



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

3 (2) if the public officer's

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

7 (B) personal interest is insignificant; or

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

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

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

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

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

21 (v) is an officer of the business;

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

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

26 (viii) is an employee of the business.

27 * Sec. 28. AS 39.52.130(a) is amended to read:

28 (a) A public officer may not solicit, accept, or receive, directly or indirectly, a
29 gift, whether in the form of money, service, loan, travel, entertainment, hospitality,
30 employment, promise, or in any other form, that is a benefit to the officer's personal or
31 financial interests, under circumstances in which it could reasonably be inferred that

1 the gift is intended to influence the performance of official duties, actions, or
2 judgment. A gift from a person required to register as a lobbyist under
3 AS 24.45.041 to a public officer or a public officer's immediate family member is
4 presumed to be intended to influence the performance of official duties, actions,
5 or judgment unless the giver is an immediate family member of the person
6 receiving the gift.

7 * Sec. 29. AS 39.52.180(a) is amended to read:

8 (a) A public officer who leaves state service may not, for two years after
9 leaving state service, represent, advise, or assist a person for compensation regarding a
10 matter that was under consideration by the administrative unit served by that public
11 officer, and in which the officer participated personally and substantially through the
12 exercise of official action. For the purposes of this subsection, "matter" includes a
13 case, proceeding application, contract, [OR] determination, [BUT DOES NOT
14 INCLUDE THE] proposal or consideration of a legislative bill [BILLS], a resolution,
15 a [RESOLUTIONS AND] constitutional amendment [AMENDMENTS], or other
16 legislative measure, [MEASURES;] or [THE] proposal, consideration, or adoption of
17 an administrative regulation [REGULATIONS].

18 * Sec. 30. AS 39.52.180(d) is amended to read:

19 (d) A former governor, lieutenant governor, [OR] head or deputy head of a
20 principal department in the executive branch, or employee of the Office of the
21 Governor in a policy-making position may not engage in activity as a lobbyist under
22 AS 24.45 for a period of one year after leaving service as the governor, lieutenant
23 governor, [OR] department head or deputy head, or employee of the Office of the
24 Governor in a policy-making position, as appropriate. This subsection does not
25 prohibit service as a volunteer lobbyist described in AS 24.45.161(a)(1) or a
26 representational lobbyist as defined under regulations of the Alaska Public Offices
27 Commission.

28 * Sec. 31. AS 39.52.180 is amended by adding a new subsection to read:

29 (e) A former head of a principal department in the executive branch may not,
30 for a period of one year after leaving service as the head of that department, serve on
31 the governing board of a company, organization, or other entity that was regulated by

1 that department or with which the former department head worked as part of an
2 official duty as the department head. A former employee of the Office of the Governor
3 in a policy-making position may not, for a period of one year after leaving
4 employment in that office, serve on the governing board of a company, organization,
5 or other entity with which the former employee worked as part of an official duty for
6 the Office of the Governor.

7 * **Sec. 32.** The uncodified law of the State of Alaska is amended by adding a new section to
8 read:

9 **APPLICABILITY.** (a) AS 39.52.180(a), as amended by sec. 29 of this Act, applies to
10 a person who leaves state service on or after the effective date of sec. 29 of this Act.

11 (b) AS 39.52.180(d), as amended by sec. 30 of this Act, applies to a person who
12 leaves service as governor, lieutenant governor, head or deputy head of a principal department
13 in the executive branch, or employee of the Office of the Governor in a policy-making
14 position on or after the effective date of sec. 30 of this Act.

15 (c) AS 39.52.180(e), as added by sec. 31 of this Act, applies to a department head or
16 employee of the Office of the Governor in a policy-making position who leaves employment
17 as a department head or employee of the Office of the Governor in a policy-making position
18 on or after the effective date of sec. 31 of this Act.

19 * **Sec. 33.** Sections 2, 22, and 26 of this Act take effect July 1, 2007.

20 * **Sec. 34.** Except as provided in sec. 33 of this Act, this Act takes effect immediately under
21 AS 01.10.070(e).

SARAH PALIN
GOVERNOR

GOVERNOR@GOV.STATE.AK.US



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STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

January 24, 2007

The Honorable John Harris
Speaker of the House
Alaska State Legislature
State Capitol, Room 208
Juneau, AK 99801-1182

Dear Speaker Harris:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to reports to the Alaska Public Offices Commission and relating to the Alaska Executive Branch Ethics Act.

This bill would (1) generally require candidates, groups, legislators, public officials, and others to submit required reports electronically to the Alaska Public Offices Commission; (2) require legislators and other public officials to make financial disclosures when they leave office; (3) require candidates, legislators, and other public officials to disclose information about services performed for compensation and about certain income, gifts, and other financial matters; (4) establish a presumption that an interest of less than \$5,000 in a business is an "insignificant" interest for purposes of the Alaska Executive Branch Ethics Act; (5) establish a presumption that gifts from a lobbyist to a public officer and the public officer's immediate family members are prohibited under the Alaska Executive Branch Ethics Act, unless the lobbyist is an immediate family member of the gift recipient, and (6) tighten certain restrictions on employment after leaving state service for purposes of the Alaska Executive Branch Ethics Act.

The public's confidence in its government and governmental officials is essential. This bill would foster the openness in government that I have advocated as one means to increase that confidence.

