

ALASKA LEGISLATURE COMMITTEE FILES 2001-2002 8672

10239 HOUSE JUDICIARY

80



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original documents after microfilm reproductions have been made.

*William J. Carter*

Signature of Camera Operator

10/14/2003

Date

CONFIRM-

ATIONS

4/20/01



Official Business

# Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## Committee Report

Date: April 20, 2001

The Honorable Brian Porter  
Speaker of the House  
State Capitol  
Juneau, AK 99801

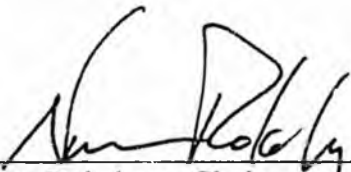
Dear Speaker Porter:

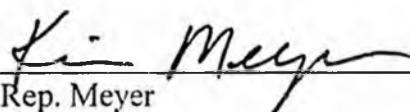
The Judiciary Committee has reviewed the qualifications of the following individual and recommends that her name be forwarded to a Joint Session for consideration:

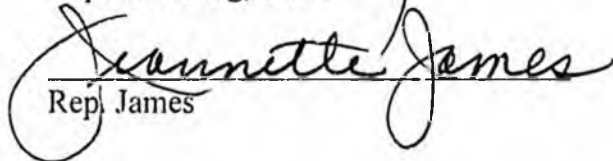
### Alaska Judicial Council

Ms. Eleanor Andrews of Anchorage

Appointed: 11/15/2000 Reappointed: 03/28/2001 Term Expires: 03/01/2007

  
\_\_\_\_\_  
Rep. Rokeberg, Chair

  
\_\_\_\_\_  
Rep. Meyer

  
\_\_\_\_\_  
Rep. James

\_\_\_\_\_  
Rep. Berkowitz

\_\_\_\_\_  
Rep. Ogar

\_\_\_\_\_  
Rep. Kookesh

  
\_\_\_\_\_  
Rep. Coghill



# Alaska State Legislature

House of Representatives

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

Official Business

Office of the Chief Clerk

## Committee Report

Date: April 20, 2001

The Honorable Brian Porter  
Speaker of the House  
State Capitol  
Juneau, AK 99801

Dear Speaker Porter:

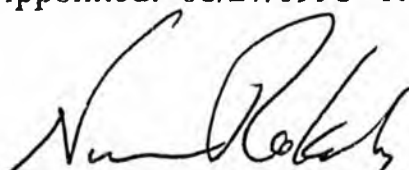
The Judiciary Committee has reviewed the qualifications of the following individual and recommends that her name be forwarded to the House for consideration:

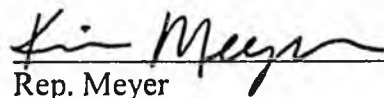
### Violent Crimes Compensation Board

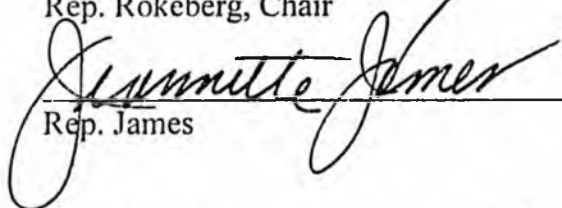
Dr. Colleen M. Murphy of Anchorage

03/01/2003

Appointed: 08/27/1998 Reappointed: 12/29/2000 Term Expires: ~~12/15/2003~~

  
\_\_\_\_\_  
Rep. Rokeberg, Chair

  
\_\_\_\_\_  
Rep. Meyer

  
\_\_\_\_\_  
Rep. James

\_\_\_\_\_  
Rep. Berkowitz

\_\_\_\_\_  
Rep. Ogan

\_\_\_\_\_  
Rep. Kookesh

  
\_\_\_\_\_  
Rep. Coghill



# Alaska State Legislature

House of Representatives

State Capitol, Room 216

Juneau, AK 99801-1182

Phone: (907) 465-3725

Fax: (907) 465-5334

Official Business

Office of the Chief Clerk

## Committee Report

Date: April 20, 2001

The Honorable Brian Porter  
Speaker of the House  
State Capitol  
Juneau, AK 99801

Dear Speaker Porter:

The Judiciary Committee has reviewed the qualifications of the following individual and recommends that her name be forwarded to the House for consideration:

### Commission on Judicial Conduct

Ms. Ethel L. Staton of Sitka

Appointed: 03/04/1997 Reappointed: 12/29/2000 Term Expires: ~~12/31/2004~~ <sup>03/11/2004</sup>

Rep. Rokeberg, Chair

Rep. Meyer

Rep. James

Rep. Berkowitz

Rep. Ogan

Rep. Coghill

Rep. Kookesh



Official Business

# Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## MEMORANDUM

Date: April 3, 2001  
To: Judiciary Committee  
From: Suzi Lowell *sl*  
Chief Clerk  
Subject: Governor's Appointments

Speaker Porter referred the following Governor's appointment to the Judiciary Committee:

**Alaska Judicial Council**

Ms. Eleanor Andrews of Anchorage

Appointed: 11/15/2000 Reappointed: 03/28/2001 Term Expires: 03/01/2007

The resume and committee report are attached for your use.

Attachments as noted



Official Business

# Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## MEMORANDUM

Date: February 1, 2001  
To: Judiciary Committee  
From: Suzi Lowell *SL*  
Chief Clerk  
Subject: Governor's Appointments

Speaker Porter referred the following Governor's appointments to the Judiciary Committee:

### Commission on Judicial Conduct

Ms. Ethel L. Staton of Sitka

Appointed: 03/04/1997 Reappointed: 12/29/2000 Term Expires: 12/31/2004

### Alaska Judicial Council

Ms. Eleancr Andrews of Anchorage

Appointed: 11/15/2000 Term Expires: 05/18/2001

### Violent Crimes Compensation Board

Dr. Colleen M. Murphy of Anchorage

Appointed: 08/27/1998 Reappointed: 12/29/2000 Term Expires: 12/15/2003

The resumes and committee reports are attached for your use.

Attachments as noted

Staton, Ethel L.  
Judicial Conduct, Commission on

ETHEL L. STATON  
P.O. BOX 829  
SITKA, ALASKA 99835

PHONE  
(907) 747-3435 WORK

FA (907) 747-7886  
JANUARY 24, 2001

ETHEL L. STATON AN ALASKAN NATIVE, BORN AND RAISED IN KETCHIKAN, ONE OF FIVE DAUGHTERS OF MABEL MATHER MILONICH AND ROBERT MILONICH. MY MOTHER WAS TSIMSHIAN AND MY FATHER YUGOSLAVIAN. I GRADUATED FROM KETCHIKAN HIGH SCHOOL IN 1943. I MARRIED NORMAN E. STATON IN 1944 AND HAD TWO CHILDREN, CANDACE BARGER, A REALTOR, AND NORMAN STATON JR, A CONSULTANT, FIVE GRANDCHILDREN AND ONE GREAT GRAND-DAUGHTER. MY HUSBAND OF FIFTY-ONE YEARS DIED IN 1995.

WE MOVED TO SITKA IN 1955 TO OPEN A RESTAURANT AND TO MAKE SITKA OUR HOME. THROUGH THE YEARS WE OWNED AND OPERATED SEVERAL RESTAURANTS, COCKTAIL LOUNGE, MOTEL, RENTALS, A GIFT AND JEWELRY STORE. THE STORE IS IN THE OLDEST BUILDING ON THE WEST COAST STILL STANDING BUILT BY THE RUSSIANS IN 1835.

I WAS ON THE INTERIM BOARD OF THE SITKA NATIVE ASSOCIATION CREATED BY THE ALASKA NATIVE CLAIMS SETTLEMENT ACT IN 1971, THAT LED TO THE INCORPORATION OF SHEE ATIKA, INC., IN 1974. I HAVE BEEN ON THE BOARD FOR TWENTY-SEVEN YEARS, HAVING SERVED AS CHAIRMAN AND CURRENTLY THE CORPORATE SECRETARY. SHEE ATIKA HAS GROWN FROM IT'S INCEPTION TO BECOME A SUCCESSFUL NATIVE CORPORATION.

I SERVE ON THE BOARD OF TRUSTEES FOR SHELDON JACKSON COLLEGE AND THE SITKA COMMUNITY ADVISORY BOARD FOR HOLLAND AMERICA LINE, WEST-OURS, INC.

SERVED SIX YEARS ON THE BOARD OF GOVERNORS FOR THE ALASKA BAR ASSOCIATION, PAST PRESIDENT OF THE VETERAN OF FOREIGN WARS IN KETCHIKAN, PAST PRESIDENT OF SITKA EMBLEM CLUB, PAST PRESIDENT OF BETA SIGMA PHI., AND A MEMBER OF ST. PETERS EPISCOPAL CHURCH. MY GRANDFATHER WAS THE FIRST NATIVE EPISCOPAL PRIEST ORDAINED IN ALASKA.

Andrews, Eleanor  
Judicial Council, Alaska

**Eleanor Andrews President & CEO  
The Andrews Group, Inc.**

*Resides in Anchorage*

Eleanor Andrews incorporated The Andrews Group Inc., in 1987. She currently holds operation and management services contracts that provide logistics support services to the U.S. Army and U.S. Air Force Alaska and other federal and private sector clients in Alaska and locations in the lower 48 states. In addition, she has expanded her business to include co-ownership of four joint ventures: TAG/DataFlow engaged in information technology services; Koosniic providing facilities operation and support; CDC/TAG engaged in base operating services – particularly family housing maintenance services; and ALCON, engaged in general construction.

Prior to starting The Andrews Group Inc., Andrews served between 1983 and 1986 as the Deputy Commissioner and Commissioner of Administration for the state of Alaska. In this position she was responsible for developing policies and providing administrative support for the state government and managed 22 divisions with 1200 employees with an annual operating budget of over \$250 million dollars, and the state of Alaska's municipal grant budget.

Prior to her tenure with the state, Andrews served as the director of human resources for the Municipality of Anchorage in 1982. In this position, she was responsible for policy development and administration of the municipality's labor

relations, equal employment opportunity, personnel, training and development, records and benefits programs for more than 3,500 employees.

Other career highlights include positions as a labor representative for the International Brotherhood of Electrical Workers, and the Alaska Public Employees Association. Andrews also worked as a counselor at McLaughlin Youth Center.

Ms. Andrews has received several awards for her outstanding service in the community to include her most recent accolade, the 1998 U.S. Small Business Association's Small Business Person of the Year for Alaska. Other awards include 1995 ATHENA award in recognition for her outstanding leadership, excellence and dedication to promoting women in business and development of the community. She is the recipient of the 1994 YWCA Woman of Achievement Award.

Ms. Andrews volunteers her time on national, city and statewide boards including; the state and national Small Business Administration's Small Business Development Center Advisory Boards, the Anchorage Chamber of Commerce, Anchorage Mutual Housing Association, Commonwealth North, Providence Health Systems Foundation, and the advisory board of the University of Alaska Anchorage She is also a Member of the Anchorage East Rotary.

Andrews attended California State University and the University of Alaska, Anchorage.

Eleanor Andrews  
The Andrews Group, Inc.  
PO BOX 241845  
Anchorage AK 99520-1947  
wk ph: 276-1454

## Colleen Murphy, MD, FACOG

Work Address:  
3260 Providence Drive  
Suite 522  
Anchorage, Alaska, 99508

### **Education**

B.S 1977, University of Michigan, Ann Arbor

Graduated cum laude

1977-1978, One year study abroad program in Aix-en-Provence, France

M.D. 1981, Wayne State University of Medicine, Detroit, Michigan

Graduated with distinction, elected to Alpha Omega Alpha Honor Society

Internship in Family Practice 1982

St. John Hospital, Detroit, Michigan

Residency in Obstetrics & Gynecology 1984-1987

Good Samaritan Medical Center, Phoenix, Arizona

Galloway Fellowship, 9/86-10/86, Sloan-Kettering Hospital, New York City

### **Professional Experience**

10/99 to present

Alaska Women's Health Service

Obstetrician-Gynecologist

6/99

Fort Dix, New Jersey- Operation Refuge

Obstetrician-Gynecologist: Kosovar relief

5/97- 3/99	<u>Alaska Native Tribal Health Consortium</u> Women's Health Consultant
8/87- 2/98	<u>Alaska Native Medical Center</u> Obstetrician-Gynecologist Chief of Department 7/93-4/96 President of Medical Staff 6/97-6/98
8/82-6/84	<u>Truk State Hosoitai</u> : 2 year NHSC scholarship Chief of Pediatrics

**Board Certification** American College of Obstetricians and Gynecologists

- Initial Certification 1989
- Re-certified 1998, 2000

**Professional Memberships**

American College of Obstetricians and Gynecologists

Alaska State Medical Association

American Medical Women's Association

Alpha Omega Alpha Honor Society

American Institute of Ultrasound Medicine

American Society of Colposcopy and Cervical Pathology

American Society of Gynecologic Laproscopy

International Association of Voluntary Sterilization

North American Menopause Society

**Military Experience** Captain, Commissioned Corps, US Public Health Service  
Served 8/82- 7/99

**Community Activities** Alaska Breast and Cervical Cancer Early Detection Program  
Alaska Emergency Contraception Project  
Planned Parenthood- Alaska Medical Board  
Violent Crimes Compensation Board

**Awards** Public Health Service Award 1983  
Isolated Hardship Award 1984  
Unit Commendation Award 1990  
Achievement Medal 1991  
Unit Commendation Award 1996  
YWCA Woman of Achievement Honoree 1998  
Outstanding Service Medal 1998  
Distinguished Service Award 1998  
Unit Commendation Award 1999

**References Available Upon Request**

## **Section 8. Judicial Council.**

The judicial council shall consist of seven members. Three attorney members shall be appointed for six-year terms by the governing body of the organized state bar. Three non-attorney members shall be appointed for six-year terms by the governor subject to confirmation by a majority of the members of the legislature in joint session. Vacancies shall be filled for the unexpired term in like manner. Appointments shall be made with due consideration to area representation and without regard to political affiliation. The chief justice of the supreme court shall be ex-officio the seventh member and chairman of the judicial council. No member of the judicial council, except the chief justice, may hold any other office or position of profit under the United States or the State. The judicial council shall act by concurrence of four or more members and according to rules which it adopts.

