F
Utah						
Virginia						
Wisconsin	D F*			F		
CANADA						
Federal CEO						X
Manitoba						
Ontario	P					
Quebec	D					

- ° Per Registered Voter
- ** Primary - .35 per voter in last Presidential Election. General - .70 per voter in last Presidential Election.
- D - Desk Audits
- F - Field Audits

P* P25,000

**CONFLICT OF INTEREST (ETHICS) AND
PERSONAL FINANCIAL DISCLOSURE**

	FILED													
	Statewide Elected Officials	Legislators	Legislative Employees	Candidates for Election to State Office	Nominees for Appointment to State Office	Officers of State Agencies or Departments	State Employees	Judges	County Officials and/or Employees	Municipal Officials and/or Employees	Part-time Members of Boards and Commissions (State)	Part-time Members of Boards and Commissions (Local)	U.S. Senators or Congressmen	Other
Alabama	X	X	X	X	X	X	X	X	X	X	X	X		
Alaska	X	X		X		X	X			X	X			
Arizona	X	X					X							
Arkansas	X	X	X	X			X							
California	X	X	X	X	X	X	X	X	X	X	X	X		
Colorado	X	X		X			X							X
Connecticut	X	X			X	X				X				
Delaware	X	X	X		X	X				X				X
Dist of Columbia		X	X						X		X	X		
Federal													X	X
Florida	X	X	X	X		X	X	X	X	X	X	X		X
Georgia														
Hawaii	X	X	X	X		X	X			X				X
Idaho														
Illinois	X	X	X	X	X	X	X	X	X	X	X	X		
Indiana	X			X		X								
Iowa	X	X	X			X	X	X	X	X	X			
Kansas	X	X	X	X	X	X	X		X	X	X			
Kentucky	X	X				X	X	X			X			X
Louisiana	X	X	X	X	X	X	X		X	X	X	X		
Maine		X												X
Maryland	X	X	X	X	X	X	X	X	X	X	X	X		X
Massachusetts	X	X		X	X	X	X	X	X	X				
Michigan						X	X				X			
Minnesota	X	X	X	X	X	X	X				X			X
Mississippi	X	X		X		X			X	X	X	X		X
Missouri	X	X												
Montana	X	X		X			X							
Nebraska	X	X		X	X	X	X		X	X	X	X		X
Nevada	X	X	X	X	X	X	X	X	X	X				
New Hampshire		X												
New Jersey	X					X								
New Mexico	X	X	X			X	X	X			X			X
New York														
North Carolina						X					X			
North Dakota	X	X		X	X	X	X	X	X	X	X	X	X	X
Ohio	X	X	X	X		X	X	X	X	X	X			X
Oklahoma							X							
Oregon	X	X		X		X	X	X	X	X	X	X		X
Pennsylvania	X	X	X	X	X	X	X	X	X	X	X	X		
Rhode Island	X	X		X	X	X			X	X	X			
South Carolina	X	X	X	X	X	X	X	X	X	X	X	X		X
South Dakota	X	X		X	X	X	X	X	X	X	X			X
Tennessee	X	X		X	X	X			X	X				X
Texas	X	X		X		X	X							X
Utah	X	X	X			X	X	X	X					
Vermont							X							
Virginia	X	X		X		X	X	X	X	X				
Washington	X	X	X	X		X	X		X	X				X
West Virginia		X				X			X					
Wisconsin	X	X	X	X	X	X	X			X				
Wyoming														
CANADA														
Alberta														
Federal CEO														
Manitoba														
Ontario														
Quebec														
Saskatchewan														