In preparing this bill, I have taken into consideration the advice and counsel of numerous individual Alaskans. The issues addressed by the provisions within this bill have largely been publicly discussed, and may even be addressed in other bills currently pending in the Legislature. For example, provisions to establish a

The Honorable John Harris
January 24 2007
Page 2

presumption regarding "insignificant" interests were addressed in legislation last year that passed the Senate and moved all the way to the House Rules Committee.

I urge your prompt and favorable action on this measure.

Sincerely,

A handwritten signature in cursive script that reads "Sarah Palin". The signature is written in black ink and is positioned above the printed name and title.

Sarah Palin
Governor

Analysis of Governor Palin's Ethics Bill

To help restore public trust in government and make governance more open and transparent, Governor Palin's ethics bill addresses six major areas:

1 – Filing political campaign reports electronically

The bill requires candidates, groups, legislators, and public officials to file disclosure forms electronically with the Alaska Public Offices Commission. At the same time, it would allow the agency to grant exceptions under extraordinary circumstances. (Sections 1, 4, and 7)

2 – Requiring more detail in financial disclosures

If lawmakers get more than \$1,000 for work, they must specify how much they got, how many hours they worked to earn it, and describe in detail the nature of their work. (Section 2)

If candidates and public officials get more than \$1,000 for work or receive gifts worth more than \$250, they must disclose the source and amount of the income or gift. They must also report the number of hours of services performed, if any, and a detailed description of the nature of the services performed. The bill requires more extensive reports by reducing the reporting threshold from \$5,000 to \$1,000 – the same threshold that legislators must follow now. (Section 6)

3 – Disclosing financial and business interests promptly after leaving public office

The legislation requires lawmakers and other public officials who leave office to report financial and business interests within 90 days upon leaving office. (Sections 3 and 5)

4 – Conflict of interest

The measure helps clear up ambiguities about when public officials have a conflict of interest. Those who work for the executive branch would have standards defining when the value of their stock or an ownership interest in a business is significant. An official with an ownership interest worth \$5,000 or more would be presumed to have a disqualifying interest in any matter affecting that business. (Section 8)

5 – Banning gifts from lobbyists to public officials

The bill prohibits public officials from accepting gifts from a lobbyist unless the lobbyist is an immediate member of the family. (Section 9)

6 – Restricting lobbying and similar activities after leaving public office

The bill tightens restrictions that now apply for two years after leaving service in the executive branch by eliminating the existing exception to those restrictions for work on legislation or regulations. (Section 10)

It also extends the existing one-year ban on lobbying to apply to deputy heads of departments and to persons holding policy-making positions in the Office of the Governor. The lobbying ban now applies only to the governor, lieutenant governor, and heads of departments. (Section 11)

Sectional Analysis of Governor's Ethics Bill

Section 1: This section would amend AS 15.13.040(m) to require electronic filing of campaign disclosure reports that candidates, groups, and others file with the Alaska Public Offices Commission. The section would allow the APOC to grant an exception in extraordinary circumstances.

Section 2: This section would amend AS 24.60.200 to require more detail in the financial disclosures that legislators, public members of the Select Committee on Legislative Ethics, and legislative directors file with the APOC. It would require that, for all income exceeding \$1,000, the disclosures describe the amount received, the number of hours spent to earn the income, and details regarding the services provided.

Section 3: This section would amend AS 24.60.210 to require former legislators, former public members of the Select Committee on Legislative Ethics, and former legislative directors to file financial disclosures with the APOC within 90 days of leaving service in those positions.

Section 4: This section would amend AS 24.60.210 to require electronic filing of financial disclosures that legislators, public members of the Select Committee on Legislative Ethics, and legislative directors file with the APOC, but would allow the APOC to grant an exception in extraordinary circumstances.

Section 5: This section would amend AS 39.50.020 to require financial disclosures from former public officials within 90 days of leaving service in their official positions. This requirement would apply to the governor and other high-ranking executive branch officials, judges and other judicial officers, and certain municipal officers, as well as some others.

Section 6: This section would amend AS 39.50.030(b) to require more detail in the financial disclosures that candidates and public officials file with the APOC. The current law requires reporting of income and interests exceeding \$5,000 in value; this section would require more extensive reporting by reducing that reporting threshold to \$1,000. In addition, it would require that, for all income exceeding \$1,000, the disclosures describe the source of the income, the amount received, the number of hours spent to earn the income, and details regarding the services provided. It would also require disclosure of all stock holdings, trust or similar interests, loans, loan guarantees, and indebtedness exceeding \$1,000 in value.

Section 7: This section would amend AS 39.50.050(a) to require electronic filing of candidates' and public officials' financial disclosures with the APOC. The section would allow the APOC to grant an exception in extraordinary circumstances.

Section 8: This section would amend AS 39.52.110 by defining an "insignificant financial interest" for purposes of the Executive Branch Ethics Act. It would make stock or an ownership interest in a business presumptively insignificant if the value of the interest is less than \$5,000.

Section 9: This section would amend the Executive Branch Ethics Act (AS 39.52.130(a)) to establish a presumption that all gifts from a lobbyist to a public officer (or a member of the officer's immediate family) are improper unless the lobbyist is an immediate family member of the gift's recipient.

Section 10: This section would amend the Executive Branch Ethics Act (AS 39.52.180(a)) by deleting some of the language defining "matter" for purposes of the two-year restrictions that apply to employment after leaving state service. The deleted language excludes work on legislation and regulations from the definition of "matter." The effect of this section would be to make the post-state employment limitations more restrictive by precluding former public officials from working on particular legislation or regulations after leaving state service if they personally and substantially participated in work on the same legislation or regulations during their state service.