### **NOTES TO DECISIONS**

**"Term".** - With the exception of Alaska Const., art. IV, §§ 4 and 13, wherever "term" or "service at the pleasure of " appears in the constitutional text originally adopted, the reference is to a period of service for a particular office. *Buckalew v. Holloway*, 604 P.2d 240 (Alaska 1979).

**Meaning of phrase "position of profit".** - See *Begich v. Jefferson*, 441 P.2d 27 (Alaska 1968).

**And its intent.** - The term "position of profit" was intended to prohibit all other salaried non-temporary employment under the United States or the State of Alaska. *Begich v. Jefferson*, 441 P.2d 27 (Alaska 1968).

**Applied in** *Acevedo v. City of N. Pole*, 672 P.2d 130 (Alaska 1983).

**Quoted in** *Delahay v. State*, 476 P.2d 908 (Alaska 1970).

**Cited in** *Division of Elections v. Johnstone*, 669 P.2d 537 (Alaska 1983); *Abood v. Gorsuch*, 703 P.2d 1158 (Alaska 1985).

## **Section 9. Additional Duties.**

The judicial council shall conduct studies for improvement of the administration of justice, and make reports and recommendations to the supreme court and to the legislature at intervals of not more than two years. The judicial council shall perform other duties assigned by law.

**Sec. 18.67.020. Violent Crimes Compensation Board.**

(a) There is the Violent Crimes Compensation Board in the Department of Public Safety composed of three members to be appointed by the governor. One of the members shall be designated as chairman by the governor. At least one member must be a medical or osteopathic physician licensed to practice in this state and one member must be an attorney licensed to practice in this state.

(b) Members of the board serve staggered terms of three years. All vacancies, except through the expiration of term, shall be filled for the unexpired term only.

(c) Each member of the board is eligible for reappointment and serves at the pleasure of the governor.

(d) A member of the board may be removed by the governor for inefficiency, neglect of duty, or malfeasance in office after due notice and hearing.

(e) Members of the board receive no salary, but are entitled to per diem and travel expenses authorized by law for other boards.

(f) The board may appoint one or more hearing officers, who must be licensed to practice law in the state, to conduct hearings and take testimony in proceedings under this chapter, but final determinations of any matter shall be only by the board. A hearing officer acting under this section shall report findings of fact and conclusions of law to the board, together with the reasons for the findings and conclusions. The board shall act only after consideration of the report and other evidence that it considers appropriate.

(g) The board may appoint and fix the duties of personnel necessary for carrying out its functions under this chapter.

(§ 1 ch 203 SLA 1972; am § 2 ch 132 SLA 1975; am § 1 ch 87 SLA 1978; am § 38 ch 37 SLA 1986; am § 28 ch 30 SLA 1992)

**Effect of amendments.** The 1992 amendment, effective May 16, 1992, substituted "A member" for "Each member of the board is eligible for reappointment and any" in subsection (d).

## Section 10. Commission on Judicial Conduct.

The Commission on Judicial Conduct shall consist of nine members, as follows: three persons who are justices or judges of state courts, elected by the justices and judges of state courts; three members who have practiced law in this state for ten years, appointed by the governor from nominations made by the governing body of the organized bar and subject to confirmation by a majority of the members of the legislature in joint session; and three persons who are not judges, retired judges, or members of the state bar, appointed by the governor and subject to confirmation by a majority of the members of the legislature in joint session. In addition to being subject to impeachment under Section 12 of this article, a justice or judge may be disqualified from acting as such and may be suspended, removed from office, retired, or censured by the supreme court upon the recommendation of the commission. The powers and duties of the commission and the bases for judicial disqualification shall be established by law.

**Cross references.** For provisions on the powers and duties of the Commission on Judicial Conduct, see AS 22.30.011.

For proceedings when a successful candidate for judicial retention or the campaign treasurer or deputy campaign treasurer of such a candidate has been convicted of a violation of the state election campaign laws, see AS 15.13.120(f)(8).

**Effect of amendments.** The amendment effective October 11, 1968 (5th Legislature's 2d FCCS SCS CSHJR 74 (1968)) rewrote this section to establish the commission and provide for "disqualification" of judges. Formerly, this section dealt only with incapacity and retirement of judges.

The amendment, effective December 24, 1982 (12th Legislature's CSHJR 32 (Jud) am S (1981)), substituted "Conduct" for "Qualifications" following "Commission on Judicial," substituted "three persons who are justices or judges of the state courts" for "one justice of the supreme court" preceding "elected by the justices," substituted "and judges of the state courts" for "of the supreme court; three judges of the superior court, elected by the judges of the superior court; one judge of the district court, elected by the judges of the district court" following "elected by the justices," substituted "three" for "two" preceding "members who have practiced law," added "governor from nominations made by the" preceding "governing body of the organized bar," added "and subject to confirmation by a majority of the members of the legislature in joint session" following "governing body of the organized bar" and substituted "three" for "two" preceding "persons who are not judges."

### NOTES TO DECISIONS

**Basis of 1968 amendment.** - The Alaska Commission on Judicial Qualifications (now Commission on Judicial Conduct) was created by a constitutional amendment which became effective in 1968. This amendment is based on a 1966 revision of the judicial article of the California Constitution. In re Hanson, 532 P.2d 303 (Alaska 1975).

**Scope of commission's powers.** - This section only empowers the commission to recommend sanctions to the Alaska Supreme Court. Granting the commission the authority to impose sanctions is not permitted. In re Inquiry Concerning A Judge, 762 P.2d 1292 (Alaska 1988).

**Ultimate authority vested in supreme court.** - This section vests in the supreme court the ultimate authority in disciplinary matters affecting the judiciary. In re Hanson, 532 P.2d 303 (Alaska 1975).

This section and AS 22.30.070(c) unambiguously establish the supreme court of Alaska as the body entrusted with the ultimate dispositive decision in a judicial qualifications matter. In re Hanson, 532 P.2d 303 (Alaska 1975).

**Power of supreme court to sanction judge under this section.** - Concerning the subject of sanctions this section and AS 22.30.070(c)(2) provide that upon recommendation of the Commission on Judicial Conduct the supreme court of Alaska may suspend, remove, retire or censure a judge. In re Robson, 500 P.2d 657 (Alaska 1972).

**Supreme court is to exercise independent judgment.** - Normally considerable weight will be accorded to a given recommendation from the Commission on Judicial Qualifications (now Commission on Judicial Conduct), if supported by an adequate factual basis. Nevertheless, both this section and AS 22.30.070(c)(2) clearly establish that the supreme court of Alaska is to exercise its independent judgment in determining an appropriate sanction, if any, as to any recommendation made by the commission. In re Robson, 500 P.2d 657 (Alaska 1972).

The supreme court's scope of review in a judicial qualifications proceeding should be that of an independent evaluation of the evidence. In re Hanson, 532 P.2d 303 (Alaska 1975).

**And cannot adopt commission's sanction recommendations automatically.** - It would be tantamount to an abdication of its constitutional and statutory obligations if the supreme court were to adopt the sanction recommendations of the Commission on Judicial Qualifications (now Commission on Judicial Conduct) automatically. In re Robson, 500 P.2d 657 (Alaska 1972).

**Substantial evidence test employed in reviewing commission's findings of fact.** - Regarding the scope of review which the supreme court should exercise in reviewing findings of fact of the Commission on Judicial Qualifications (now Commission on Judicial Conduct), there is no reason to depart from the substantial evidence test which has heretofore been employed in reviewing matters coming to the supreme court from administrative agencies and other governmental bodies. In re Robson, 500 P.2d 657 (Alaska 1972).

**Review of commission's recommendation is broader than substantial evidence criterion.** - Under the discretionary grant of power to the supreme court under this section and AS 22.30.070(c)(2), supreme court review of a particular recommendation by the commission is necessarily broader than the substantial evidence criterion adopted for review of findings of fact made by the commission. In re Robson, 500 P.2d 657 (Alaska 1972).

**Duties of supreme court in cases concerning punishment of judge.** - In every case concerning the suspension, removal, retirement or censorship of a judge, the supreme court must insure that procedural due process has been accorded the judicial officer proceeded against and that requisite findings of fact have been made and are supported by substantial evidence. The supreme court is further obligated to decide whether the commission's recommended sanction is justified by the record and is in accord with the objectives of the commission as reflected in the relevant constitutional and statutory provisions. In re Robson, 500 P.2d 657 (Alaska 1972).

**Imposition of more serious sanction than censure.** - Where judicial conduct which had been prejudicial to the administration of justice and had brought the judicial office into disrepute, was weighed against the relative judicial inexperience of petitioner at the time, the supreme court concluded that imposition of a more serious sanction than censure would be inappropriate. In re Robson, 500 P.2d 657 (Alaska 1972).

**Supreme court sanction decision made part of public record.** - Where the actions of a judge

were serious enough infractions to justify its following the censure recommendation of the Commission on Judicial Qualifications (now Commission on Judicial Conduct), the supreme court was of the opinion that given the necessity for the creation of such a commission and the need for enforcement of standards of judicial conduct and canons of judicial ethics, these ends were more fully served by making of record its sanction decision. By making its sanction part of the public record, the supreme court believed that the public's confidence would be maintained, both in the workings of the commission and in the ability of the judicial branch of government to insure its continued integrity. In re Robson, 500 P.2d 657 (Alaska 1972).

**Applied in** Buckalew v. Holloway, 604 P.2d 240 (Alaska 1979).

**Quoted in** Delahay v. State, 476 P.2d 908 (Alaska 1970).

**Cited in** Abood v. Gorsuch, 703 P.2d 1158 (Alaska 1985); In re Johnstone, 2 P.3d 1226 (Alaska 2000).

**Collateral references.** 46 Am.Jur.2d, Judges, §§ 18 to 20.

48A C.J.S., Judges, §§ 35-52.

Confidentiality of proceedings or reports of judicial inquiry board or commission. 5 ALR4th 730.



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original documents after microfilm reproductions have been made.

*William J. Carter*

Signature of Camera Operator

10/14/2003

Date

**CONFIRM-  
ATIONS**

**3/4/02**



Official Business

# Alaska State Legislature

House of Representatives

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## CONFIRMATION COMMITTEE REPORT

Action date: MARCH 4, 2002

The Judiciary Committee has reviewed the qualifications of the following appointee:

### Violent Crimes Compensation Board

Leslie D. Bogda Wheeler - Wasilla

Appointed: 05/15/1996 Reappointed: 12/11/1998 and  
01/18/2002 Term Expires: 03/01/2004

The committee reports the following individual recommendations:

Signature:	Printed Last Name	Confirm	Do Not Confirm	No Rec
	James	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>
	Coakill	<input checked="" type="checkbox"/>		
	Kookesh	<input checked="" type="checkbox"/>		
	Meyer	<input checked="" type="checkbox"/>		
	Penkowitz	<input checked="" type="checkbox"/>		
Chair:	ROLFS	<input checked="" type="checkbox"/>		

Please return to the Chief Clerk's office.



Official Business

# Alaska State Legislature

## House of Representatives

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

### CONFIRMATION COMMITTEE REPORT

Action date: March 4, 2002

The Judiciary Committee has reviewed the qualifications of the following appointee:

**Board of Governors of the Alaska Bar**  
William A. Granger - Anchorage  
Appointed: 06/29/2001 Term Expires: 03/01/2003

The committee reports the following individual recommendations:

Signature:	Printed Last Name	Confirm	Do Not Confirm	No Reg
<i>James</i>	JAMES	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>
<i>John Coghill</i>	Coghill	<input checked="" type="checkbox"/>		
<i>John Meyer</i>	Meyer	<input checked="" type="checkbox"/>		
<i>William Benowitz</i>	BENOWITZ	<input checked="" type="checkbox"/>		
<i>Allan Kookesh</i>	Kookesh	<input checked="" type="checkbox"/>		
Chair: <i>Sam Rokeberg</i>	ROKEBERG	<input checked="" type="checkbox"/>		

Please return to the Chief Clerk's office.



Official Business

# Alaska State Legislature

## House of Representatives

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

### CONFIRMATION COMMITTEE REPORT

Action date: March 4, 2002

The Judiciary Committee has reviewed the qualifications of the following appointee:

#### Commission on Judicial Conduct

Jeffrey M. Feldman - Anchorage

Appointed: 09/01/1993 Reappointed: 07/16/1997 and  
06/07/2001 Term Expires: 03/01/2005

The committee reports the following individual recommendations:

Signature:	Printed Last Name	Confirm	Do Not Confirm	No Rec
<i>John Coghill</i>	Coghill	✓		
<i>Kim Meyer</i>	Meyer	✓		
<i>Alan Berkowitz</i>	Berkowitz	✓		
Chair: <i>Nancy Rokeberg</i>	ROKEBERG	✓		

Please return to the Chief Clerk's office.



Official Business

# Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## MEMORANDUM

Date: February 21, 2002

To: Representative Rokeberg, Chair  
Judiciary Committee

From: Suzi Lowell, Chief Clerk *SL*

Subject: Governor's Appointments

Speaker Porter referred the following Governor's appointments to the Judiciary Committee:

### **Board of Governors of the Alaska Bar**

William A. Granger - Anchorage

Appointed: 06/29/2001 Term Expires: 03/01/2003

### **Commission on Judicial Conduct**

Jeffrey M. Feldman - Anchorage

Appointed: 09/01/1993 Reappointed: 07/16/1997 and  
06/07/2001 Term Expires: 03/01/2005

### **Violent Crimes Compensation Board**

Leslie S. Bogda Wheeler - Wasilla

Appointed: 05/15/1996 Reappointed: 12/11/1998 and  
01/18/2002 Term Expires: 03/01/2004

The resumes and committee reports are attached for your use.