**CONFLICT OF INTEREST (ETHICS) AND
PERSONAL FINANCIAL DISCLOSURE**

	REVIEW OF FILINGS				Approximate Number of Filings Annually	Available to the Public	Agency Publishes Summary of Data Disclosed
	All Reports Mandatorily Selected	Reports About Which Complaints are Filed	Other				
Alabama	D	F		41,500	X		
Alaska	D	DF		2,500	X		
Arizona				400	X		
Arkansas					X		
California	D			7,000	X	X	
Colorado		D		450	X		
Connecticut	D	F		430	X		
Delaware							
Dist of Columbia	D	F		2,000	X		
Federal							
Florida		F	D	40,000	X		
Georgia							
Hawaii	D	DF		1,650	X		
Idaho				5,000			
Illinois	D			5,300	X		
Indiana	D			125	X		
Iowa					X	X	
Kansas	D			6,500	X		
Kentucky	D		F	700		X	
Louisiana							
Maine	D			300	X		
Maryland	D	F	D	4,500	X		
Massachusetts	D			4,000	X		
Michigan							
Minnesota	D	F	F	1,500	X		
Mississippi		D	D	8,853	X		
Missouri				197	X		
Montana		F		250	X		
Nebraska	D	DF		3,500	X		
Nevada							
New Hampshire							
New Jersey	D			1,300	X	X	
New Mexico				250	X		
New York							
North Carolina				1,500	X		
North Dakota							
Ohio	D	D	D	7,000	X		
Oklahoma							
Oregon	D		X	4,500	X		
Pennsylvania		DF	F	60,000	X		
Rhode Island			D	5,000	X		
South Carolina	D	D	DF	9,000	X		
South Dakota							
Tennessee			D	5,000	X		
Texas	D			2,000	X		
Utah							
Vermont							
Virginia							
Washington		D	DF	5,539	X		
West Virginia				4,500	X		
Wisconsin	D			1,600	X		
Wyoming							
CANADA							
Alberta							
Federal CEO							
Manitoba							
Ontario							
Quebec							
Saskatchewan							

D - Desk Audits
F - Field Audits

LOBBYING

	FILERS			DEFINITION INCLUDES:										REGISTRATION				
	Lobbyists	Employees of Lobbyists	Other	Lobbying	Administrative	Public Officials	Public Employees	U.S. Employees	Compensation	Time Standard	Expenses Standard	Number of Registered Lobbyists	Registration Fee	Annual Registration	Employer's Reg.	Other		
Alabama	X	X		X								387	X		X			
Alaska	X	X		X	X				X			289		X	X			
Arizona		X		X	X									X	X			
Arkansas	X			X								435		X		X		
California	X	X	X	X	X		X	X				650	X	X	X			
Colorado	X	X		X	X	X	X					370		X				
Connecticut	X	X		X	X		X	X	X			1,000	X	X	X			
Delaware	X	X		X									X		X			
Dist of Columbia	X	X		X	X		X	X	X			100		X	X			
Federal																		
Florida	X			X		X	X		X	X		3,898				X		
Georgia	X			X									X		X			
Hawaii	X	X	X	X	X		X	X	X			200				X		
Idaho	X			X		X	X	X				255	X	X				
Illinois	X	X		X								602		X	X			
Indiana	X	X		X								665	X	X	X			
Iowa	X		X	X		X	X	X				300		X				
Kansas	X			X	X		X	X	X			538	X	X				
Kentucky	X	X		X			X		X			373			X	X		
Louisiana	X			X								100	X	X				
Maine	X	X		X		X	X	X				150	X			X		
Maryland	X	X	X	X	X		X	X	X					X	X			
Massachusetts	X	X	X	X	X		X	X	X			498	X	X	X			
Michigan	X	X		X		X			X				X		X			
Minnesota	X			X	X		X	X	X			1,600		X				
Mississippi	X	X		X	X								X	X				
Missouri	X			X		X	X	X	X			1,750		X				
Montana	X	X		X		X						750	X	X	X			
Nebraska	X	X		X								350	X			X		
Nevada	X			X								400				X		
New Hampshire	X			X								130	X			X		
New Jersey	X	X		X				X	X			375	X	X				
New Mexico	X	X		X	X	X	X							X				
New York	X	X	X	X	X		X		X			1,320	X	X				
North Carolina	X	X		X	X		X		X			453	X		X			
North Dakota	X	X		X			X	X				450	X	X				
Ohio	X	X		X	X	X	X		X	X		1,600		X	X	X		
Oklahoma	X		X	X	X		X					211		X				
Oregon	X	X		X		X	X		X	X		700		X		X		
Pennsylvania	X	X		X	X	X	X	X	X			621		X				
Rhode Island	X	X		X			X		X			321		X	X			
South Carolina	X			X					X			240	X	X	X			
South Dakota	X	X		X	X	X	X					400	X	X		X		
Tennessee	X	X		X	X	X	X	X	X			255	X	X	X			
Texas	X			X	X	X	X	X	X	X		742		X				
Utah	X			X	X							1,150	X			X		
Vermont	X	X		X		X						400	X	X	X			
Virginia	X	X		X								683	X	X				
Washington	X	X	X	X	X	X	X		X			600				X		
West Virginia	X			X								260		X	X			
Wisconsin	X	X		X	X	X	X	X	X	X		282	X		X	X		
Wyoming	X			X								569				X		
CANADA																		
Alberta																		
Federal CEO																		
Manitoba																		
Ontario																		
Quebec																		
Saskatchewan																		