Section 11: This section would amend the Executive Branch Ethics Act (AS 39.52.180(d)) to extend the existing one-year ban on lobbying to include deputy heads of principal departments and those holding policy-making positions in the Office of the Governor. Currently, the one-year lobbying ban applies only to the governor, lieutenant governor, and heads of principal departments.

Section 12: This section would restrict application of sections 10 (deletion of the legislation and regulations language from the post-state employment restrictions) and 11 (extension of the lobbying restrictions) to those who leave state service on or after the effective date of this enactment.

Section 13: This section would make sections 1, 4, and 7 (the sections addressing electronic filing with the APOC) effective on July 1, 2007.

Section 14: This section would make the remaining sections of the enactment effective immediately.

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number _____
Bill Version 0059-DOA-APOC-1-23-07
() Publish Date _____

Revision Date/Time (Note if correction) _____ Dept Affected Administration
Title An Act relating to the requirement for candidates, RDU AK Public Offices Commission
groups, legislators, public officials. Component AK Public Offices Commission
Sponsor Rules by Request
Requester Governor's Office Component No 70

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
Personal Services	00	00	00	00	00	00
Travel	00	00	00	00	00	00
Contractual	00	00	00	00	00	00
Supplies	00	00	00	00	00	00
Equipment	00	00	00	00	00	00
Land & Structures	00	00	00	00	00	00
Grants & Claims	00	00	00	00	00	00
Miscellaneous	00	00	00	00	00	00
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	00	00	00	00	00	00
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CHANGE IN REVENUES ()	00	00	00	00	00	00
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts	00	00	00	00	00	00
1003 GF Match	00	00	00	00	00	00
1004 GF	00	00	00	00	00	00
1005 GF/Program Receipts	00	00	00	00	00	00
1037 CF/Mental Health	00	00	00	00	00	00
Other (Specify Type--Do not abbreviate)	00	00	00	00	00	00
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2008) cost: 00

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

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill requires candidates, groups, legislators, public officials, and others to submit required reports electronically, requires legislators and public officials to file financial disclosures after leaving office, requires financial disclosure filers to provide a detailed description about services performed for compensation and about certain income, gifts, and other financial matters, establishes a presumption that an interest of less than \$5000 in a business is an "insignificant" interest for the purposes of the Executive Branch Ethics Act, prohibits gifts from lobbyists to public officers or the immediate family members of public officers, and tightens the restrictions on employment after leaving state service. It is not anticipated that this measure will add to the costs of the Public Offices Commission.

Prepared by Brooke Miles, Executive Director Phone 907-334-1726
Division Alaska Public Offices Commission Date/Time 1/23/07 12:00 AM
Approved by Melanie Millhorn, Deputy Commissioner Date 1/23/2007
Agency Department of Administration

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number _____
Bill Version LL07-59-LAW-OAE-1-24
() Publish Date _____

Revision Date/Time (Note if correction) _____ Dept. Affected Law
Title An Act relating to disclosures to the APOC and RDU Civil Division
Legislative and Executive Branch ethics Component Opinions, Appeals & Ethics
Sponsor Rules Committee
Requester Governor Component No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below

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

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

FUND SOURCE	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type - Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY 2007) cost 0.0
Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill amends the state's election campaign laws, legislative standards of conduct, public official financial disclosure laws, and the Executive Branch Ethics Act in an effort to require more detailed disclosures from current and former legislators and public officials, restrict public officers' receipt of gifts from lobbyists, and extend existing restrictions on public employees' employment after leaving state service. It is unclear whether these amendments will change the department's workload. The amendments may result in increased assistance to the APOC or executive branch client agencies, however, the budget impact is indeterminable since it is impossible to predict with any certainty how many complaints or questions will arise.

Prepared by Robert Meiners, Acting Director Phone 465-5427
Division Administrative Services Division Date/Time 1/24/07 1:29 PM
Approved by Robert Meiners for Talis Colberg, Attorney General Date 1/24/2007
Agency Department of Law

Nancy Manly

To: Londi Ensor

Subject: STA fiscal notes

Attachments: HB006-DOA-APOC-2-1-07.pdf; HB003-DOA-DMV-2-23-07.pdf; HB038-DOA-APOC-1-29-07.pdf; HB038-LAW-CJL-1-31-07.pdf; HB109-DOA-APOC-1-29-07.pdf

Londi: Attached are fiscal notes for bills that have passed out of the House State Affairs Committee.