Attachments as noted

**William A. Granger**  
13810 Jarvi Drive  
Anchorage, Alaska 99515

(907)265-2931

Granger, William A.  
Bar Association, Board of Governors

#### References

Rick Owen Esq., Corporate Counsel, Natchig, Inc., 907-344-5757  
David H. Bundy Esq., Bundy & Christinson 258-6016  
Patrick B. Gilmore Esq., Atkinson, Conway & Gagnon, Inc., 276-1700  
Barbara Schuhmann Esq., Cook, Schuhmann & Groseclose, Inc., 452-1855  
Jan Ostrovsky, Esq., United States Trustee, 206-553-3200 ext. 261  
Lawrence Z. Ostrovsky, Esq., Office of the Attorney General, Oil and Gas, 269-5255  
Joseph M. Moran, Esq. DeLisio, Moran, Geraghty & Zobel, PC, 279-9574  
David J. Schmid, Esq., 276-4335  
William R. Hupprich, Esq., Associate General Counsel, Alaska Railroad Corporation, 265-2461  
Richard Strutz, President, National Bank of Alaska, 265-2948  
Thomas W. Mason, Senior Vice President, Alaska USA Federal Credit Union, 786-2746  
Allen B. Bingham, CPA, Partner, Mikunda, Cottrell & Co., 278-8878

#### Affiliations

Board Member, Anchorage Center for Families  
Past Board Member, Hilltop Youth, Inc. (operator of Hilltop ski area)  
Board Member, Alaska Snowmobile Representatives Alliance  
Past President, Make-A-Wish Foundation, Alaska Chapter  
Board Member, Alaska Bar Foundation  
Board Member, National Bank of Alaska  
RMA Senior Member  
American Institute of Banking Instructor

#### Licenses/Permits

Real Estate Agent (expired)  
PADA Scuba Diver  
Private Pilot  
Concealed Weapon

#### Education

Dimond High School, 1972  
Gonzaga University, 1972-1974  
Anchorage Community College, 1969-1986  
American Institute of Banking  
Pacific Coast Banking, 2001

**Employment History**

Matanuska Valley Bank, 1968 – 1978  
Consumer lending and Branch Management

Alaska National Bank of the North, 1985-1987  
Senior Vice President  
Loan Administration/ Special Assets

National Bank of Alaska, 1988-Present  
Senior Vice President, Senior Loan Administration  
Board Member

**Personal**

Alaska resident for 37 years. Married to Diane Otto, a lifelong Alaskan. Three children:  
daughter teaches school in Seward, and sons are enrolled in the Anchorage School District.

**JEFFREY M. FELDMAN**  
BIOGRAPHICAL INFORMATION

(907) 272-3538 (work)

**PERSONAL:** Born November 8, 1949, Providence, R.I.; Married (Marjorie), two children (Peter and James)

**EDUCATION:** Northeastern University (B.A. with honors, 1972; J.D., 1975)

**BAR ADMISSIONS:** Alaska, Rhode Island, Ninth U.S. Circuit Court of Appeals, United States Supreme Court

**LAW PRACTICE:** Feldman & Oriansky (1991-present) [trial and appellate practice, emphasis on complex civil and criminal litigation]

Gilmore & Feldman (1978-1990)

Assistant Public Defender, Alaska Public Defender Agency (1976-1978)

Law Clerk, Alaska Supreme Court (1975-76)

**AWARDS:** Alaska Bar Association Professionalism Award (1998)  
United States District Court Public Service Award (1987, 1995)  
ACLU Public Service Award (1993)

**PUBLIC AND PROFESSIONAL OFFICES AND APPOINTMENTS:**

Chairman, Alaska Commission on Judicial Conduct (1992-present)

President (1993-1996), Board of Governors (1992-1998), and Member (1985-present)  
Alaska Academy of Trial Lawyers

President (1989-1990), Board of Governors (1986-1992), Alaska Bar Association

Governor's Alaska Highway Gas Policy Council (2001-present)

Governor's Task Force on Civil Liability Reform (1996)

Chairman, Alaska Supreme Court Standing Committee on Criminal Rules (1984-1989)

Reporter, Civil Justice Reform Act of 1990 Advisory Panel for the District of Alaska (1991-1994)

Alaska Supreme Court Committee on Pattern Jury Instructions (1979-1985)

Alaska Committee of Bar Examiners (1981-1986; 1995-1997)

**JEFFREY M. FELDMAN**

Biographical Information

Page 2

**PUBLIC AND PROFESSIONAL OFFICES AND APPOINTMENTS, CONT'D**

Attorney Representative and Member, Judicial Screening & Evaluation Committee,  
Judicial Conference of the Ninth U.S. Circuit Court of Appeals (1983-1987)

Director of the National Council, Northeastern University, Boston, Massachusetts  
(1994 to present)

Governor's Appointee, Alaska Humanities Forum Board (1995-1997)

President, Board of Directors, Family Connection (1979-1985)

**PROFESSIONAL MEMBERSHIPS:**

Fellow, American Academy of Appellate Lawyers  
Alaska Academy of Trial Lawyers  
American Board of Trial Advocates  
National Ass'n of Criminal Defense Lawyers  
American Bar Association  
Anchorage Bar Association  
Alaska Academy of Trial Lawyers  
Anchorage Inns of Court

American Law Institute  
Association of Trial Lawyers of  
American Judicature Society  
Alaska Bar Association  
Rhode Island Bar Association  
Washington State Trial Lawyers Assn.  
American Inns of Court  
Instructor, National Institute of Trial  
Advocacy

**PUBLICATIONS:**

*"Justice Rabinowitz and Personal Freedom: Evolving A Constitutional Framework,"* 15 Duke-Alaska  
Law Review 1 (June, 1998)

*"Report of the Civil Justice Advisory Group for the United States District Court for the District of  
Alaska"* (1991)

*"Compelling Testimony in Alaska: The Coming Rejection of Use and Derivative Use Immunity,"* 3  
Duke-Alaska Law Review 229 (1986)

*"The Fifth Amendment, Self-Incrimination and Foreign Prosecution: The Saga of the Ryuyo Maru,"*  
11 U.C.L.A.-Alaska Law Review 119 (1982)

*"Certifying Professional Competence: The Alaska Experiment,"* 52 The Bar Examiner 4 (1983)

*"Criminal Procedure in Alaska,"* 9 U.C.L.A.-Alaska Law Review 109 (1980)

*"Search and Seizure in Alaska: A Comprehensive Review,"* 7 U.C.L.A.-Alaska Law Review 75 (1977)

*"Pre-Trial Diversion of the Mentally Retarded Offender,"* Massachusetts Bar Association Report (1975)

Wheeler, Leslie Bogda  
Violent Crimes Compensation Board

Leslie D. Bogda Wheeler  
P.O. Box 878885  
Wasilla, Alaska 99687

(907) 376-9119 - home

**OBJECTIVE:** As the public member of the Violent Crimes Compensation Board, continued participation in the development and provision of compensation to all innocent victims of violent crime and terrorism in Alaska

**EDUCATION:** Master of Business Administration, Degree, Alaska Pacific University, 1995.  
Bachelor of Social Work, Degree, University of Alaska Anchorage, 1984.

**RELATED  
EXPERIENCE:**

- 6/96 to present Further developed and expanded family residential housing business. Consulted and advised regarding rural small business development and marketing, non-profit administration, policy and community development. Served as public member and current chairperson of the Violent Crimes Compensation Board. With fellow Board members and staff assistance reviewed and awarded claims for compensable losses as submitted by innocent victims of violent crime in Alaska. Participated in the supervision and evaluation of the Administrator. Worked to develop program policies to more fully compensate out of pocket losses of victims throughout Alaska. Attended Victims of Crime Act regional and national conferences and training.
- 6/96 to 9/96 Within the context of a community team, implemented an emergency program to assist victims of natural disaster in rural Alaska. Assisted with Alaska Native disaster victims to be sure needs were met despite cultural differences. Advocated for funding to replace lost tools and business related equipment.
- 5/95 to 6/96 Successfully secured finances and assisted partner with purchase and development of raw land and materials for residential construction and sale.
- 9/93 to 5/95 Graduate Assistant to the Director of the Management Department of Alaska Pacific University, Alaska's largest private university. Work included program and curriculum development; creation and production of program related marketing documents; development of accreditation statistics and documents; participation in staff and faculty meetings. Proctored senior comps.
- 11/84 to 12/93 Executive Director of a multi-service, nonprofit, domestic violence and sexual assault agency and twenty-bed shelter. Developed the organization into a viable community resource which directly served more than 4,300 clients a year. Developed community awareness of and appropriate services for victims of violent crimes and their families. Brought financial status of agency from significant budget deficit to a positive fund balance. Developed budgets and oversaw more than one million dollars annually in fund accounts with outstanding annual audits. Secured funding for operations and capital projects. Oversaw development and construction of facilities. Worked closely with state and national organizations.
- 9/78 to 9/81 As Nutritionist at the largest domestic violence shelter in Alaska, developed the new position to meet program needs.
- 9/77 to 8/78 Developed tutoring program for students in an innovative alternative high school to help them graduate with a high school diploma.

**OTHER INTERESTS:** *Local, state and national response to victims of violent crime and terrorism.*

**REFERENCES:** *Upon request.*



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original documents after microfilm reproductions have been made.

*William J. Carter*

Signature of Camera Operator

10/14/2003

Date

CONFIRM

BOARD

GOVS.

ALASKA

BAR



# Alaska State Legislature

House of Representatives

Official Business

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## CONFIRMATION COMMITTEE REPORT

Action date: 4.24.02

The Judiciary Committee has reviewed the qualifications of the following appointee:

**Board of Governors of the Alaska Bar**  
Dr. Sheila Selkregg - Anchorage  
Appointed: 04/05/2002 Term Expires: 03/01/2004

The committee reports the following individual recommendations:

Signature:	Printed Last Name	Confirm	Do Not Confirm	No Rec
<i>[Handwritten Signature]</i>	Berkowitz	✓		
<i>[Handwritten Signature]</i>	Meyer	✓		
<i>[Handwritten Signature]</i>	Cochitt			✓
<i>[Handwritten Signature]</i>	JAMES	✓		
<i>[Handwritten Signature]</i>	Koolen	✓		
Chair: <i>[Handwritten Signature]</i>	Roksbach	✓		

Please return to the Chief Clerk's office.



Official Business

# Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## MEMORANDUM

Date: April 8, 2002

To: Representative Rokeberg, Chair  
Judiciary Committee

From: Suzi Lowell, Chief Clerk *sl*

Subject: Governor's Appointment

Speaker Porter referred the following Governor's appointment to the Judiciary Committee:

**Board of Governors of the Alaska Bar**  
Dr. Sheila Selkregg - Anchorage  
Appointed: 04/05/2002 Term Expires: 03/01/2004

The resume and committee report is attached for your use.

Attachments as noted

## **SHEILA SELKREGG CONSULTING**

---

Sheila A. Selkregg PhD  
7120 E. Chester Hts. Cir.  
Anchorage, Alaska 99504  
Phone: (907) 338-3636

### **EDUCATION**

**Doctorate: Urban Studies.** 1994 Portland State University, Portland, Oregon.

Field areas (with distinction):

Policy analysis /Culturally and Environmentally Appropriate Policy;  
Environmental Design/Urban History

**Master's: Urban and Regional Planning.** 1976, University of Oregon, Eugene..

Thesis area: Neighborhood Planning, Public Process and Community Design

**Graduate work: Master's Program in Architecture,** 1976 -1977,School of Architecture,  
University of Oregon, Eugene.

**Bachelor of Science: Major in Philosophy; Minor in Sociology:** 1974, Austin Peay State  
University, Clarksville, Tennessee.

### **EMPLOYMENT**

#### **Sheila Selkregg Consulting**

Anchorage Alaska June 2001 to present.

##### **Alaska Federation of Natives Wellness Movement**

Developed a planning and management structure for the implementation of \$15,000,000  
Federal Grant focused on alcohol control. Designed the framework for an Alaska Native  
Wellness Movement that is intended to create in long-term attitudinal and behavioral changes  
that overcome alcoholism and self-destructive behaviors.

#### **Alaska State Director, USDA, Rural Development**

Palmer, Alaska 1998 - 2001

Directed program of 36 employees with six state field offices.

Administers approximately \$180,000,000 of rural loan and grant programs annually.

Developed format for cost efficient delivery of Federal services (adopted by the Denali  
Commission in summer of 1998) Format includes:

- Designed a simple, value-based community-planning tool communities can use to guide change in their own community change and to at the same time meet the public planning process requirements for multiple Federal agencies.
- Developed a community-funding directory that allows communities to look up a specific capital improvements or service needs and find out which agency can providing.

Supported development of the **Denali Commission Memorandum of Agreement  
between State and Federal Agencies.**

- Assisted Denali Commission in working with federal and state agencies to develop and sign a memorandum of agreement to streamline and coordinate infrastructure development, funding, economic development and job training

Developed, Coordinated and Facilitated **Regional Rural Funding Summits**  
in partnership with the Denali Commission

- Held nine regional funding summits in 18 months which served over 200 hundred communities. Each Summit linked resources of over 45 state, federal, local agencies, foundations, non-profits and private lending institutions to specific community projects.