LOBBYING

	PROHIBITIONS										REPORTING REQUIREMENTS									
	Lobbying Meeting Campaign Contributions Solicitation by Office to Officials (Lower #)					Lobbying Meeting Gifts					Lobbyists					Lobbyists Employers				
	No Reporting Required	Monthly - Only During Legislative Session	Quarterly	Bi-Annually	Annually	Other	No Reporting Required	Monthly - Only During Legislative Session	Quarterly	Bi-Annually	Annually	Other	No Reporting Required	Monthly - Only During Legislative Session	Quarterly	Bi-Annually	Annually	Other		
Alabama	X	X					X											X		
Alaska							X	X										X		
Arizona						X												X	X	
Arkansas						X						X								
California		10/mo.						X										X		
Colorado			X				X											X		
Connecticut		50/vr.	X			X	X			X		X	X	X				X	X	
Delaware	X							X				X								
Dist of Columbia	X	100							X									X		
Federal																				
Florida									X			X								
Georgia						X						X								
Hawaii			X						X									X		
Idaho	X					X				X									X	
Illinois			X								X								X	
Indiana																				
Iowa		X	50				X					X								
Kansas		X	100				X					X								
Kentucky	X	X	100	X								X							X	
Louisiana		X	X																	
Maine				X			X			X									X	
Maryland				X						X									X	
Massachusetts			100							X									X	
Michigan			25							X									X	
Minnesota				X						X		X	X							
Mississippi											X								X	
Missouri				X							X	X								
Montana						X											X		X	
Nebraska		X	25/mo.			X	X				X	X	X						X	
Nevada			100			X						X								
New Hampshire												Y	X							
New Jersey										X	X								X	
New Mexico											X	X							X	
New York				Y							Y	X							X	
North Carolina											X								X	
North Dakota		X									X	X								
Ohio										X	X							X	X	
Oklahoma		X								X										
Oregon		X	X	100	X			X											X	
Pennsylvania				X						X	X									
Rhode Island											X	X							X	
South Carolina											X	X	X							
South Dakota											X								X	
Tennessee											X	X							X	
Texas		X		X		X	X					X								
Utah				X																
Vermont										X									X	
Virginia												Y							X	
Washington				X			X												X	
West Virginia											X	X								
Wisconsin		X	X		X						X							X	X	
Wyoming						Y						Y								
CANADA																				
Alberta																				
Federal CPO																				
Manitoba																				
Ontario																				
Quebec																				
Saskatchewan																				

LOBBYING

	DISCLOSURES REQUIRED/						REVIEW OF FILINGS						
	Categorize of Month	Total Month Spent	Salaries	Benefits / Other to Officers	Bill or Administrative Action Being Lobbied	Other	All Reports	All Reports Showing Expenditures Other	Randomly Selected Reports	Reports About Which Comments are Filed	Other	Approximate Number of Filings Annually	Available to the Public
Alabama	X			X			D3,000	D	F		3,000	X	
Alaska	X	X	X	X	X	X	D		DF		2,000	X	X
Arizona		X		X								X	
Arkansas											800	X	
California	X	X	X	X	X	X	D		F		12,000	X	X
Colorado	X	X	X	X	X		D		F		5,000	X	X
Connecticut	X			X		X	D		F		10,000	X	X
Delaware		X		X	X							X	
Dist of Columbia		X		X	X		D		F		300	X	
Federal													
Florida	X	X		X								X	X
Georgia													
Hawaii	X	X		X			D		DF		600	X	
Idaho	X	X		X	X		D		F		1,020	X	X
Illinois						X					1,806	X	
Indiana	X	X		X	X				X				
Iowa	X	X		X	X		D				1,000	X	
Kansas	X			X			D				350	X	X
Kentucky	X	X	X		X								X
Louisiana													
Maine		X		X	X		D				1,500	X	X
Maryland	X	X	X	X	X		D		F		1,000	X	X
Massachusetts		X	X	X			D				1,800	X	
Michigan	X	X				X	D		D		10,000	X	X
Minnesota	X	X		X		X	D		F		6,400	X	X
Mississippi	X	X		X								X	
Missouri	X	X		X	X						5,000	X	
Montana	X	X	X	X	X			DF	DF		600	X	
Nebraska	X	X		X	X		D		F	F	4,000	X	X
Nevada		X					D				400	X	
New Hampshire	X	X										X	
New Jersey	X	X	X	X	X		D		F	X	250	X	X
New Mexico	X	X		X	X				D			X	
New York	X	X	X	X		X	D		D	D		X	X
North Carolina											425	X	
North Dakota	X	X									500		
Ohio		X		X	X	X	D				3,300	X	
Oklahoma	X			X								X	
Oregon	X	X	X	X		X			D	D	4,400	X	X
Pennsylvania	X										615	X	
Rhode Island	X	X	X	X	X						600	X	
South Carolina						X					242	X	
South Dakota		X				X					400	X	
Tennessee	X	X		X		X			D		255	X	
Texas	X	X		X			D				10,000	X	
Utah													
Vermont	X	X									1,200	X	
Virginia	X	X	X	X	X		D				750	X	
Washington	X	X	X	X	X			DF	DF		8,116	X	X
West Virginia		X	X		X						260	X	
Wisconsin	X	X	X	X	X	X	D		F	F	500	X	X
Wyoming													
CANADA													
Alberta													
Federal CEO													
Manitoba													
Ontario													
Quebec													
Saskatchewan													