HB 6 (1 fiscal note)

HB 3 (1 fiscal note)

HB 38 (two fiscal notes)

HB 109 (1 revised note - you have the others)

LEGAL SERVICES

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

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FAX (907) 465-2029
Mail Stop 3101

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

MEMORANDUM

March 5, 2007

SUBJECT: Comments by Drafter, regarding CSHB109(STA)
(Work Order No. 25-GH1059\L)

TO: Representative Bob Lynn
Chair of House State Affairs Committee
Attn: Mike Sica

FROM: Dan Wayne *DCW/lmb*
Legislative Counsel

Attached is the above-referenced bill draft for your review. In particular please note the following:

1. On page 28, line 11, I removed Sec. 2 from the list of sections that would become effective July 1, 2007. In drafting the amendment that eventually was adopted and became Sec. 2, I was permitted to discuss it with your staff, Representative Gruenberg's staff, and David Jones of the Department of Law. In those discussions I think it was generally understood that the effective date of the section, except as specifically noted otherwise in the language of the section itself, would be the same as the general effective date of the bill. Therefore, instead of giving a specific May 1, 2007 effective date for persons campaigning for or against a ballot proposition or initiative, as in the previous draft adopted by the committee (which was later rescinded for other reasons), I was able to accomplish the same thing but in much leaner and simpler language. By removing Sec. 2 from the list of sections that become effective July 1, 2007, the section becomes effective as I believe the committee intended.
2. Regarding the section amending AS 39.52.180(d) (page 26, lines 21 - 30), I modified the language of oral amendment 35 (by Representative Bob Roses) to conform with drafting requirements. I conformed the language of new subsection 39.52.180(e) (page 27, lines 1 - 9) and corresponding applicability sections as well, by adding the amended language.
3. On page 16, line 5, I believe the wrong cite is given for the definition of "caucus". The phrase "(o) of this section" should be deleted and replaced with "AS 24.60.037." I did not change the cite but I recommend doing so as the definition of caucus in the cite adopted by the committee does not sufficiently define the term "caucus" for the purposes of the newly adopted section.

DCW:lmb
07-043.lmb

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number _____
Bill Version LL07-59-LAW OAE-1-24
() Publish Date _____

Revision Date/Time (Note if correction) _____ Dept. Affected Law
Title An Act relating to disclosures to the APOC and RDU Civil Division
Legislative and Executive Branch ethics Component Opinions, Appeals & Ethics
Sponsor Rules Committee
Requester Governor Component No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below

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

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

FUND SOURCE (Thousands of Dollars)

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

Estimate of any current year (FY2007) cost: 0.0

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

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill amends the state's election campaign laws, legislative standards of conduct, public official financial disclosure laws, and the Executive Branch Ethics Act in an effort to require more detailed disclosures from current and former legislators and public officials, restrict public officers' receipt of gifts from lobbyists, and extend existing restrictions on public employees' employment after leaving state service. It is unclear whether these amendments will change the department's workload. The amendments may result in increased assistance to the APOC or executive branch client agencies, however, the budget impact is indeterminable since it is impossible to predict with any certainty how many complaints or questions will arise.

Prepared by Robert Meiners, Acting Director Phone 465-5427
Division Administrative Services Division Date/Time 1/24/07 1:29 PM
Approved by Robert Meiners for Talis Colberg, Attorney General Date 1/24/2007
Agency Department of Law

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number _____
Bill Version LL07-59-LAW-OAE-1-24
() Publish Date _____

Revision Date/Time (Note if correction) _____ Dept. Affected Law
Title An Act relating to disclosures to the APOC and RDU Civil Division
Legislative and Executive Branch ethics Component Opinions, Appeals & Ethics
Sponsor Rules Committee
Requester Governor Component No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below

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

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

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

Estimate of any current year (FY2007) cost. 0.0

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

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill amends the state's election campaign laws, legislative standards of conduct, public official financial disclosure laws, and the Executive Branch Ethics Act in an effort to require more detailed disclosures from current and former legislators and public officials, restrict public officers' receipt of gifts from lobbyists and extend existing restrictions on public employees' employment after leaving state service. It is unclear whether these amendments will change the department's workload. The amendments may result in increased assistance to the APOC or executive branch client agencies, however, the budget impact is indeterminable since it is impossible to predict with any certainty how many complaints or questions will arise.

Prepared by Robert Meiners, Acting Director Phone 465-5427
Division Administrative Services Division Date/Time 1/24/07 1 29 PM
Approved by Robert Meiners for Talis Colberg, Attorney General Date 1/24/2007
Agency Department of Law

Alaska State Legislature



Chairman
State Affairs Committee

Vice-Chairman
Economic Development, Trade & Tourism
Committee

Member
Judiciary Committee
Joint Armed Services Committee

Finance Subcommittees
Corrections
Labor and Workforce Development
Military and Veterans' Affairs
Public Safety

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716 W. 4th Ave., #650
Anchorage, AK 99501-2133

A Communication From
REPRESENTATIVE BOB LYNN
District 31 Anchorage

E-Mail: Representative_Bob_Lynn@legis.state.ak.us
"Bob Lynn's Alaska Blog" RepBobLynnBlog.com

Phone: (907) 269-0205
Fax: (907) 269-0207

January 29, 2007

Governor Sarah Palin
State of Alaska
P.O. Box 110001
Juneau, Alaska 99811-0001

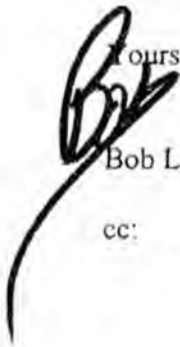
Dear Governor Palin,

During our State Affairs Committee hearing January 23, I named a State Affairs Sub-Committee to look at the various ethics bills. The sub-committee will review many of the ethics bills and recommend to the full committee what might be appropriate to include in your Governor's Bill HB 109. I named Rep. Coghill as the Sub-Committee Chair, and Representatives Roses and Gruenberg as members. A copy of my remarks to the Committee is attached.