**Coordinator and Project Manager of Efficient Operations, Maintenance and Management of Rural Utilities Study**

- Facilitated a team of rural utility advisors including community, industry, operational and management and funding representatives in the examination of total life cycle costs including operation, maintenance and management of water, sanitation, solid waste disposal, electric power and bulk fuel storage utilities in rural Alaska.
- Identified improved policy options, ordinances, and best practices to ensure a more efficient utility structure for rural Alaska.

**Co-chairman of Southeast Alaska Community Economic Revitalization Team**

- Federal coordination team designed to maximize and streamlining the delivery of Federal resources to Southeast communities, adversely impacted by the timber cutbacks.

**Director, Department of Community Planning and Development, Municipality of Anchorage. 1996-1998**

Managed staff of 41 employees, serving a community of 250,000.

**Projects:**

**Anchorage Bowl Comprehensive Plan – *Anchorage 2020***

- Designed strategic plan development for a new comprehensive plan: trends analysis, values, vision, citizen participation, goals and objectives, land use/transportation model, economic development strategies and actions for implementation.

**Strategic Community and Neighborhood Plans**

- Established planning process for: University/Medical District Land Use Plan, community-wide Streetscape Plan, and commercial district strategies for five low-income neighborhoods.
- Over saw critical issue analysis for Hillside development, Girdwood transportation and commercial development plan.

**Code Revision**

- Guided code revision processes for residential street standards, landscape ordinance, manufactured housing, and cluster housing.

**Housing and community Development Block Grant**

- Restructured program, redefined program strategies, revised allocation criteria, developed new citizen involvement process and new program delivery system.
- Allocated \$5 million of backlogged federal funds and leveraged \$4.1 million CDBG funds with other private and public funds to create more than \$8.6 million in new projects.

**Ship Creek Redevelopment Project**

- Supported strategic planning of a multi-agency design and development team for Ship Creek waterfront. This project currently includes \$44 million of local, state and federal funding.

**Community Design**

- Development draft format to improve urban design focused on: northern city identity, mix used new urbanism, gateways, subdivision design, road standards, parks and open space.

**Project Review**

- A reviewed and made recommendation on all current planning cases including subdivisions, variances, and rezoning applications.

**Senior City Planner, City of Sparks, Nevada. 1980 – 1981**

**Special Projects**

Policy analysis on MX Missile development and related impacts, housing needs assessment, parks and recreation needs assessment, and management of Central Business District Revitalization Design Plan .

#### **Grant Administration**

- Prepared and administrated grants including Community Development Block Grant; Heritage, Cultural and Recreational Services; Department of Transportation; and Department of Energy.

City Planner, Regional Planning Commission of Washoe County, Nevada. 1980 – 1981

#### **Major Project Review**

- Planner in charge of evaluating major projects for Reno, Sparks and North Lake Tahoe. Developed impact analysis formulas for employment, population, housing water reports and recommendations, checked plans, defined community resource issues, and identified critical resource management tools.

Urban and Regional Park Planner, Washoe County, Reno, Nevada. 1978 – 1979

Housing Director, Nevada Urban Indians, Reno, Nevada. 1977 – 1978

Planning Consultant, Assistant to Dr. Lidia Selkregg, University of Alaska 1974

Senate Aid for United States Senator Mike Gravel, Washington D.C. 1970-1971

Emergency Housing Consultant, Office of Economic Development, Anchorage 1969

Newspaper Reporter, Anchorage Daily News, Anchorage Alaska. 1968

#### **BOARDS AND COMMUNITY SERVICE**

Member of Governors Council for Rural Sanitation 1998-2000

Policy Committee for Federal Executive Association 1999-2000

Alaska Affordable Housing Partnership 1992-2000

Municipality of Anchorage, Urban Design commission, 1995 – 1996

United Way Give from the Heart Campaign, 1994 – 1996

Catholic Social Services Board of Directors, 1989 – 1993

Clare House Advisory board, 1988 – 1992

#### **PUBLICATIONS, PRESENTATIONS, AND HONORS**

First Place Nationally in Public Process and Teaching, American Planning Association, 2000

Alaska Native Self Governance – Effective Planning for Rural Infrastructure Course, 2000

Fairbanks Homebuilders Association, Speaker, 2000

Alaska Municipal League, Presenter, 1999, 2000

Resource Conservation and Development, Key Note Speaker, 2000

Anchorage Chamber of Commerce, Key Note Speaker, 1997

Anchorage Convention and Visitor's Bureau, Key Note Speaker, 1997

Best Narrative, Image Anchorage, Anchorage Design Forum,

#### **REFERENCES AVAILABLE ON REQUEST**

Arliss Sturgulewski, Kevin Richie, John Katz



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original documents after microfilm reproductions have been made.

*William J. Carter*

Signature of Camera Operator

*10/14/2003*

Date

**CONFIRM.**

**ETHICS**

**COMM.**

**1/12/01**



# Alaska State Legislature

House of Representatives

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

Official Business

Date: 1-12-01

The Honorable Brian Porter  
Speaker of the House  
State Capitol  
Juneau, AK 99801

Dear Mr. Speaker:

The Judiciary Committee has reviewed the qualifications of the following individual and recommends that his reappointment be forwarded to the House for consideration:

**Select Committee on Legislative Ethics**

Thomas P. Owens, Jr.

Rep. Norman Rokeberg, Chair

Rep. Jeannette James

Rep. Scott Ogan

Rep. John Coghill

Rep. Kevin Meyer

Rep. Ethan Berkowitz

Rep. Albert Kookesh



# Alaska State Legislature

## House of Representatives

Official Business

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

Date: 1-12-01

The Honorable Brian Porter  
Speaker of the House  
State Capitol  
Juneau, AK 99801

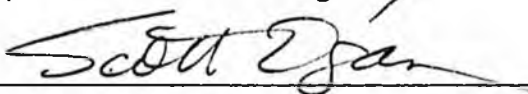
Dear Mr. Speaker:

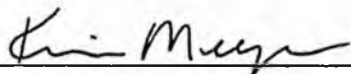
The Judiciary Committee has reviewed the qualifications of the following individual and recommends that his reappointment be forwarded to the House for consideration:

**Select Committee on Legislative Ethics**

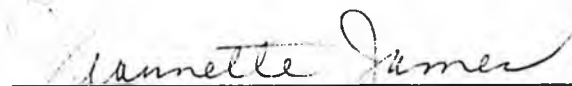
Dennis E. "Skip" Cook

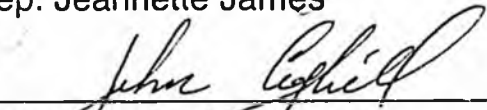
  
\_\_\_\_\_  
Rep. Norman Rokeberg, Chair

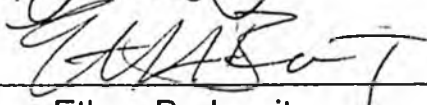
  
\_\_\_\_\_  
Rep. Scott Ogan

  
\_\_\_\_\_  
Rep. Kevin Meyer

\_\_\_\_\_  
Rep. Albert Kookesh

  
\_\_\_\_\_  
Rep. Jeannette James

  
\_\_\_\_\_  
Rep. John Coghill

  
\_\_\_\_\_  
Rep. Ethan Berkowitz

# Alaska State Legislature

## Select Committee on Legislative Ethics

716 W. 4th, Suite 230  
Anchorage AK  
(907) 269-0150  
FAX: 269-0152

Mailing Address:  
P.O. Box 101468  
Anchorage, AK.  
99510 - 1468

January 8, 2001

Representative Norm Rokeberg  
House Judiciary Committee  
State Capitol  
Juneau, AK

via pouch.

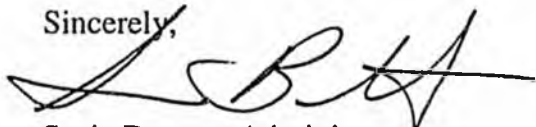
Dear Representative Rokeberg;

Attached please find letters of nomination from Chief Justice Dana Fabe. The Chief Justice has renominated Dennis "Skip" Cook and nominated Thomas P. Owens to serve as public members of the Select Committee on Legislative Ethics. I have also attached a resume for each individual. To serve on the committee, public members must be ratified by two-thirds of the full membership of each body, under AS 24.60.130(b).

I respectfully ask you to consider assisting us by scheduling confirmation hearings, should the letters of nomination be referred to your committee, as soon as possible. The committee is scheduled to meet on January 17, 2001. It would be helpful to have a full committee, eligible to vote, at that time.

Please let me know if you need additional information.

Sincerely,



Susie Barnett, Administrator  
Select Committee on Legislative Ethics



Official Business

# Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## MEMORANDUM

Date: January 9, 2001

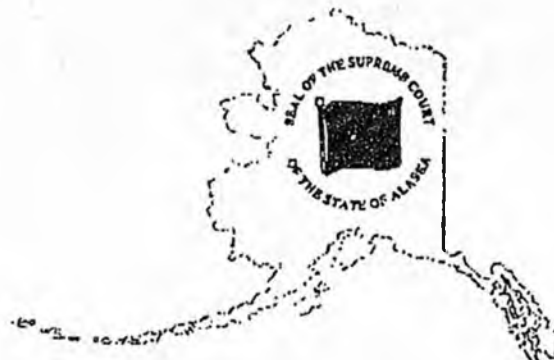
TO: Judiciary Committee

FROM: Suzi Lowell *sl*  
Chief Clerk

SUBJECT: Legislative Ethics Appointments

Speaker Porter referred the appointment of Thomas P. Owens, Jr. and the reappointment of Dennis E. "Skip" Cook to the Select Committee on Legislative Ethics to the Judiciary Committee.

Attachments: Letters and resumes from Chief Justice Dana Fabe  
Committee Reports



**Supreme Court**  
State of Alaska

November 27, 2000

303 K Street  
Anchorage, Alaska  
99501-2083

(907) 264-0822  
FAX (907) 264-0788

The Honorable Drue Pearce  
Senate President  
716 West 4th Avenue, Suite 500  
Anchorage, Alaska 99501

The Honorable Brian Porter  
Speaker of the House  
716 West 4th Avenue, Suite 300  
Anchorage, Alaska 99501

Dear President Pearce  
and Speaker Porter:

In my capacity as Chief Justice, and pursuant to AS 24.60.130(b)(3), I am nominating Dennis "Skip" Cook to a second term as a public member of the Select Committee on Legislative Ethics. Mr. Cook's current term will expire on the first day of the legislative session.

Mr. Cook is a partner in the law firm, Cook, Schuhmann & Groseclose, and he currently serves as the Select Committee's chair. He has been a member of the Alaska Bar for thirty years. For purposes of determining compliance with AS 24.60.130(c), Mr. Cook is non-partisan.

Mr. Cook can be reached at 452-1855. His mailing address is 1714 4th Avenue, Suite 200, Fairbanks, Alaska 99701. Please let me know if I can provide you with any other information on this matter.

Sincerely,

Dana Fabe  
Chief Justice

DF:jd  
cc: Dennis E. Cook  
Susan Barnett

THE  
FOLLOWING  
DOCUMENT(S)  
ARE  
POOR  
ORIGINAL  
COPIES

FEB 06 '98 81:53PM COOK SCHUMANN & GROSECLOSE

P.2/3



Attorneys at Law

**COOK SCHUMANN & GROSECLOSE, INC.**

714 Fourth Avenue, Suite 200 • Post Office Box 70810 • Fairbanks, Alaska 99707-0810 • 907 / 452-1855 • Fax 907 / 452-8154  
Tuk (907) 883-8459 • Delta Junction (907) 883-4439 • Toll Free Number 800-550-1855 (Alaska Only)  
Email cog@alaskalaw.com • www.alaskalaw.com

DENNIS E. "SKIP" COOK

**Home Address:** 431 Birch Hill Road  
Fairbanks, Alaska 99712  
(907) 456-6994

**Business Address:** Cook Schumann & Groseclose, Inc.  
714 Fourth Avenue, Suite 200  
P. O. Box 70810  
Fairbanks, Alaska 99707-0810  
(907) 452-1855 - FAX (907) 452-8154

PERSONAL

**Date of Birth:** February 8, 1940  
**Place of Birth:** Fairbanks, Alaska  
**Marital Status:** Married to Olga B. Cook  
**Children:** Tyler Cook, Born April 16, 1964  
Bret D. Cook, Born July 19, 1966  
Dana B. Cook, Born May 3, 1968  
Zachary B. Cook, Born June 15, 1972  
Katherine M. Cook, Born January 31, 1976  
Eliza N. Cook, Born July 10, 1980  
Whitney D. Cook, Born May 1, 1984

EDUCATION

1962 Graduated with a Bachelor of Science in Economics, Politics and Engineering from Massachusetts Institute of Technology  
1963 Received Master of Arts in Political Science from Northwestern University  
1970 Received Juris Doctor Degree from Willamette University

Dennis E. "Skip" Cook  
Barbara L. Schumann  
Robert B. Groseclose

Jo A. Kuchic  
Zane D. Wilson  
Bret D. Cook

Michael C. Kramer  
Of Counsel  
Grace Berg Scheible

**EMPLOYMENT**

- 5/70 - Present                      COOK SCHUHMAN & GROSECLOSE, INC.,  
and its predecessors, P. O. Box 70810,  
Fairbanks, Alaska 99707-0810 (907) 452-1855  
Became a partner in 1972. Practice concentrates on personal  
injury, workers' compensation defense, domestic  
relations and commercial law.
- 8/69-5/70                              Alaskan Adventures, Minneapolis, MN, worked in  
Salem, OR as western states distributor of movie  
"This is My Alaska"
- 1968-69                                Horton, Geib & O'Rourke, Salem, Oregon, licensed  
securities dealer
- 1967-68                                State of Oregon, state police, part-time clerk
- 2/65 - 8/67                            Alaska 67 Centennial Exposition (commemorating the  
U. S. purchase of Alaska from Russia), General Manager
- 10/63 - 1/65                          State of Alaska, Office of the Governor, Local Affairs Agency,  
Juneau, Alaska, Assistant Director and Director
- 5/63 - 9/63                            State of Alaska, Election Director for organizational election of  
Fairbanks North Star Borough