D - Desk Audits
F - Field Audits

EXPLANATORY NOTES

ALABAMA:

- State Ethics Commission

Ethics laws amended to prohibit lawyer-legislators from representing prison inmates before the State Pardon and Parole Board.

CONNECTICUT:

- State Elections Commission

Significant increase in number of P.A.C.'s registered. Legislation to curb influence of P.A.C. contributions was only partially successful. Ideological P.A.C.'s still have no limits on amount of contributions to any campaign.

Commission is presently appealing a lower court ruling which limits jurisdiction over ballot questions.

- State Ethics Commission

Financial Disclosure:

- debts over \$10,000.00 reported;
- leases and contracts with State reported.

Conflicts of Interest:

- illegal gains can be recouped.

Lobbying:

- gifts within six months of termination reported;
- violators of lobbying law may be denied re-registration for up to two years.

FLORIDA:

- State Commission on Ethics

Agency authorized by legislature to prepare mailing lists of all public officials required to file financial disclosure statements.

ILLINOIS:

- State Board of Elections

The Illinois General Assembly passed several measures affecting campaign disclosure, including public funding of gubernatorial campaigns, and altering dollar limits for disclosure of individual contributions. This legislation was subjected to a Governor's veto; the status quo stands.

INDIANA:

- State Election Board

There has been a statutory increase in the amount that corporation and labour unions may contribute to candidates, from \$3,000.00 and \$1,000.00 to \$5,000.00 and \$2,000.00 respectively. The Attorney General also issued an opinion which contends that because state law is silent on the subject, P.A.C.'s may make unlimited contributions to any candidate.

IOWA:

- Campaign Finance Disclosure Commission

Effective January 1, 1984, chapter 56 of the Iowa Code will be amended, changing Iowa forms and manuals. New forms and manuals are available to interested parties.

MARYLAND:

- State Ethics Commission

Amendments were authorized to allow local Boards of Education to enact their own financial disclosure, lobbying, and conflict of interest regulations, if such Boards did not want to be subject to county ethics laws.

MICHIGAN:

- Campaign and Lobby Records Division

The Michigan State Supreme Court has refused to hear an appeal on the Lobby Registration Act. The Court of Appeals decision that the law is constitutional was therefore upheld. The Act went into effect September 21, 1983.

NEW YORK:

- Temporary State Commission on Lobbying

The Lobbying Act of 1981 was amended in 1983 to, require a one-time \$50.00 registration fee for lobbyists, bring public corporations under the law, and extend the life of the Commission for four years. The Commission established the Northeastern Regional Conference on Lobbying in 1982. The Commission increased the tempo of its unregistered lobbyist programme by pursuing those unregistered parties which lobbied the legislature, governor and state agencies.

OREGON:

- Government Ethics Commission

An Omnibus Bill was considered during the 1983 regular session, and defeated. The bill would have criminalized the code of ethics, added administrative agency lobbying to lobby regulation laws and referred all complaints to an independent fact finder. The O.G.E.C. opposed many parts of the bill. The bill's sponsors have filed an initiative petition to implement some of the bill's provisions; if the initiative is successful, the measure will appear on the 1984 general election ballot.

CANADA

MANITOBA: - Chief Electoral Office

A new Election Financing Act has been passed. This Act provides for partial financing of political parties and candidates. It will also abolish the Elections Commission, placing enforcement power in the hands of the Chief Electoral Officer. The Act has not yet been proclaimed.

QUEBEC: - Le Directeur general des elections du Quebec

Pursuant to the adoption of the Act respecting the Integration of the Administration of the Electoral System (1982, ch.54) the responsibility of the laws pertaining to the financing of political parties has been entrusted to the Chief Electoral Officer of Quebec. By this Bill, the whole administration of the electoral system came under the authorization of the Directeur general of Elections.