HB 109 is scheduled to come before the State Affairs Committee on January 30. There will be no testimony on the bill on that date. The idea is to place your bill on the table so there will be no delay when the sub-committee reports back to the full committee. HB 10 and HB 20 have both been heard January 23 and referred to the sub-committee. HB 38 and HB 58 will be heard and referred to the sub-committee on February 1. This will facilitate the work of the sub-committee.

Both as Chair of the House State Affairs Committee and personally, I thank you for working toward improved ethics legislation. I agree that it is best to have one bill – and I believe it should be your governor's bill that moves good ethics legislation through the legislative process. As you said (and as I said during last Tuesday's State Affairs Committee meeting) it is best that no individual legislator's names appear on the ethics bill. The subject is too important for "pride of authorship," political grandstanding, or party agendas. I look forward to working with you on important ethics legislation, as well as other bills.

Sincerely,


Bob Lynn

cc: John Bitney, Governor's Legislative Liaison Director
Members of the State Affairs Sub-Committee

ALASKA STATE LEGISLATURE

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Anchorage

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Representative Berta Gardner

House District 24

January 29, 2007

The Honorable Sarah Palin
Governor of Alaska
P.O. Box 11001
Juneau, AK 99811

Dear Governor Palin,

I appreciate your willingness to meet with me to talk about ethics reform. I also want to thank you for your commitment to this timeless issue and for introducing a bill that will lead the way for comprehensive ethics reform in Alaska's Legislative and Executive Branches. We both understand there is nothing more important for an effective government than the trust and respect of the people it serves.

I think House Bill 109 is a great start. It's right on track and it can be made even stronger. As promised I am providing you with a few items I believe should be included in comprehensive ethics reform. These additions are not new ideas; they are well known deficiencies in our ethics code.


- **Campaign contributions:** It is currently not illegal in State law to offer, pay or accept a campaign contribution in return for promised actions. A.S. 11.56 should be amended to make it is illegal to offer, accept or pay a campaign contribution in return for a sitting legislator or candidate's agreement to change a position.
- **Restrictions on earned income:** Alaskan's too often suspect that their Legislator's outside work conflicts with his or her official duties. A.S. 24.60.085 should be amended to define which activities are strictly a function of the legislative office and may only be performed in an official capacity and never for outside compensation. This would include legislative, administrative and political actions.

- **Required annual financial disclosures:** There is a loophole in 24.60 and dividends received from an LLC as compensation for personal services do not have to be reported as income. A.S. 24.60 should be amended to require all forms of income, including dividends to be reported.

I am looking forward to seeing meaningful ethics reform move through the Legislature and I applaud your energy and vision. The leadership is long overdue and will provide the public with confidence that Alaska's ethics laws are clear and enforceable.

Thank you for taking the time to review my suggestions. I look forward to working with you to move our state forward.

Sincerely,


Representative Berta Gardner

Cc: Rep. Bob Lynn, Chair, House State Affairs Committee
Rep. John Coghill, Chair, Ethics Subcommittee, House State Affairs
Rep. Bob Roses, Ethics Subcommittee, House State Affairs
Rep. Max Gruenberg, Ethics Subcommittee, House State Affairs
John Bitney, Legislative Director, Office of Governor Sarah Palin

HB

109

2/3/07 -

2/10/07

SUB-

COMMITTEE

SUBCOMMITTEE ON ETHICS



Representative John Coghill
Representative Max Gruenberg
Representative Bob Roses

Appointed By:
Representative Bob Lynn, Chairman
HOUSE STATE AFFAIRS COMMITTEE

Subject ETHICS : MultiBill Display



BILL	SHORT TITLE	PRIME SPONSOR(s)	CURRENT STATUS	STATUS DATE
HB 5	REPORTING CAMPAIGN CONTRIBUTIONS/EXPENSES	NEUMAN	(H) STA	01/16/07
HB 6	CAMPAIGN CONTRIBUTIONS	** HARRIS, RAMRAS	(H) STA	01/16/07
HB 10	LEGISLATIVE DISCLOSURES/OUTSIDE INCOME	** LYNN, GARDNER	(H) STA	01/16/07
HB 15	BOARD OF FISHERIES CONFLICTS OF INTEREST	SEATON	(H) FSH	01/16/07
HB 20	CAMPAIGN FINANCE/LOBBYING/CONSULTING	** HARRIS, MEYER	(H) STA	01/16/07
HB 27	LEGISLATIVE DISCLOSURES: PERSONAL COMP	GARDNER	(H) STA	01/16/07
HB 38	IMPROPER CONTRIBUTIONS TO LEGISLATORS	** GARA, CRAWFORD	(H) STA	01/16/07
HB 58	EXEC. BRANCH ETHICS:INTERESTS & ACTIONS	** GARA, GARDNER	(H) STA	01/16/07
HB 109	DISCLOSURES & ETHICS	RLS BY REQUEST OF THE GOVERNOR	(H) STA	01/25/07
HB 119	LEGISLATIVE & LOBBYIST ETHICS TRAINING	COGHILL	(H) STA	02/05/07
SB 13	BAN CONSULTING CONTRACTS WITH LEGISLATORS	STEVENS	(S) JUD	01/16/07
SB 19	EXEC. BRANCH ETHICS:INTERESTS & ACTIONS	** FRENCH, ELTON	(S) FIN	02/02/07
SB 20	LEGISLATIVE DISCLOSURES	** FRENCH, ELTON	(S) FIN	02/02/07
SB 63	CAMPAIGN CONTRIBUTION DISCLOSURE	BUNDE	(S) JUD	01/22/07
SB 64	DISCLOSURES & ETHICS	RLS BY REQUEST OF THE GOVERNOR	(S) JUD	01/26/07