**PROFESSIONAL  
ASSOCIATIONS**

The American Bar Association, Alaska Bar Association,  
Tanana Valley Bar Association

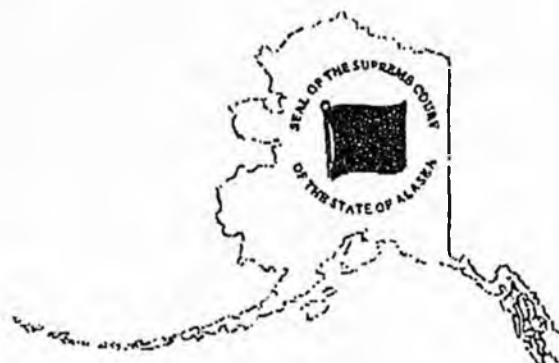
**PUBLIC SERVICE  
POSITION**

Tanana Valley State Fair Association -  
Director 1971-1985; President 1976-1985

Church of Jesus Christ of Latter-day Saints -  
Bishop, 1970 - 1974; District President 1977 - 1979;  
Stake President 1979-1989; Regional Representative  
1992 - 1995; Scoutmaster 1995 - Present

Rotary Club of Fairbanks - 1977 - Present;  
Director 1986-1990; Secretary 1991; President  
1993-1994; District 5010 Rotary Youth Leadership  
Conference Co-Chair 1995-1997

Midnight Sun Council, Boy Scouts of America -  
Merit Badge Counselor 1970 - Present; Executive  
Board 1989 - Present; Executive Committee 1993 -  
Present; President 1998; Silver Beaver Award 1997



Chambers of  
Dana Fabo  
Chief Justice

**Supreme Court**  
State of Alaska

303 K Street  
Anchorage, Alaska  
99501-2083

(907) 264-0622  
FAX (907) 264-0768

November 27, 2000

The Honorable Drue Pearce  
Senate President  
716 West 4th Avenue, Suite 500  
Anchorage, Alaska 99501

The Honorable Brian Porter  
Speaker of the House  
716 West 4th Avenue, Suite 300  
Anchorage, Alaska 99501

Dear President Pearce  
and Speaker Porter:

In my capacity as Chief Justice, and pursuant to AS 24.60.130(b)(3), I am nominating Thomas P. Owens, Jr. to a term as a public member of the Select Committee on Legislative Ethics. Mr. Owens will be filling the seat vacated by Mr. Ed Granger upon completion of his term.

Mr. Owens is a partner in the law firm, Owens & Turner, and is one of the state's leading practitioners in the area of employment law. He has been a member of the Alaska Bar for thirty years. For purposes of determining compliance with AS 24.60.130(c), Mr. Owens is non-partisan.

Mr. Owens can be reached at 276-3963. His mailing address is 1500 West 33rd Avenue, Suite 200, Anchorage, Alaska 99503. Please let me know if I can provide you with any other information on this matter.

Sincerely,

Dana Fabo  
Chief Justice

DF:jd

cc: Thomas P. Owens, Jr.  
Susan Barnett

**Thomas P. Owens, Jr.****PERSONAL**

**PLACE OF BIRTH:** Washington, North Carolina

**PERSONAL INTERESTS:** Psychology, law, athletics, photography, music, literature, fishing, human communication, successful ageing

**EDUCATION**

**SECONDARY SCHOOLS:** Washington, North Carolina

**UNDERGRADUATE EDUCATION:** United States Air Force Academy: B.S. Engineering, Rated Navigator and commissioned Second Lieutenant USAF 1961

**CERTIFICATIONS:** Oregon Center for Neurolinguistic Programming: Certified Practitioner 1987  
Hudson Institute: Certified Individual and Organizational Coach 2000

**GRADUATE EDUCATION:** Duke University School of Law: Juris Doctor 1965  
Alaska Pacific University: M.S., Counseling Psychology 1994

**PROFESSIONAL**

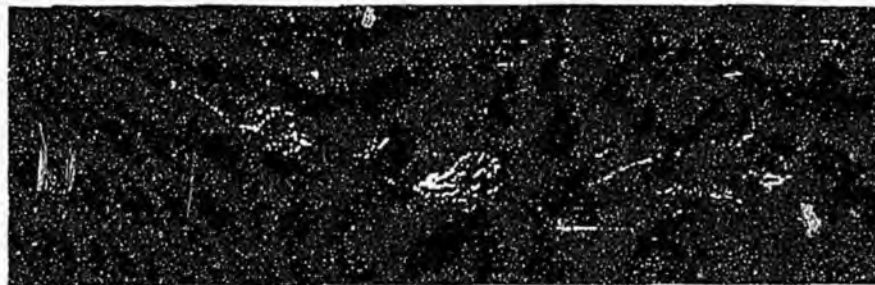
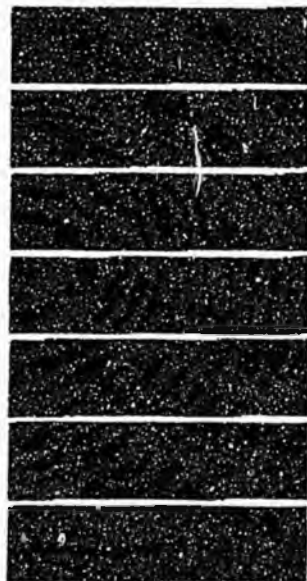
**EMPLOYMENT EXPERIENCE:** Ditch digger; apprentice electrician; deputy staff judge advocate and trial attorney, USAF; government contract specialist, USAF; military judge, USAF; adjunct faculty, business law, University of Alaska Anchorage; professional arbitrator, litigator and persuader, organization consultant; coach; senior principal at Owens & Turner, P.C., a law firm specializing in labor and employment relations law for employers, and commercial transactions for 26 years.

**PROFESSIONAL VITAE:** Admitted to practice before all Alaska State Courts, all North Carolina courts, U.S. District Court, District of Alaska, U.S. Court of Appeals, Ninth Circuit, and U.S. Supreme Court. Member Phi Delta Phi, legal fraternity. President, Duke Bar Association 1964-1965. Member: Alaska, Anchorage, North Carolina, and American (Labor Law and Law Practice Management Sections) Bar Associations. Selected: U.S. Chamber of Commerce: Outstanding Young Men in America, 1975. Selected: Woodward & White: Best Lawyers in America, 1995 - 2000. Selected: Martindale Hubbell: AV Rating 1990 - 2000. Numerous other awards and recognitions.

**REPRESENTATIVE FIRM CLIENTS:** See attached copy of web page for Owens & Turner, P.C.

**COMMUNITY SERVICE**

Counsel, Alaska Center for the Performing Arts  
Counsel, Alaska Public Television, Inc.  
Board Member, Alaska Partners in Justice



## Representative Clients

The firm's clients range across the complete spectrum of business forms, including sole proprietorships, partnerships, joint ventures, limited liability companies and corporations, privately and publicly held, foreign and domestic. Clients range in size from small local businesses to multinational corporations, charitable institutions and public and private educational institutions, governmental agencies, public utilities, trusts, estates and individuals.

The firm's clients include representatives of many sectors of the Alaska economy, including Alaska Native corporations, state and local governments and agencies, construction, education, financial services, health services, insurance, oil exploration and production, real estate, retail, transportation, utilities and telecommunications. Many of these clients have relied upon Owens & Turner for legal services for more than twenty years.

This varied and diverse client base provides one of Owens & Turner's great strengths in that the firm can offer its clients a broadly based collective experience concerning many areas of endeavor.

### Representative Clients of Owens & Turner

- Alaska Native Corporations
- Arctic Slope Regional Corporation
- Bering Straits Native Corporation
- Cook Inlet Region, Inc.
- Ounalashka Corporation
- Tanadgusix Corporation

- Alaska State Agencies
- Alaska Housing Finance Corporation
- Alaska Science & Technology Foundation

- Construction
- Alaska Basic Industries, Inc.
- Anchorage Sand & Gravel Co., Inc.

**Baugh Construction & Engineering Company**  
**H. C. Price Construction Company**  
**Roger Hickel Contracting, Inc.**  
**Watterson Construction Company**

**Education**

Alaska Pacific University  
University of Alaska

**Financial Services**

**First National Bank of Anchorage**  
**Merrill Lynch Credit Corporation**  
Merrill Lynch Pierce Fenner & Smith, Inc.

**Insurance**

**Gulf Insurance Group**  
**Universal Underwriters Group**

**Health Services**

**Denali Anesthesia, P.C.**  
**The Childrens Clinic**  
**Various Physicians, Psychologists & Dentists**

**Local Government**

**City of Cordova, Alaska**  
**City of Dillingham, Alaska**  
**City of Unalaska, Alaska**  
Municipality of Anchorage, Alaska  
North Slope Borough, Alaska

**Oil Industry**

Alaska Petroleum Contractors, Inc.  
BP Exploration (Alaska), Inc.  
Houston Contracting Company - Alaska Ltd.  
**Nabors Alaska Drilling, Inc.**  
**Peak Oilfield Service Company**  
Union Oil Company of California

**Real Estate**

**Aleutian Development Corporation**  
Bond, Stephens, Johnson & Jackson, Inc.  
Fortune Properties, Inc.

**Retail**

Alaska Finance & Insurance Co. Inc.  
(d/b/a Stepp Brothers Lincoln-Mercury-BMW-Land Rover)  
Nye Frontier Ford, Inc.  
Universal Motors, Inc.  
(d/b/a Nye Frontier Toyota & Lexus of Alaska)  
Venator Group, Inc.

Owens & Turner

(d/b/a Footlocker, Lady Footlocker, Kids Footlocker, Champs Sports,  
Northern Reflections)

**Transportation**

Alaska Railroad Corporation

Era Aviation, Inc.

Northern Air Cargo, Inc.

**Utilities & Telecommunications**

ASRC Communications, Ltd.

Bethel Utilities Corporation

General Communications, Inc.

Matanuska Electric Association

---

[Home Page](#) | [Firm Overview](#) | [Practice Areas](#) | [Attorney Profiles](#)  
[Support Staff](#) | [Representative Clients](#) | [Contact Us](#)

Use of this web site is subject to these [TERMS AND CONDITIONS](#).  
© 2000 Owens & Turner, P.C.



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original documents after microfilm reproductions have been made.

William J. Carter

Signature of Camera Operator

10/14/2003

Date

CONFIRM.

SELECT

COMM.

LEG.

ETHICS

**REPORTS OF STANDING COMMITTEES**

The Judiciary Committee has reviewed the qualifications of:

Bonnie Mehner - Appointment  
Arthur S. Robinson - Appointment  
H. Conner Thomas - Reappointment

as members of the Select Committee on Legislative Ethics with the following individual recommendations:

Confirm (5): Meyer, Berkowitz, Kookesh, Ogan, James

**HB 285**

The State Affairs Committee has considered:

**HOUSE BILL NO. 285**

"An Act adding a second verse to the official Alaska state song."

The report was signed by Representative Coghill, Chair, with the following individual recommendations:

Do pass (6): Wilson, Stevens, James, Fate, Hayes, Coghill

The following fiscal note(s) apply:

1. Zero, University of Alaska

HB 285 was referred to the Rules Committee for placement on the calendar.

\*\*The presence of Representatives Kerttula, Davies, and Croft was noted.

**INTRODUCTION OF CITATIONS**

The following citations were introduced and referred to the Rules Committee for placement on the calendar:



Official Business

# Alaska State Legislature

House of Representatives


Office of the Chief Clerk

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## MEMORANDUM

Date: June 7, 2001

To: Judiciary Committee

From: Suzi Lowell   
Chief Clerk

Subject: Ethics Committee Appointment

Speaker Porter referred the following appointment by Chief Justice Dana Fabe to the Judiciary Committee:

### Select Committee on Legislative Ethics

Bonnie Mehner of Anchorage



Chambers of  
Dana Fabe  
Chief Justice

**Supreme Court**  
State of Alaska

303 K Street  
Anchorage, Alaska  
99501-2083  
  
(907) 264-0622  
FAX (907) 264-0554

May 14, 2001

The Honorable Rick Halford  
Senate President  
P.O. Box 670190  
Chugiak, Alaska 99567-0190

The Honorable Brian Porter  
Speaker of the House  
716 West 4th Avenue, Suite 300  
Anchorage, Alaska 99501

Dear President Halford  
and Speaker Porter:

In my capacity as Chief Justice, and pursuant to AS 24.60.130(b)(3), I am nominating Bonnie Mehner to a term as a public member of the Select Committee on Legislative Ethics. Ms. Mehner will be filling the seat vacated by Mr. Tom Owens upon his resignation.

Ms. Mehner is a highly respected realtor in Anchorage, and for purposes of determining compliance with AS 24.60.130(c), Ms. Mehner is non-partisan.

Ms. Mehner can be reached at (907) 762-3110. Her mailing address is 2923 McCollie Drive, Anchorage, Alaska 99517. Please let me know if I can provide you with any other information on this matter.

Sincerely,

Dana Fabe  
Chief Justice

DF:jd  
cc: Bonnie Mehner  
Susan Barnett

# BONNIE L. MEHNER

Associate Broker, Prudential Jack White Real Estate

## PERSONAL

---

Married to William Mehner, Associate Broker, Prudential Jack White R.E. Daughter, Bethany, son-in-law, Martin Weiser and granddaughters, Isabel and Sophie. Daughter, Whitney and son-in-law, Toby Merriman.