CITATIONS TO STATE LAWS
COVERING ETHICS/CONFLICT OF INTERESTS

ALABAMA	Ala. Code Tit. 36, §§ 36-25-1 to 25-30 (1975) (and applicable Supplement Sections)
ALASKA	Alaska Stat. §§ 39.50.010 to .200 (1975) (and applicable Supplement Sections)
ARIZONA	Ariz. Rev. Stat. §§ 38-101, 441-447, 481, 501-581 (1974) (and applicable Supplement Sections)
ARKANSAS	Act 570 of 1979
CALIFORNIA	Political Reform Act of 1974, Cal. Gov't Code §§ 81000, 82000-82055, 83100-83122, 87100-87312, 91000-91014 (1974) (and applicable Supplement Sections)
COLORADO	Colo. Rev. Stat. §§ 24-6-101 to 24-6-402 (1973)
CONNECTICUT	Conn. Gen. Stat. Ann. §§ 1-79 to 1-90 (Supp. 1980)
DELAWARE	Del. Code Tit. 29, §§ 5851-58 (1974) (and applicable Supplement Sections)
DISTRICT OF COLUMBIA	D.C. Code §§ 1-1101 to 1193 (Supp. 1979) D.C. Campaign Finance Reform and Conflict of Interest Act (1974), D.C. Code §§ 1-1401 <u>et seq.</u>
FEDERAL	Fed. Election Campaign Act of 1971, as amended (2 U.S.C. 431 <u>et seq.</u>); Presidential Election Campaign Fund Act (26 U.S.C. 9001 <u>et seq.</u>); Presidential Primary Matching Payment Account Act (26 U.S.C. 9031 <u>et seq.</u>)
FLORIDA	Fla. Stat. Ann. §§ 112.311-.326; Fla. Const. Art. 2, Sect. 8 and Art. 3, Sect. 18
GEORGIA	Ga. Code Ann. §§ 89-901 to 987 (1935) (and Applicable Supplement Sections)
HAWAII	Haw. Rev. Stat. §§ 84-1 to 38 (Supp. 1980)

ILLINOIS	Ill. Rev. Stat. (1981), Ch. 127 Sect 601-101 <u>et seq.</u>
INDIANA	Ind. Code Ann. §§ 2-2.1-3-1. -12., 4-2-6-1-10 (Supp. 1979)
IOWA	Iowa Code Ann. §§ 68B.1 to .10 (1975) (and applicable Supplement Sections) House File 687
KANSAS	Kan. Stat. §§ 46-201 to 280 (Supp. 1979)
KENTUCKY	Ky. Rev. Stat. Ann.; Tit. VIII, Chapter 61 and Chapter 45A; and Tit. 11, Chapter 6
LOUISIANA	La. Rev. Stat. Ann. §§ 42.1101 to 1169 (Supp. 1980)
MAINE	Me. Rev. Stat. Tit. 5 §§ 1001 to 1021 (1964) (and applicable Supplement Sections) 1980 Me. Act, Chapter 734
MARYLAND	Md. Ann. Code, Art. 40A, §§ 1-7(1979 Supp.)
MASSACHUSETTS	Mass. Gen. Laws, Ann. Ch. 268A, §§ 1 to 24, Ch. 268B §§ 1 to 7 (Supp. 1980) c236 of 1983
MICHIGAN	Mich. Comp. Laws Anns. §§ 15.341 to 347 (Supp. 1980)
MINNESOTA	Minn. Stat. Ann. §§ 10A.01 to 10A.34(1982) and applicable Supplementary Sections generally; specifically sect. 10A.01, sub. 18
MISSISSIPPI	M.C.A. §§ 25-4-1 to 31 (Supp. 1979), Sect. 25-4-17 of the Miss. Code Ann.
MISSOURI	Mo. Ann. Stat. §§ 105.450 to 495 (1965) (and applicable Supplement Sections)
MONTANA	Mont. Rev. Codes Ann. §§ 2-2-101 to 304 (1979)
NEBRASKA	Neb. Rev. Stat. §§ 49-1401 to 1444, §§ 49-1493 to 14,104, Reissue 1978, 1982 Cum. Supp. and 1983 Supp.
NEVADA	Nev. Rev. Stat. §§ 281.005 to .581 (1979)
NEW JERSEY	N.J. Stat. Ann. §§ 52:13D-12 <u>et seq.</u> ; Exec. Order No. 15, 1975
NEW MEXICO	N.M. Stat. Ann. §§ 10-16-2 to 16 (1978) (and applicable Supplement Sections)