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Bill History/Action Display



BILL: HB 5

SHORT TITLE: REPORTING CAMPAIGN CONTRIBUTIONS/EXPENSES

BILL VERSION:

CURRENT STATUS: (H) STA

STATUS DATE: 01/16/07

THEN JUD

SPONSOR(s): REPRESENTATIVE(s) NEUMAN

TITLE: "An Act relating to reporting campaign contributions and expenditures to the Alaska Public Offices Commission; and providing for an effective date "

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01/16/07	0022	(H) READ THE FIRST TIME - REFERRALS
01/16/07	0022	(H) STA, JUD
01/16/07	0022	(H) REFERRED TO STATE AFFAIRS

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BILL: HB 6

SHORT TITLE: CAMPAIGN CONTRIBUTIONS

BILL VERSION:

CURRENT STATUS: (H) STA

STATUS DATE: 01/16/07

THEN JUD

SPONSOR(s): REPRESENTATIVE(s) HARRIS, RAMRAS, HAWKER, CHENAULT, SAMUELS, FAIRCLOUGH, NEUMAN, OLSON, DAHLSTROM, SEATON, JOHNSON

HEARING: (H) STA Feb 03 10:00 AM SPEAKER'S CHAMBER

TITLE: "An Act relating to campaign contributions by groups that are not political parties; and providing for an effective date."

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01/16/07	0022	(H) STA, JUD
01/16/07	0022	(H) REFERRED TO STATE AFFAIRS
01/22/07	0086	(H) JT. PRIME SPONSOR REMOVED: DAHLSTROM
01/24/07	0097	(H) JT. PRIME SPONSOR REINSTATED: DAHLSTROM

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BILL: HB 10

SHORT TITLE: LEGISLATIVE
DISCLOSURES/OUTSIDE INCOME

BILL VERSION:

CURRENT STATUS: (H) STA
THEN JUD

STATUS DATE: 01/16/07

SPONSOR(s): REPRESENTATIVE(s) LYNN, GARDNER, GATTO, GARA, SEATON, HOLMES, LEDOUX, BUCH,
WILSON, DOOGAN, Gruenberg, Crawford

HEARING: (H) STA Feb 03 10:00 AM SPEAKER'S CHAMBER

TITLE: "An Act prohibiting legislators and certain former legislators from accepting or agreeing to accept compensation for certain work; relating to disclosures under the Legislative Ethics Act; and providing for an effective date."

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01/16/07	0023	(H) READ THE FIRST TIME - REFERRALS
01/16/07	0023	(H) STA, JUD
01/16/07	0023	(H) REFERRED TO STATE AFFAIRS
01/24/07	0097	(H) COSPONSOR(S): CRAWFORD

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BILL: HB 20

SHORT TITLE: CAMPAIGN

BILL VERSION:

FINANCE/LOBBYING/CONSULTING

CURRENT STATUS: (H) STA

STATUS DATE: 01/16/07

THEN JUD

SPONSOR(s): REPRESENTATIVE(s) HARRIS, MEYER, HAWKER, CHENAULT, SAMUELS, FAIRCLOUGH, NEUMAN, WILSON, LEDOUX, THOMAS, RAMRAS, JOHNSON, Lynn, Olson

HEARING: (H) STA Feb 03 10:00 AM SPEAKER'S CHAMBER

TITLE: "An Act relating to disclosure of campaign contributions; prohibiting spouses and domestic partners of legislators and legislative employees from receiving compensation for lobbying; and prohibiting legislators and legislative employees from entering into contracts to provide consulting services."

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01/16/07	0027	(H) PREFILE RELEASED 1/5/07
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01/16/07	0027	(H) STA, JUD
01/16/07	0027	(H) REFERRED TO STATE AFFAIRS
01/22/07	0087	(H) COSPONSOR(S): LYNN, OLSON

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BILL: HB 27
BILL VERSION:

SHORT TITLE: LEGISLATIVE DISCLOSURES:
PERSONAL COMP

CURRENT STATUS: (H) STA
THEN JUD

STATUS DATE: 01/16/07

SPONSOR(s): REPRESENTATIVE(s) GARDNER, Buch

TITLE: "An Act relating to disclosure to the Alaska Public Offices Commission of information about certain income received as compensation for personal services by legislators, public members of the Select Committee on Legislative Ethics, and legislative directors subject to the provisions of the Legislative Ethics Act; and providing for an effective date."

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01/16/07	0029	(H) PREFILE RELEASED 1/5/07
01/16/07	0029	(H) READ THE FIRST TIME - REFERRALS
01/16/07	0029	(H) STA, JUD
01/16/07	0029	(H) REFERRED TO STATE AFFAIRS

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BILL: HB 38

SHORT TITLE: IMPROPER CONTRIBUTIONS TO LEGISLATORS

BILL VERSION:

CURRENT STATUS: (H) STA

STATUS DATE: 01/16/07

THEN JUD, FIN

SPONSOR(s): REPRESENTATIVE(s) GARA, CRAWFORD, GARDNER, DOLL, KAWASAKI, BUCH, DOOGAN, GRUENBERG

HEARING: (H) STA Feb 03 10:00 AM SPEAKER'S CHAMBER

TITLE: " An Act relating to legislators and candidates for the legislature and to certain campaign contributions made in exchange for certain agreements."