## EXPERIENCE

---

1978 – Present	Prudential Jack White Real Estate	Anchorage, Alaska
Associate Broker		
■ Top Producer, 2000, 1999, 1998, 1996, 1994, 1993, and 1991		
■ Profiled in "National Relocation and Real Estate Magazine".		
■ Featured in "Who's Who in Luxury Real Estate".		
1977 – 1978	Totem Realty	Anchorage, Alaska
Associate Broker		
1974 – 1977	Realty Center	Anchorage, Alaska
Associate Broker & Agent		
1969 – 1971	Alaska Airlines	Anchorage, Alaska
Sales Agent		
1967 – 1968	U.S. Civil Service	Worms, Germany
Editor		
1966 – 1967	Pubic Information Service	Ft. Benning, Georgia
Writer/Reporter		

## COMMUNITY INVOLVEMENT

---

2000 – Present	Alaska Pacific University	Trustee
1998 – Present	Alaska Community Foundation	President & Chairman
1996 – Present	Alaska Community Foundation	Co-founder & Board Member
1993 – 1995	Anchorage Arts Advisory Commission	Chair
1991 – 1998	Anchorage Arts Advisory Commission	Commissioner
1997 & 1998	United Way of Anchorage Campaign Cabinet	Team Leader
1993 – 1994	Soroptimist International of Cook Inlet	Past President
1988 – Present	Soroptimist International of Cook Inlet	Member
1991 – 1993	BRAVO! Anchorage Opera Company	Chair
1992 – 1993	Anchorage Opera Company	Board Member
1991 – Present	Alaska Pacific University	President's Forum Member
1993 – Present	Residential Sales Council	Member
1974 – Present	National Association of REALTORS	Member
1974 – Present	Anchorage Board of REALTORS	Member

## EDUCATION

---

- 1962-1966 Alaska Methodist University Anchorage, Alaska
- B.A., Business Administration and Computer Science.

## PROFESSIONAL DESIGNATIONS:

- Certified Residential Specialist, CRS
- Graduate Accredited Buyer Representative, ABR
- Graduate Realtor's Institute, GRI

## INTERESTS

---

Sküing, Bicycling, Tennis, Reading, Walking, Traveling

## BACKGROUND

---

Traveled extensively as a child and young adult with military officer/father. Attended sixteen schools across the country. Two years in Europe. Returned to Anchorage permanently in January 1969.



Official Business


# Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Room 216  
Juneau, AK 99801-1182  
Phone: (907) 465-3725  
Fax: (907) 465-5334

## MEMORANDUM

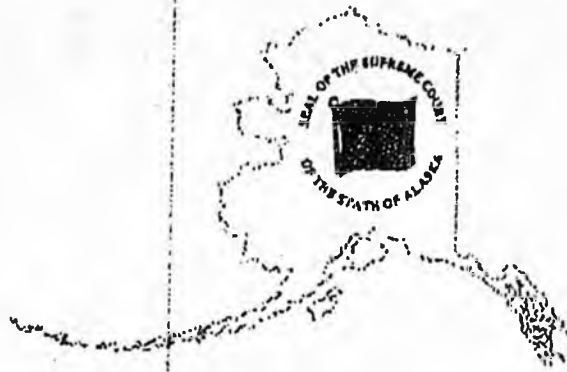
Date: January 14, 2002  
To: Judiciary Committee  
From: Suzi Lowell   
Chief Clerk  
Subject: Ethics Committee Appointments

Speaker Porter referred the following appointments by Chief Justice Dana Fabe to the Judiciary Committee:

### Select Committee on Legislative Ethics

Arthur S. Robinson of Soldotna

H. Connor Thomas of Nome (reappointment for second term)



Chambers of  
Dana Fabe  
Chief Justice

**Supreme Court**  
State of Alaska

303 K Street  
Anchorage, Alaska  
99501-2063  
(907) 264-0622  
FAX (907) 264-0554

November 13, 2001

The Honorable Rick Halford  
Senate President  
P.O. Box 670190  
Chugiak, Alaska .99567-0190

The Honorable Brian Porter  
Speaker of the House  
716 West 4th Avenue, Suite 300  
Anchorage, Alaska 99501

Dear President Halford  
and Speaker Porter:

In my capacity as Chief Justice, and pursuant to AS 24.60.130(b)(3), I am nominating Arthur S. Robinson to a term as a public member of the Select Committee on Legislative Ethics. Mr. Robinson will be filling the seat vacated by Mr. Curt Wallace upon his resignation.

Mr. Robinson is a partner in the law firm, Robinson & Beiswenger. He has been a member of the Alaska Bar for twenty-seven years and has practiced in Kenai since 1978. For purposes of determining compliance with AS 24.60.130(c), Mr. Robinson is non-partisan.

Mr. Robinson can be reached at (907) 262-9164. His mailing address is 35401 Kenai Spur Highway, Soldotna, Alaska 99669. Please let me know if I can provide you with any other information on this matter.

Sincerely,

Dana Fabe  
Chief Justice

DF:jd  
cc: Arthur Robinson  
Joyce Anderson

THE  
FOLLOWING  
DOCUMENT(S)  
ARE  
POOR  
ORIGINAL  
COPIES

**RESUME**

Arthur S. Robinson  
35401 Kenai Spur Highway  
Soldotna, Alaska 99669  
Telephone: (907) 262-9164

Birthdate: December 21, 1948  
Place of Birth: Washington, D.C.  
Marital Status: Married, 2 Children  
Health: Excellent

**BAR ADMISSION**

Admitted to Practice of Law in Alaska May 16, 1974

**EDUCATION**

Law School: Juris Doctorate 1973, University of California at Los Angeles

Undergraduate: Bachelor of Arts/Political Science, cum laude, 1970, University of California at Los Angeles

**WORK EXPERIENCE**

1998 to Present Partner in Law Firm of Robinson & Beiswenger, 35401 Kenai Spur Highway, Soldotna, Alaska.

1982 to 1998: Partner in Law Firm of Robinson & Beiswenger, 35401 Kenai Spur Highway, Soldotna, Alaska. On October 1, 1987, Peter Ehrhardt became a member of the firm, Robinson, Beiswenger & Ehrhardt. Telephone No. (907) 262-9164

1977-1982: Sole Practitioner, Law Office of Arthur S. Robinson, 35401 Kenai Spur Highway, Soldotna, Alaska, (907) 262-9164

1975-1977 Staff attorney with Law Firm of Johnson, Christensen & Shenberg, Airport Heights Road, Anchorage, Alaska and Kenai Alaska

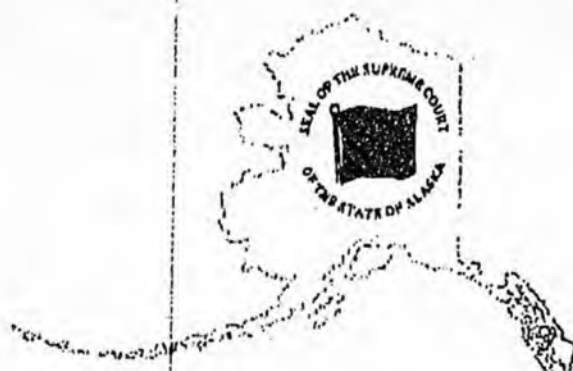
1974-1975 Assistant District Attorney, Alaska Department of Law, Criminal Division, Anchorage, Alaska

1973-1974: Legal Intern, Alaska Department of Law, Criminal Division, Anchorage, Alaska

1972-1973: Legal Intern, Alaska Public Defender Agency, Anchorage, Alaska

**LEGAL EXPERIENCE:** Arthur S. Robinson has practiced law in Alaska since 1974. He has practiced law on the Kenai Peninsula since 1975. His 27 years of experience have been in the fields of both criminal and civil litigation, with emphasis in contracts, real property, personal injury, natural resource law, criminal law, and employment law. Mr. Robinson has also had considerable exposure in the business community and has served as a board of director for the Kenai Care Center. He is also active as legal advisor to local and statewide commercial fishing organizations. He is a trustee and fellow-founder of the Martin Luther King Scholarship Foundation of Kenai. Mr. Robinson has taught business law and real estate law at the Kenai Community College.

**PROFESSIONAL MEMBERSHIPS & COMMUNITY ACTIVITIES:** Alaska Bar Association, Kenai Peninsula Bar Association, Kenai Trial Lawyers Association, American Bar Association, American Trial Lawyers Association, Alaska Academy of Trial Lawyers, Inducted 9/95 American College of Trial Lawyers, Kenai Peninsula Resource Development Commission, Alaska Reapportionment Board, Chairman, March 1990-December 1990, Member, Citizens' Advisory Commission on Federal Areas in Alaska 7/91-12/94



Chambers of  
Dana Fabe  
Chief Justice

**Supreme Court**  
State of Alaska

303 K Street  
Anchorage, Alaska  
99501-2083  
(907) 264-0622  
FAX (907) 264-0554

November 13, 2001

The Honorable Rick Halford  
Senate President  
P.O. Box 670190  
Chugiak, Alaska 99567-0190

The Honorable Brian Porter  
Speaker of the House  
716 West 4th Avenue, Suite 300  
Anchorage, Alaska 99501

Dear President Halford  
and Speaker Porter:

In my capacity as Chief Justice, and pursuant to AS 24.60.130(b)(3), I am nominating H. Conner Thomas to a second term as a public member of the Select Committee on Legislative Ethics. Mr. Conner's current term will expire on the first day of the legislative session.

Mr. Thomas is a partner in the law firm, Lewis & Thomas. He has been a member of the Alaska Bar for twenty-one years. For purposes of determining compliance with AS 24.60.130(c), Mr. Thomas is a Democrat.

Mr. Thomas can be reached at (907) 443-5226. His mailing address is P.O. Box 61, Nome, Alaska 99762. Please let me know if I can provide you with any other information on this matter.

Sincerely,

Dana Fabe  
Chief Justice

DF:jd  
cc: H. Conner Thomas  
Joyce Anderson

**H. CONNER THOMAS**  
P.O. Box 865  
Nome, Alaska 99762  
(907) 443-5226

**EDUCATION**

**University of Louisville, School of Law**  
Louisville, Kentucky  
J.D. (1977)

**University of Kentucky**  
Lexington, Kentucky  
B.A. Economics (1973)

**EMPLOYMENT**

**Larson, Timbers & Thomas, P.C.** August 1986 to present  
Nome, Alaska  
*Associate and partner in a small general practice law firm*

**State of Alaska, Public Defender Agency** May 1983 to August 1983  
Nome, Alaska  
*Representing indigent criminal defendants*

**State of Alaska Court System - magistrate** September 1982 to May 1983  
Nome, Alaska  
*Arraign criminal defendants, preside over misdemeanor trials, act as foster in child in need of aid and juvenile delinquency cases*

**Alaska Legal Services Corporation** October 1979 to September 1982  
Nome, Alaska  
*Staff and supervising attorney for law office representing indigent clients in civil cases*

**U.S. Department of Interior** May 1979 to October 1979  
Anchorage, Alaska  
*Land adjudicator*

**VISTA Volunteer** October 1977 to January 1979  
Fairbanks and Nome, Alaska  
*Staff attorney with Protection and Advocacy for developmentally disabled, Fairbanks Alaska*  
*Staff attorney with Alaska Legal Services Corporation, Nome, Alaska*

**ORGANIZATIONS**

**Nome Kennel Club**  
Nome, Alaska  
*President, Board of Directors*

*December 1992 to present*

**Alaska Civil Liberties Union**  
*Board of Directors*

*April 1994 to October 1997*

**Citizen Review Committee**  
Department of Health & Social Services

*October 1985 to January 1987*

## Article 3. Legislative Ethics Committee

### Section

- 130. Select Committee on Legislative Ethics
- 134. Prohibited conduct by public members and committee employees and contractors
- 140. Authority of the committee and subcommittees
- 150. Duties and powers of the committee
  
- 158. Informal advice

### Section

- 160. Advisory opinions
- 165. Use of information submitted with request for advice
- 170. Proceedings before the committee
  
- 174. Recommendations to the legislature where violator is a legislator
- 176. Recommendations where violator is a legislative employee
- 178. Recommended Sanctions

### Sec. 24.60.130. Select committee on legislative ethics.

(a) There is established as a permanent interim committee within the legislative branch of state government the Select Committee on Legislative Ethics.

(b) The committee consists of nine members, in two subcommittees, as follows:

(1) the senate subcommittee, which consists of two members of the senate, one of whom shall be a member of the minority organizational caucus, if any, appointed by the president of the senate with the concurrence by roll call vote of two-thirds of the full membership of the senate, and includes the five public members appointed under (3) of this subsection;

(2) the house subcommittee, which consists of two members of the house, one of whom shall be a member of the minority organizational caucus, if any, appointed by the speaker of the house with the concurrence by roll call vote of two-thirds of the full membership of the house, and includes the five public members appointed under (3) of this subsection; and

(3) five public members who are selected by the Chief Justice of the Alaska Supreme Court and who are ratified by two-thirds of the full membership of the senate and two-thirds of the full membership of the house.

(c) No more than one public member may be a former legislator and no more than two public members of the committee may be members of the same political party.

(d) The members of each subcommittee shall elect a chair and a vice-chair, who serve a term of two years. Neither a chair nor a vice-chair may be a member of the legislature. An officer may not hold the same office for more than two consecutive terms. The vice-chair shall act as chair in the absence of the chair. The chair selected by the senate subcommittee shall chair the full committee beginning the first day of the regular session in odd-numbered years and the chair selected by the house subcommittee shall chair the full committee beginning the first day of the regular session in even-numbered years.

(e) Except as provided in this subsection, a vacancy on the committee shall be filled under (b) of this section. An individual who is appointed to fill a vacancy that occurs during the last 10 days of the first regular session of a legislature or during the interim between regular sessions of that legislature serves without concurrence or ratification through the 10th day of the second regular

session of the legislature. An individual who is appointed to fill a vacancy that occurs during the last 10 days of the second regular session of a legislature or during the interim after the second regular session serves without concurrence or ratification through the convening of the first regular session of the next legislature.