NEW YORK	N.Y. Gen. Mun. Law §§ 800 to 809 (1965) (and applicable Supplement Sections), N.Y. Pub. Off. Law §§ 73 to 79 (Supp. 1979) Lobbying Laws of 1981, Ch. 1040 (as amended by Laws of 1983, Ch. 946
NORTH CAROLINA	N.C. Gen. Stat. §§ 120-85 to 106 (Supp. 1979) Executive Order Number I, 1977
OHIO	Ohio Rev. Code Ann., Chap. 102 §§ 102.01 <u>et seq.</u>
OKLAHOMA	Okla. Stat. Ann., Chap. 39, §§ 1401 <u>et seq.</u>
OREGON	Or. Rev. Stat. Chap. 244, §§ 244.010 <u>et seq.</u>
PENNSYLVANIA	Pa. Stat. Ann., Chap. 15, §§ 401 <u>et seq.</u>
RHODE ISLAND	R.I. Gen. Laws, Tit. 36, Chap. 14, §§ 36-14-1 <u>et seq.</u>
SOUTH CAROLINA	S.C. Code §§ 8-13-10, <u>et seq.</u>
TENNESSEE	Tenn. Code Ann. §§ 8-50-501, <u>et seq.</u>
TEXAS	Texas Civil Code Ann., Art. 6252-9 (b), Tit. 110A
UTAH	Utah Code Ann. §§ 67-16-1 to 14 (1953)
VIRGINIA	Va. Conflicts of Interest Act (1970, Chapter 463), §§ 2.1-347 <u>et seq.</u> §§ 2.1-599 through 2.1-634
WASHINGTON	Executive Conflicts of Interest Act, Chap. 42.18; Chap. 42.20; Chap. 42.21; Chap. 42.22; Chap. 42.23 (Wash. Rev. Code Ann.)
WISCONSIN	Wis. Stat. Ann. §§ 19.41 to 47 (Supp. 1979)

CITATIONS TO
CAMPAIGN FINANCE LAWS

ALASKA	Alaska 15.13
CALIFORNIA	Government Code Sections 84100 <u>et seq.</u>
CONNECTICUT	Conn. Gen. Stats., Sections 9-335(14), 9-336b, 9-336c, 9-348d,h,k,p,r Chap. 150 Conn. Gen. Stats.
DISTRICT OF COLUMBIA	D.C. Campaign Finance Reform and Conflict of Interest Act of 1974. D.C. Code §§ 1-1401 <u>et seq.</u>
FLORIDA	Chap. 106, Florida Statutes, Chap. §3-282 Laws of Florida
GEORGIA	Official Code of Georgia Ann. Chap. 21-5
IDAHO	Title 67, Chap. 66, Idaho Code. Municipal candidates in cities with 16,000 or more population - Sect. 50-477 I.C., effective July 1, 1982
ILLINOIS	Article 9 of Chap. 46 (The Election Code) of the Illinois Rev. Stats. Sect. 9-1.3, 9.9, 9.10, 9-16, 9-21, 9-23
INDIANA	Indiana Code 3-4-1-19, 3-4-3-3, 3-4-3-8
KANSAS	KSA 25-4101 <u>et seq.</u>
LOUISIANA	La. Rev. Stat. 18:1483 <u>et seq.</u>
MASSACHUSETTS	Mass. General Laws, Chap. 55, Chap 268A
MICHIGAN	MCLA 169.201 - MCLA 169.282
MINNESOTA	Minn. Stat. §§ 10A.01-10A.34(1982) and applicable Supplement Sections generally, specifically Sect. 10A.01, 10A.02, 10A.09
MISSOURI	Chap. 130, Missouri Revised Statutes
MONTANA	§§ 13-37-101 <u>et seq.</u> , MCA
NEBRASKA	Rev. Stat. of Neb. §§ 49-1445 to 49 1479 Reissue 1978, 1982 Cum. Supp. and 1983 Supp.

NEVADA	Chap. 294A of the Nevada Revised Statutes
NEW JERSEY	N.J.S.A. 19:44A-1 <u>et seq.</u>
NEW MEXICO	1-19-1 through 1-19-37 NMSA 1978, 1981 Supp.
NORTH CAROLINA	N.C. G.S. 163-278.6 through 163-278.38
NORTH DAKOTA	NDCC Chapter 16.1-08
OHIO	Ohio Revised Code, Chap. 3517
OKLAHOMA	1981 Okla. Statutes, Title 26, Sect. 15-103 through 15-110 and Sections 18-101 through 18-113
PENNSYLVANIA	Pa. Stat. Ann. - Title 25, 25 P.S. §§ 3241. - 3260b
RHODE ISLAND	Title 17, Chap. 25, General Laws of Rhode Island as amended
SOUTH DAKOTA	Chap. 12-25 of the South Dakota Codified Laws
VERMONT	17 VSA §§ 2801-2832, July 1, 1982
VIRGINIA	24.1-253, 24.1-254, 24.1-254.1, 24.1-255 24.1-257, 24.1-258, 24.1-261. Effective Jan 1, 1984
WASHINGTON	Chap. 42.17 RCW
WYOMING	W.S. 22-25-101 through 22-25-115