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01/16/07	0032	(H) PREFILE RELEASED 1/5/07
01/16/07	0032	(H) READ THE FIRST TIME - REFERRALS
01/16/07	0032	(H) STA, JUD, FIN
01/16/07	0032	(H) REFERRED TO STATE AFFAIRS

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BILL: HB 58

SHORT TITLE: EXEC. BRANCH ETHICS:INTERESTS & ACTIONS

BILL VERSION:

CURRENT STATUS: (H) STA
THEN JUD

STATUS DATE: 01/16/07

SPONSOR(s): REPRESENTATIVE(s) GARA, GARDNER, KAWASAKI, DOOGAN, GRUENBERG Buch. Crawford
HEARING: (H) STA Feb 03 10:00 AM SPEAKER'S CHAMBER

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

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01/16/07	0039	(H) PREFILE RELEASED 1/5/07
01/16/07	0039	(H) READ THE FIRST TIME - REFERRALS
01/16/07	0039	(H) STA, JUD
01/16/07	0039	(H) REFERRED TO STATE AFFAIRS
01/24/07	0098	(H) COSPONSOR(S): CRAWFORD

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BILL: HB 109

SHORT TITLE: DISCLOSURES & ETHICS

BILL VERSION:

CURRENT STATUS: (H) STA

STATUS DATE: 01/25/07

THEN JUD

SPONSOR(s): RLS BY REQUEST OF THE GOVERNOR

HEARING: (H) STA Feb 03 10:00 AM SPEAKER'S CHAMBER

TITLE: "An Act relating to the requirement for candidates, groups, legislators, public officials, and other persons to submit reports electronically to the Alaska Public Offices Commission; relating to disclosures by legislators, public members of the Select Committee on Legislative Ethics, legislative directors, public officials, and certain candidates for public office concerning services performed for compensation and concerning certain income, gifts, and other financial matters, requiring legislators, public members of the Select Committee on Legislative Ethics, legislative directors, public officials, and municipal officers to make certain financial disclosures when they leave office; relating to insignificant ownership interest in a business and to gifts from lobbyists for purposes of the Alaska Executive Branch Ethics Act; relating to certain restrictions on employment after leaving state service for purposes of the Alaska Executive Branch Ethics Act; and providing for an effective date."

Bill Root:

Committee Action with Bill History

Jrn-Date	Jrn-Page	Action
01/25/07	0108	(H) READ THE FIRST TIME - REFERRALS
01/25/07	0108	(H) STA, JUD
01/25/07	0108	(H) FN1: ZERO(ADM)
01 25 07	0108	(H) FN2: ZERO(LAW)
01/25/07	0108	(H) GOVERNOR'S TRANSMITTAL LETTER
01/25/07	0108	(H) REFERRED TO STATE AFFAIRS

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BILL: SB 13

SHORT TITLE: BAN CONSULTING CONTRACTS WITH LEGISLATORS

BILL VERSION:

CURRENT STATUS: (S) JUD

STATUS DATE: 01/16/07

THEN STA

SPC SOR(s): SENATOR(S) STEVENS

TITLE: "An Act prohibiting a legislator from providing consulting services to a person in the private sector or agreeing to accept consulting fees from a person in the private sector "

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01/16/07	0016	(S) PREFILE RELEASED 1/5/07
01/16/07	0016	(S) READ THE FIRST TIME - REFERRALS
01/16/07	0016	(S) JUD, STA
01/16/07	0016	(S) REFERRED TO JUDICIARY

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BILL: SB 20

SHORT TITLE: LEGISLATIVE DISCLOSURES

BILL VERSION:

CURRENT STATUS: (S) FIN

STATUS DATE: 02/02/07

SPONSOR(s): SENATOR(S) FRENCH, ELTON, MCGUIRE, WIELECHOWSKI, THOMAS, HUGGINS, Ellis, Stevens, Cowdery, Olson, Hoffman, Kookesh, Davis, Green, Stedman

HEARING: (S) FIN Feb 07 9:00 AM SENATE FINANCE 532 TELECONFERENCE

TITLE: "An Act relating to disclosure to the Alaska Public Offices Commission of information about certain income received as compensation for personal services by legislators, public members of the Select Committee on Legislative Ethics, and legislative directors subject to the Legislative Ethics Act; and providing for an effective date."

Bill Root:

Jm-Date	Jm-Page	Action
01/16/07	0018	(S) PREFILE RELEASED 1/5/07
01/16/07	0018	(S) READ THE FIRST TIME - REFERRALS
01/16/07	0019	(S) JUD, STA. FIN
01/24/07	0089	(S) COSPONSOR(S): STEVENS, COWDERY, OLSON, HOFFMAN, KOOKESH, DAVIS, GREEN, STEDMAN
01/26/07	0099	(S) JUD RPT CS 2DP 3AM SAME TITLE
01/26/07	0099	(S) DP: FRENCH, MCGUIRE
01/26/07	0099	(S) AM: HUGGINS, WIELECHOWSKI, THERRIAULT
01/26/07	0099	(S) FN1: ZERO(ADM)
02/02/07	0148	(S) STA RPT CS 5DP NEW TITLE
02/02/07	0148	(S) DP: MCGUIRE, FRENCH, STEVENS, GREEN, BUNDE
02/02/07	0148	(S) FN2: ZERO(ADM)
02/02/07	0148	(S) REFERRED TO FINANCE

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BILL: SB 63

SHORT TITLE: CAMPAIGN CONTRIBUTION DISCLOSURE

BILL VERSION:

CURRENT STATUS: (S) JUD

STATUS DATE: 01/22/07

THEN STA, FIN

SPONSOR(s): SENATOR(S) BUNDE

TITLE: "An Act relating to disclosure of political campaign contributions."