(f) The committee may contract for professional services and may employ staff as it considers necessary. A committee employee, including a person who provides personal services under a contract with the committee, may not be a legislator, an elected or appointed official of a state or local governmental entity, an officer of a political party, a candidate for public office, or a registered lobbyist. The legislative council shall provide office space, equipment, and additional staff support for the committee. The committee shall submit a budget for each fiscal year to the finance committees of the legislature and shall annually submit an estimated budget to the governor for information purposes in preparation of the state operating budget. Public members of the committee serve without compensation for their services, but are entitled to per diem and travel expenses authorized for boards and commissions under AS 39.20.180.

(g) Each legislative member serves for the duration of the legislature during which the member is appointed. Each public member serves for a term that commences on the date the member is ratified and ends on the first day of the third regular session that follows the ratification. A public member whose term has expired continues in office until a successor has been appointed and ratified or until the 30th calendar day of the first legislative session that follows the successor's appointment, whichever is earlier. A member of the committee may be removed from membership on the committee for failure to carry out the person's duties as a member of the committee. A legislator may be removed with the concurrence by roll call vote of two-thirds of the full membership of the house of the legislature to which the member belongs. A public member may be removed with the concurrence by roll call vote of two-thirds of the full membership of each house of the legislature.

(h) A member is disqualified from participating as a member in any proceeding before the committee involving a complaint against the member or an employee whose work is supervised by the member or an advisory opinion requested by the member. If a regular legislative member of the committee is disqualified under this subsection from participating in a proceeding involving a complaint, the member's alternate shall be designated under (n) of this section.

(i) A quorum of the committee consists of a majority of the members and must include at least two legislative members and three public members. A quorum of a subcommittee established under this section consists of a majority of the members of the subcommittee and must include at least one legislative member and three public members. A vote of a majority of the members appointed to the committee or a subcommittee is required for official action.

(j) Except to the extent that a provision would prevent the committee from complying with the confidentiality provisions of this chapter, the committee is subject to AS 44.62.310 - 44.62.312 and to the procurement provisions adopted by the legislative council under AS 36.30.020 . In this subsection, "committee" includes a subcommittee.

(k) A member or an employee or contractor of the committee may obtain access to closed committee files containing information that is made confidential by law only if the committee determines that the person has a need to obtain access to the closed files that relates to the official duties of the committee and the person seeking access.

(l) The committee or a subcommittee shall meet at the call of the chair or a majority of the members. The committee or a subcommittee may meet by teleconference.

(m) Except as provided in (b)(1) and (2) of this section, a member may not be a legislator, a legislative employee, an elected or appointed official required to make disclosures under AS 39.50 (public official financial disclosure), an officer of a political party, a candidate for public office, or a registered lobbyist.

(n) When appointing members of the legislature to serve on the committee, the speaker of the house or the president of the senate, as appropriate, shall appoint an alternate member for each regular member. An alternate must have the same qualifications as the regular member for whom the alternate stands as alternate and is subject to confirmation as required for the regular member. If a regular legislative member of the committee or a subcommittee is disqualified under (h) of this section from serving on the committee or the subcommittee concerning a proceeding under AS 24.60.170, the chair of the committee or a subcommittee shall designate the regular member's alternate to serve in place of the regular member in the proceeding unless the alternate is also disqualified from serving. The designation shall be treated as confidential to the same extent that the identity of the subject of a complaint is required to be kept confidential.

(o) In this section, "minority organizational caucus" means a group of legislators who have organized and elected a minority leader and constitute at least 25 percent of the total membership of the house or senate, as appropriate.

**Sec. 24.60.134. Prohibited conduct by public members and committee employees and contractors.**

(a) Except as provided in (c) of this section, in addition to complying with the other requirements of this chapter, a public member of the committee, an employee of the committee, or a person under contract to provide personal services to the committee may not, during the person's term of office or employment or during the life of the contract, participate in

(1) political management or in a political campaign for a candidate for election to federal, state, or local office, regardless of whether the campaign is partisan or nonpartisan, or for passage or defeat of a ballot measure of any type;

(2) the campaign of, attend campaign fund-raising events for, or make a financial contribution to

(A) a candidate for the legislature;

(B) an incumbent legislator or legislative employee who is a candidate for another public office; or

(C) a person running for another office against an incumbent legislator or legislative employee;

(3) a fund-raising event held on behalf of a political party or attend a political party fund-raising event; or

(4) lobbying activities that would require the person to register as a lobbyist except as required to inform the legislature concerning legislation requested by the committee or other matters related to the committee.

(b) A violation or alleged violation of this section shall be treated as any other violation of this chapter and shall be dealt with by the committee accordingly. During the pendency of a complaint against a member, committee employee, or committee contractor, the person complained against may not participate in official action of the committee.

(c) A person under contract to provide personal services to the committee who is part of a corporation or partnership that includes individuals who will not be participating directly in the work performed by the entity for the committee may request the committee to exclude members of the entity from some or all of the provisions of this section. The committee may grant the request if it finds that doing so will not lead to the appearance that the committee is subject to undue political influence and if there is no appearance of impropriety.

**Sec. 24.60.140. Authority of the committee.**

- (a) The senate subcommittee has authority over proceedings concerning conduct by a member or former member of the senate or a person employed by a member or a committee of the senate.
- (b) The house subcommittee has authority over proceedings concerning the conduct by a member or former member of the house or a person employed by a member or a committee of the house.
- (c) The full committee has authority
  - (1) over proceedings concerning the conduct by an employee of an agency of the legislature;
  - (2) to review any matter arising under this chapter that would result in action being required by both houses of the legislature; and
  - (3) to issue advisory opinions under AS 24.60.160 .

**Sec. 24.60.150. Duties of the committee.**

- (a) The committee shall
  - (1) adopt procedures to facilitate the receipt of inquiries and prompt rendition of its opinions;
  - (2) publish semi-annual summaries of decisions and advisory opinions with sufficient deletions in the summaries to prevent disclosing the identity of the persons involved in the decisions or opinions that have remained confidential.
- (b) The committee may
  - (1) recommend legislation to the legislature the committee considers desirable or necessary to promote and maintain high standards of ethical conduct in government;
  - (2) subpoena witnesses, administer oaths, and take testimony relating to matters before the committee, and may require the production for examination of any books or papers relating to any matter under investigation before the committee.

**Sec. 24.60.158. Informal advice.** The committee shall authorize and train its staff to give oral advice and provide a written informal nonbinding advice letter to persons seeking guidance as to the spirit or legal requirements of this chapter, provided that the advice is given with the express stipulations that

- (1) the opinions given are not necessarily those of the committee;
- (2) although the advice is given in good faith, the person seeking the advice relies on it at the person's own risk; and
- (3) the advice is not binding upon the committee.

**Sec. 24.60.160. Advisory opinions.**

(a) On the request of a person to whom this chapter applies or who has been newly elected to the legislature, the committee shall issue an advisory opinion within 60 days as to whether the facts and circumstances of a particular case constitute a violation of ethical standards. If it finds that it is advisable to do so, the committee may issue an opinion under this section on the request of a person who reasonably expects to become subject to this chapter within the next 45 days. The 60-day period for issuing an opinion may be extended by the committee if the person requesting the opinion consents.

(b) An opinion issued under this section is binding on the committee in any subsequent proceedings concerning the facts and circumstances of the particular case unless material facts were omitted or misstated in the request for the advisory opinion. Except as provided in this chapter, an advisory opinion is confidential but shall be made public if a written request by the person who requested the opinion is filed with the committee.

**Sec. 24.60.165. Use of information submitted with request for advice.** The committee may not bring a complaint against a person based upon information voluntarily given to the committee by the person in connection with a good faith request for advice under AS 24.60.158 or 24.60.160, and may not use that information against the person in a proceeding under AS 24.60.170. This section does not preclude the committee from acting on a complaint concerning the subject of a person's request for advice if the complaint is brought by another person, or if the complaint arises out of conduct taking place after the advice is requested, and does not preclude the committee from using information or evidence obtained from an independent source, even if that information or evidence was also submitted with a request for advice.

**Sec. 24.60.170. Proceedings before the committee; limitations.**

(a) The committee shall consider a complaint alleging a violation of this chapter if the alleged violation occurred within two years before the date that the complaint is filed with the committee and, when the subject of the complaint is a former member of the legislature, the complaint is filed within one year after the subject's departure from the legislature. The committee may not consider a complaint filed against all members of the legislature, against all members of one house of the legislature, or against a person employed by the legislative branch of government after the person has terminated legislative service. However, the committee may reinstitute proceedings concerning a complaint that was closed because a former employee terminated legislative service or because a legislator left the legislature if the former employee or legislator resumes legislative service, whether as an employee or a legislator, within two years after the alleged violation. The time limitations of this subsection do not bar proceedings against a person who intentionally prevents discovery of a violation of this chapter.

(b) A complaint may be initiated by any person. The complaint must be in writing and signed under oath by the person making the complaint and must contain a statement that the complainant has reason to believe that a violation of this chapter has occurred and describe any facts known to the complainant to support that belief. The committee shall upon request provide a form for a complaint to a person wishing to file a complaint. Upon receiving a complaint, the committee shall advise the complainant that the committee or the subject of the complaint may ask the complainant to testify at any stage of the proceeding as to the complainant's belief that the subject

of the complaint has violated this chapter. The committee shall respond to a complaint concerning the conduct of a candidate for election to state office received during the campaign period in accordance with (o) of this section. The committee shall treat a complaint concerning the conduct of a candidate for election to state office that is pending at the beginning of a campaign period in accordance with (p) of this section. The committee shall immediately provide a copy of the complaint to the person who is the subject of the complaint.

(c) When the committee receives a complaint under (a) of this section, it may assign the complaint to a staff person. The staff person shall conduct a preliminary examination of the complaint and advise the committee whether the allegations of the complaint, if true, constitute a violation of this chapter and whether there is credible information to indicate that a further investigation and proceeding is warranted. The staff recommendation shall be based on the information and evidence contained in the complaint as supplemented by the complainant and by the subject of the complaint, if requested to do so by the staff member. The committee shall consider the recommendation of the staff member, if any, and shall determine whether the allegations of the complaint, if true, constitute a violation of this chapter. If the committee determines that the allegations, if proven, would not give rise to a violation, that the complaint is frivolous on its face, that there is insufficient credible information that can be uncovered to warrant further investigation by the committee, or that the committee's lack of jurisdiction is apparent on the face of the complaint, the committee shall dismiss the complaint and shall notify the complainant and the subject of the complaint of the dismissal. The committee may ask the complainant to provide clarification or additional information before it makes a decision under this subsection and may request information concerning the matter from the subject of the complaint. Neither the complainant nor the subject of a complaint is obligated to provide the information. A proceeding conducted under this subsection, documents that are part of a proceeding, and a dismissal under this subsection are confidential as provided in (l) of this section unless the subject of the complaint waives confidentiality as provided in that subsection.

(d) If the committee determines that some or all of the allegations of a complaint, if proven, would constitute a violation of this chapter, or if the committee has initiated a complaint, the committee shall investigate the complaint, on a confidential basis. Before beginning an investigation of a complaint, the committee shall adopt a resolution defining the scope of the investigation. A copy of this resolution shall be provided to the complainant and to the subject of the complaint. As part of its investigation, the committee shall afford the subject of the complaint an opportunity to explain the conduct alleged to be a violation of this chapter.

(e) If during the investigation under (d) of this section, the committee discovers facts that justify an expansion of the investigation and the possibility of additional charges beyond those contained in the complaint, the resolution described in (d) of this section shall be amended accordingly and a copy of the amended resolution shall be provided to the subject of the complaint.

(f) If the committee determines after investigation that there is not probable cause to believe that the subject of the complaint has violated this chapter, the committee shall dismiss the complaint. The committee may also dismiss portions of a complaint if it finds no probable cause to believe that the subject of the complaint has violated this chapter as alleged in those portions. The committee shall issue a decision explaining its dismissal. Committee deliberations and vote on the dismissal order and decision are not open to the public or to the subject of the complaint. A copy of the dismissal order and decision shall be sent to the complainant and to the subject of the complaint. Notwithstanding (l) of this section, a dismissal order and decision is open to inspection and copying by the public.

(g) If the committee investigation determines that a probable violation of this chapter exists that may be corrected by action of the subject of the complaint and that does not warrant sanctions other than correction, the committee may issue an opinion recommending corrective action. This opinion shall be provided to the complainant and to the subject of the complaint, and is open to inspection by the public. Within 20 days after receiving the opinion, the subject of the complaint may request a confidential meeting with the committee at which meeting the committee shall explain the reasons for its recommendations. The committee may divulge confidential information to the subject of the complaint. The information remains confidential. The subject of the complaint may comply with the opinion or may request a hearing before the committee under (j) of this section. After the hearing, the committee may amend or affirm the opinion. If the subject of the complaint agrees to comply with the opinion but later fails to complete the corrective action in a timely manner, the committee may formally charge the person as provided in (h) of this section or may refer the matter to the appropriate house of the legislature, in the case of a legislator, or, in the case of a legislative employee, to the employee's appointing authority. The appropriate house of the legislature or the appointing authority, as appropriate, may take action to enforce the corrective action or may decline to take action and refer the matter to the committee. In either case, the committee may formally charge the person under (h) of this section.

(h) If the subject of a complaint fails to comply with an opinion and the committee decides under (g) of this section to charge the person, or if the committee determines after investigation that there is probable cause to believe that the subject of the complaint has committed a violation of this chapter that may require sanctions instead of or in addition to corrective action, the committee shall formally charge the person. The charge shall be served on the person charged, in a manner consistent with the service of summons under the rules of civil procedure, and a copy of the charge shall be sent to the complainant. The person charged may file a responsive pleading to the committee admitting or denying some or all of the allegations of the charge.