CANADA

FEDERAL	Canada Elections Act RSC 1970(1st Supp.) Chap. 14 Election Expenses Act, SC 1973/74 Chap. 51
MANITOBA	The Elections Finances Act(S.M. 1980, c.68
ONTARIO	Election Finances Reform Act, R.S.O. 1980, c.134
QUEBEC	An Act respecting the integration of the administration of the electoral system (1982, c.54)
SASKATCHEWAN	The Election Act, Chap. E-6, Revised Statutes of Sask. 1978 and amendments

MAILING LIST

COUNCIL ON GOVERNMENTAL ETHICS LAWS

ALABAMA

*State Ethics Commission
100 Commerce St., Suite 500
Montgomery, AL 36104
(205) 832-5871
Executive Director: Melvin G. Cooper

ALASKA

*Public Offices Commission
610 "C" Street, Suite 211
Anchorage, AK 99501
(907) 276-4176
Executive Director: Theda S. Pittman

ARKANSAS

Secretary of State
256 State Capitol
Little Rock, AR 72201
(501) 371-1010
Secretary of State: Paul Riviere

CALIFORNIA

*Fair Political Practices Commission
1100 "K" Street, P.O. Box 807
Sacramento, CA 95804
(916) 322-5901
Director: John Keplinger

*Citizens Research Foundation
University of Southern California
3716 South Hope Street
Los Angeles, CA 90007
(213) 743-5211
Director: Herbert E. Alexander

COLORADO

Department of State
1575 Sherman, Room 211
Denver, CO 80203
(303) 866-2041
Director: Betty Chronic

CONNECTICUT

*Election Commission
410 Asylum Street
Hartford, CT 06103
(203) 566-7106
Executive Director: Jeffrey B. Garfield

*State Ethics Commission
30 Trinity Street, Room 103
Hartford, CT 06106
(203) 566-4472
Executive Director: J. David Eaton

DISTRICT OF COLUMBIA

Office of Campaign Finance
420 7th Street, North West
Washington, D.C. 20004
(202) 727-2411
Director: Keith A. Vance

FEDERAL AGENCIES

*Federal Election Commission
1325 "K" Street, North West
Washington, D.C. 20463
(800) 424-9530 or (202) 523-4089
Director: John Surina

Members of the Council on Governmental Ethics Laws are identified with an asterisk (*)
Canadian Agencies are listed last.

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Library, Room 436H
1900 East Street, North West
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FLORIDA

Elections Commission
The Capitol, Room 1801
Tallahassee, FL 32301
(904) 488-7690
Director: Dorothy Glisson

*Commission on Ethics
The Capitol, P.O.Box 6, Room 2105
Tallahassee, FL 32302
(904) 488-7864
Executive Director: Lawrence A. Gonzalez

GEORGIA

Campaign and Financial Disclosure Commission
2082 East Exchange Place, Suite 235
Tucker, Georgia 30084
(404) 656-2764
Executive Director: Robert Lane

HAWAII

*Campaign Spending Commission
P.O. Box 501
Honolulu, HI 96809
(808) 548-5411
Director: Jack Gonzalez

*State Ethics Commission
250 South King Street, Room 405
P.O. Box 616
Honolulu, HI 96809
(808) 548-8504
Executive Director: Catherine Chang

IDAHO

Secretary of State
State House, Room 203
Boise, ID 83720
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Chief Deputy: Ben Ysursa

ILLINOIS

*Board of Elections
201 North Wells, Suite 500
Chicago, IL 60606
(312) 793-6440
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*Board of Ethics
522 William G. Stratton Building
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(217) 782-3900
Executive Director: John Larsen

*Chicago Board of Election Commission
121 North LaSalle, Room 308
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*State Election Board
1440 North Meridan Street, West Annex
Indianapolis, IN 46202
(317) 232-3939
Director: Laurie Christie

Ethics and Conflict of Interest Commission
108-A State Office Building
Indianapolis, IN 46204
(317) 232-3850
Director: Mary A. Donovan

IOWA

*Campaign Finance Disclosure Commission
507 - 10th Street
Des Moines, IA 50309
(515) 281-4411
Executive Director: Kay Williams

KANSAS

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109 West 9th Street, Room 504
Topeka, KS 66612
(913) 296-4219
Assistant: Carol E. Williams

KENTUCKY

*Financial Disclosure Review Commission
P.O. Box K
Corbin, KY 40701
(606) 523-0443
Director: Ralph Roaden

LOUISIANA

*Ethics Administration
7434 Perkins Road, Suite B
Baton Rouge, LA 70808
(504) 925-7290
Director: Gray Sexton

MARYLAND

*State Ethics Commission
301 West Preston St., Room 1515
Baltimore, MD 21201
(301) 383-7813
Executive Director: John E. O'Donnell

MASSACHUSETTS

Office of Campaign and Political Finance
1 Ashburton Place, Room 1004
Boston, MA 02108
(617) 727-8352
Director: Dennis Duffin

State Ethics Commission
1 Ashburton Place, Room 1413
Boston, MA 02108
(617) 727-0060
Executive Director: Robert Greco

MICHIGAN

*Campaign & Lobby Records Division
P.O. Box 20126
Lansing, MI 48901
(517) 373-8558
Deputy Director: John T. Turnquist

Department of State (Elections Division)
Lansing, MI. 48918
Secretary of State: Richard Austin

MINNESOTA

*Ethical Practices Board
41 State Office Building
St. Paul, MN 55155
(612) 296-5148
Executive Director: Mary Ann McCoy

MISSISSIPPI

*Ethics Commission
P.O. Box 22746
Jackson, MS 39205
(601) 359-1285
Director: Ronald E. Crowe

MISSOURI

Secretary of State
P.O. Box 1370
Jefferson City, MO 65101
(314) 751-3077
Director: Jack D. Atterberry

MONTANA

Commissioner of Political Practices
Capitol Station, 1205 East 8th Avenue
Helena, MT 59620
(406) 444-2942
Commissioner: Peg Krivec

NEBRASKA

*Accountability and Disclosure Commission
State Capitol, 11th Floor
P.O. Box 95086
Lincoln, NE 68509
(402) 471-2522
Executive Director: Ms. Dannie Trautwein

NEVADA

Secretary of State
400 West King Street
Carson City, Nevada 89710
Secretary of State: William Swackhamer

NEW HAMPSHIRE

Department of State
State House, Room 204
Concord, NH 03301
(603) 271-3242
Director: Robert Ambrose

NEW JERSEY

*Election Law Enforcement Commission
28 West State Street, Room 1114
Trenton, NJ 08625
(609) 292-8700
Director: Scott Weiner

Executive Commission on Ethical Standards
28 West State Street, Room 1407
Trenton, NJ 08625
(609) 292-1892
Director: Richard Murphy

NEW MEXICO

Secretary of State
State Capitol
Santa Fe, NM 87503
(505) 827-2697
Director: Clara Jones

NEW YORK

Temporary State Commission on the
Regulation of Lobbying
99 Washington Ave.,
Twin Towers, Suite 1947
Albany, NY 12210
(518) 474-7126
Executive Director: Louis Cotrona

NORTH CAROLINA

*Board of Ethics
116 West Jones Street
Raleigh, NC 27611
(919) 733-5103
Executive Secretary: Millie Donavant

OHIO

Elections Commission
Secretary of State
State Office Tower
30 East Broad Street, Floor 14
Columbus, OH 43215
(614) 466-2585
Communications Director: Wayne Hill

*Ethics Commission
The Atlas Building
8 East Long Street, Suite 210
Columbus, OH 43215
(614) 466-7090
Executive Director: Stephan W. Stover

OKLAHOMA

State Board of Elections
535 State Capitol
Oklahoma City, OK 73152
(405) 521-2391
Administrative Assistant: Wayne Chandler

OREGON

*Government Ethics Commission
155 Cottage Street, North East
Salem, OR 97310
(503) 378-5105
Executive Director: Betty Reynolds

Secretary of State
136 State Capitol
Salem, OR 97310
Director of Elections: Ray Phelps

PENNSYLVANIA

Department of State
Bureau of Commissions, Elections
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305 North Office Bldg.
Harrisburg, PA 17120
(717) 787-5280
Richard Anderson

*State Ethics Commission
P.O. Box 1179
Room 308, Finance Bldg.
Harrisburg, PA 17108
(717) 783-5280 or 783-1610
Executive Director: Edward Seladones

RHODE ISLAND

*Conflict of Interest Commission
10 Dorrance Street, Room 220
Providence, R I 02903
(401) 277-3790
Executive Director: Rae B. Condon

State Board of Elections
50 Branch Ave.
Providence, RI 02903
(401) 277-2345
Director: Francis Rao