(i) A person charged under (h) of this section may engage in discovery in a manner consistent with the Alaska Rules of Civil Procedure. The committee may adopt procedures that

(1) impose reasonable restrictions on the time for this discovery and on the materials that may be discovered;

(2) permit a person who is the subject of a complaint to engage in discovery at an earlier stage of the proceedings;

(3) impose reasonable restrictions on the release of information that the subject of a complaint acquires from the committee in the course of discovery, or on information obtained by use of the committee's authority, in order to protect the privacy of persons not under investigation to whom the information pertains; however, the committee may not impose restrictions on the release of information by the subject of the complaint unless the complainant has agreed to be bound by similar restrictions and has not made public the information contained in the complaint, information about the complaint, or the fact of filing the complaint.

(j) If the committee has issued a formal charge under (h) of this section, and if the person charged has not admitted the allegations of the charge, the committee shall schedule a hearing on the charge. The hearing shall be scheduled for a date more than 20 days after service of the charge on the person charged, unless the person agrees to an earlier hearing date. At the hearing, the person charged shall have the right to appear personally before the committee, to subpoena witnesses and require the production of books or papers relating to the proceedings, to be represented by counsel, and to cross-examine witnesses. A witness shall testify under oath. The committee is not bound by the rules of evidence but the committee's findings must be based upon clear and convincing evidence. Testimony taken at the hearing shall be recorded and evidence shall be maintained.

(k) Following the hearing, the committee shall issue a decision stating whether or not the subject of the complaint violated this chapter, and explaining the reasons for the determination. The committee's decision may also indicate whether the subject cooperated with the committee in its proceedings. If the committee finds a violation, or lack of cooperation by the subject, the decision shall recommend what sanctions, if any, the committee believes are appropriate. If there has not been a hearing because the person charged admitted to the allegations of the charge, the committee shall issue a decision outlining the facts of the violation and containing a sanctions recommendation.

(l) Proceedings of the committee relating to complaints before it are confidential until the committee determines that there is probable cause to believe that a violation of this chapter has occurred. The complaint and all documents produced or disclosed as a result of the committee investigation are confidential and not subject to inspection by the public. If in the course of an investigation or probable cause determination the committee finds evidence of probable criminal activity, the committee shall transmit a statement and factual findings limited to that activity to the appropriate law enforcement agency. If the committee finds evidence of a probable violation of AS 15.13, the committee shall transmit a statement to that effect and factual findings limited to the probable violation to the Alaska Public Offices Commission. All meetings of the committee before the determination of probable cause are closed to the public and to legislators who are not members of the committee. However, the committee may permit the subject of the complaint to attend a meeting other than the deliberations on probable cause. The confidentiality provisions of this subsection may be waived by the subject of the complaint.

(m) All documents issued by the committee after a determination of probable cause to believe that the subject of a complaint has violated this chapter, including an opinion recommending corrective action under (g) of this section and a formal charge under (h) of this section, are subject to public inspection. Hearings of the committee under (j) of this section are open to the public, and documents presented at a hearing, and motions filed in connection with the hearing, are subject to inspection by the public. Deliberations of the committee following a hearing, deliberations on motions filed by the subject of a charge under (h) of this section, and deliberations concerning appropriate sanctions are confidential.

(n) The committee shall dismiss a complaint against a person employed by the legislative branch of government if the person terminates legislative service. The committee may in its discretion dismiss a complaint against a former member of the legislature whether the complaint was filed before or after the former member departed from the legislature.

(o) The committee shall return a complaint concerning the conduct of a candidate for state office received during a campaign period to the complainant unless the subject of the complaint permits the committee to assume jurisdiction under this subsection. If the committee receives a complaint concerning the conduct of a candidate during the campaign period, the committee shall immediately notify the subject of the complaint of the receipt of the complaint, of the suspension of the committee's jurisdiction during the campaign period, and of the candidate's right to waive the suspension of jurisdiction under this subsection. The candidate may, within 11 days after the committee mails or otherwise sends notice of the complaint to the candidate, notify the committee that the candidate chooses to have the committee proceed with the complaint under this section. If the candidate does not act within that time or if the candidate notifies the committee that the candidate is not waiving the suspension of committee jurisdiction, the committee shall return the complaint to the complainant with notice of the suspension of jurisdiction under this subsection and of the right of the complainant to file the complaint after the end of the campaign period.

(p) When the committee has a complaint concerning the conduct of a candidate for state office pending before it at the beginning of a campaign period that has not resulted in the issuance of formal charges under (h) of this section, the committee may proceed with its consideration of the complaint only to the extent that the committee's actions are confidential under this section. The committee may not, during a campaign period, issue a dismissal order or decision under (f) of this section, issue an opinion under (g) of this section, or formally charge a person under (h) of this section. If the committee has formally charged a person under (h) of this section and the charge is still pending when a campaign period begins, the committee shall suspend any public hearings on the matter until after the campaign period ends. The parties to the hearing may continue with discovery during the campaign period. If a hearing has been completed before the beginning of a campaign period but the committee has not yet issued its decision, the committee may not issue the decision until after the end of the campaign period. Notwithstanding the suspension of public proceedings provided for in this subsection, a candidate who is the subject of a complaint may notify the committee in writing that the candidate chooses to have the committee proceed with the complaint under this section.

(q) A campaign period under this section begins on the later of 45 days before a primary election in which the legislator or legislative employee is a candidate for state office or the day on which the individual files as a candidate for state office and ends at the close of election day for the general or special election in which the individual is a candidate or on the day that the candidate withdraws from the election, if earlier. For a candidate who loses in the primary election, the campaign period ends on the day that results of the primary election showing that another individual won the election are certified.

**Sec. 24.60.174. Recommendations to the legislature where violator is a legislator.**

(a) If the person found to have violated this chapter is or was a member of the legislature, the committee's recommendations shall be forwarded by the chair of the committee to the presiding officer of the appropriate house of the legislature. If the committee recommends sanctions other than expulsion from the legislature, the committee recommendation

(1) must include a suggested timetable for the compliance reports required under (e) of this section, if any; and

(2) may include recommended fines that the legislature may impose if the legislator who was found to have violated this chapter does not comply with the sanctions imposed by the legislature in a timely manner

(b) If the legislature is in session, the appropriate house shall determine the sanctions, if any, that are to be imposed. The vote shall be taken within 10 legislative days of receipt of the committee's recommendations.

(c) If the legislature is not in session, the presiding officer of the appropriate house may request the legislature to consider convening itself into special session under AS 24.05.100 (a)(2) to consider the committee's recommendations. If expulsion is recommended, the presiding officer shall so request. If the legislature does not convene itself into special session, the appropriate house shall consider the recommendations during the first 10 days of the next regular session.

(d) Except in the case of expulsion, which requires a two-thirds vote, all other sanctions shall be determined by a majority vote of the full house of which the legislator is a member.

(e) When a house of the legislature imposes a sanction other than expulsion on a member or former member, it shall advise the committee at the time of imposing the sanction of the terms it has imposed and of the timetable for compliance adopted with the sanctions. A legislator or former legislator on whom sanctions other than expulsion have been imposed shall report to the committee as required by the timetable. If the committee determines that the legislator or former legislator has not complied fully and in a timely manner with the sanctions imposed by the legislature, the committee may recommend that the legislature impose a fine or additional sanctions.

**Sec. 24.60.176. Recommendations where violator is a legislative employee.**

(a) If the person found to have violated this chapter is or was a legislative employee, the committee's recommendations shall be forwarded to the appropriate appointing authority which shall, as soon as is reasonably possible, determine the sanctions, if any, to be imposed. The appointing authority may not question the committee's findings of fact. The appointing authority shall assume the validity of the committee's findings and determine and impose the appropriate sanctions. The appointing authority has the power to impose a sanction recommended by the committee or to impose a different sanction. The appointing authority shall enforce the sanction and shall report to the committee at a time specified by the committee concerning the employee's compliance with the sanction.

(b) In this section, "appointing authority" means

- (1) the legislative council for employees of the Legislative Affairs Agency and of the legislative council and for legislative employees not otherwise covered under this subsection;
- (2) the Legislative Budget and Audit Committee for the legislative fiscal analyst and employees of the division of legislative finance, the legislative auditor and employees of the division of legislative audit, and employees of the Legislative Budget and Audit Committee;
- (3) the appropriate finance committee for employees of the senate or house finance committees;
- (4) the appropriate rules committee for employees of
  - (A) standing committees of the legislature, other than the finance committees;
  - (B) the senate secretary's office and the office of the chief clerk of the house of representatives; and
  - (C) house records and senate records;
- (5) the legislator who made the hiring decision for employees of individual legislators; however, the legislator may request the appropriate rules committee to act in the legislator's stead;
- (6) the ombudsman for employees of the office of the ombudsman, other than the ombudsman;
- (7) the legislature for the ombudsman.

**Sec. 24.60.178. Recommended sanctions.**

(a) When the committee finds that a person has violated this chapter, the committee may recommend appropriate sanctions, including sanctions set out in (b) of this section.

(b) The sanctions that the committee may recommend include

- (1) imposition of a civil penalty of not more than \$5,000 for each offense or twice the amount improperly gained, whichever is greater;
- (2) divestiture of specified assets or withdrawal from specified associations;
- (3) additional, detailed disclosure, either as a public disclosure or as a confidential disclosure to the committee;
- (4) in the case of a legislative employee, suspension of employment with or without pay for a stated period of time or until stated conditions are met, or termination from legislative employment;
- (5) restitution of property or reimbursement of improperly received benefits;
- (6) public or private written reprimand;
- (7) censure, including, in the case of a legislator, removal from a leadership position or committee membership and a determination that the legislator will not be appointed to serve in a leadership position or on a committee during the remainder of that legislature;
- (8) placing the person on probationary status;
- (9) in the case of a legislator, expulsion from the house of the legislature;
- (10) any other appropriate measure.

(c) In addition to or in place of a sanction recommended under (b) of this section, the committee may recommend that the subject of a complaint be required to pay all or a portion of the costs related to the investigation and adjudication of a complaint.

Sec. 24.60.180. [Renumbered as AS 24.60.980]. Repealed or Renumbered

Sec. 24.60.190. Definitions. [Repealed, Sec. 42 ch 127 SLA 1992]. Repealed or Renumbered

## Article 4. Required Annual Financial Disclosure

Section	Section
200. Financial disclosure by legislators and legislative directors	240. Civil penalty for late filing
210. Deadlines for filing of disclosure statements	250. Effect of failure to file by legislative candidate
220. Administration of AS 24.60.200 - 24.60.260	260. Prohibited conduct relating to disclosures
230. Statements as public records	

**Sec. 24.60.200. Financial disclosure by legislators, public members of the committee, and legislative directors.** A legislator, a public member of the committee, and a legislative director shall file a disclosure statement, under oath and on penalty of perjury, with the Alaska Public Offices Commission giving the following information about the income received by the discloser, the discloser's spouse or spousal equivalent, the discloser's dependent children, and the discloser's nondependent children who are living with the discloser:

- (1) the information that a public official is required to report under AS 39.50.030 , other than information about gifts;
- (2) as to income in excess of \$1,000 received as compensation for personal services, the name and address of the source of the income, and a statement describing the nature of the services performed; if the source of income is known or reasonably should be known to have a

substantial interest in legislative, administrative, or political action and the recipient of the income is a legislator or a legislative director, the amount of income received from the source shall be disclosed;

(3) as to each loan or loan guarantee over \$1,000 from a source with a substantial interest in legislative, administrative, or political action, the name and address of the person making the loan or guarantee, the amount of the loan, the terms and conditions under which the loan or guarantee was given, the amount outstanding at the time of filing, and whether or not a written loan agreement exists.

**Sec. 24.60.210. Deadlines for filing of disclosure statements.** A person required to file a disclosure statement under AS 24.60.200 shall file an annual report with the Alaska Public Offices Commission, covering the previous calendar year, containing the disclosures required by AS 24.60.200, on or before March 15 of each year.

**Sec. 24.60.220. Administration of AS 24.60.200 - 24.60.260.** The Alaska Public Offices Commission shall

(1) adopt regulations to implement and interpret the provisions of AS 24.60.200 - 24.60.260;

(2) prepare standardized forms on which the statements required by AS 24.60.200 shall be filed; and

(3) examine, investigate, and compare all reports and statements required under AS 24.60.200, and report all possible violations of this chapter it discovers to the committee.

**Sec. 24.60.230. Statements as public records.** A statement filed with the Alaska Public Offices Commission under AS 24.60.200 is a public record. A person is not required to comply with AS 24.60.200 to the extent that a court of competent jurisdiction of the state determines that legally privileged professional relationships or constitutional privacy considerations would be violated by compliance.

**Sec. 24.60.240. Civil penalty for late filing.** A person required to file a disclosure statement under AS 24.60.200 who fails to file a properly completed report under AS 24.60.200 is subject to a civil penalty of not more than \$10 a day for each day the delinquency continues as the Alaska Public Offices Commission determines, subject to appeal to the superior court. An affidavit stating facts in mitigation may be submitted to the Alaska Public Offices Commission by the person against whom the civil penalty is assessed. However, the imposition of the penalties prescribed in this section does not excuse the person from filing reports required by AS 24.60.200.

**Sec. 24.60.250. Effect of failure to file.**

(a) In addition to the sanctions described in AS 24.60.260, if the Alaska Public Offices Commission finds that a candidate for the legislature who is an incumbent legislator has failed to file a report under AS 24.60.200 by March 15, the commission shall notify the candidate that the report is late. If the candidate fails to file the report within 30 days after it is due,

(1) the commission shall notify the lieutenant governor;

(2) the candidate shall forfeit nomination to office and may not be seated in office;