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01/22/07	0074	(S) READ THE FIRST TIME - REFERRALS
01/22/07	0074	(S) JUD, STA, FIN
01/22/07	0074	(S) REFERRED TO JUDICIARY

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BILL: SB 64

SHORT TITLE: DISCLOSURES & ETHICS

BILL VERSION:

CURRENT STATUS: (S) JUD

STATUS DATE: 01/26/07

THEN STA, FIN

SPONSOR(s): RLS BY REQUEST OF THE GOVERNOR

HEARING: (S) JUD Feb 08 3:30 PM BUTROVICH 205 -- Note Time and Location -- TELECONFERENCE

TITLE: "An Act relating to the requirement for candidates, groups, legislators, public officials, and other persons to submit reports electronically to the Alaska Public Offices Commission; relating to disclosures by legislators, public members of the Select Committee on Legislative Ethics, legislative directors, public officials, and certain candidates for public office concerning services performed for compensation and concerning certain income, gifts, and other financial matters; requiring legislators, public members of the Select Committee on Legislative Ethics, legislative directors, public officials, and municipal officers to make certain financial disclosures when they leave office; relating to insignificant ownership interest in a business and to gifts from lobbyists for purposes of the Alaska Executive Branch Ethics Act; relating to certain restrictions on employment after leaving state service for purposes of the Alaska Executive Branch Ethics Act; and providing for an effective date."

Bill Root:

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01/26/07	0100	(S) FN1: ZERO(ADM)
01/26/07	0100	(S) FN2: ZERO(LAV.)
01/26/07	0101	(S) GOVERNOR'S TRANSMITTAL LETTER
01/26/07	0101	(S) REFERRED TO JUDICIARY

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HB5

HB5

HOUSE BILL NO. 5
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE NEUMAN

Introduced: 1/16/07
Referred: State Affairs, Judiciary

A BILL
FOR AN ACT ENTITLED

1 "An Act relating to reporting campaign contributions and expenditures to the Alaska
2 Public Offices Commission; and providing for an effective date."

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

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

5 (a) Except as provided in [(g) AND] (l) of this section, each candidate shall
6 make a full report, upon a form prescribed by the commission,

7 (1) listing

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

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

12 (C) the name, address, date, and amount contributed by each
13 contributor; and

14 (D) for contributions in excess of \$250 in the aggregate during

1 a calendar year, the principal occupation and employer of the contributor; and
2 (2) filed in accordance with AS 15.13.110 and certified correct by the
3 candidate or campaign treasurer.

4 * Sec. 2. AS 24.60.080(e) is amended to read:

5 (e) A political contribution is not a gift under this section if it is reported under
6 AS 15.13.040 [OR IS EXEMPT FROM THE REPORTING REQUIREMENT
7 UNDER AS 15.13.040(g)]. The use of a bulk mailing permit owned by a legislator's
8 campaign committee or used in a legislator's election campaign is not a gift to that
9 legislator under this section.

10 * Sec. 3. AS 15.13.040(g) is repealed.

11 * Sec. 4. This Act takes effect July 1, 2007.

HB 6

HB 6

HOUSE BILL NO. 6

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVES HARRIS, RAMRAS, HAWKER, CHENAULT, SAMUELS, FAIRCLOUGH,
NEUMAN, OLSON, DAHLSTROM, SEATON, AND JOHNSON**

Introduced: 1/16/07

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to campaign contributions by groups that are not political parties; and
2 providing for an effective date."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * Section 1. AS 15.13.070(c) is amended to read:

5 (c) A group that is not a political party may contribute not more than \$500 a
6 [\$1,000 PER] year

7 (1) to a candidate, or to an individual who conducts a write-in
8 campaign as a candidate;

9 (2) to another group, to a nongroup entity, or to a political party.

10 * Sec. 2. This Act takes effect July 1, 2007.

HB 10

HB 10

HOUSE BILL NO. 10

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES LYNN, GARDNER, GATTO, GARA, SEATON, HOLMES, LEDOUX, BUCH,
WILSON, AND DOOGAN, Gruenberg, Crawford

Introduced: 1/16/07

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act prohibiting legislators and certain former legislators from accepting or
2 agreeing to accept compensation for certain work; relating to disclosures under the
3 Legislative Ethics Act; and providing for an effective date."

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

5 * Section 1. AS 24.60.020(a) is amended to read:

6 (a) Except as otherwise provided in this subsection, this chapter applies to a
7 member of the legislature, to a legislative employee, and to public members of the
8 committee. This chapter does not apply to

9 (1) a former member of the legislature or to a person formerly
10 employed by the legislative branch of government unless a [THE] provision of this
11 chapter specifically states that it applies;

12 (2) a person elected to the legislature who at the time of election is not
13 a member of the legislature.

14 * Sec. 2. AS 24.60.085 is amended by adding a new subsection to read:

1 (c) During the term for which elected or appointed and for one year thereafter,
 2 a legislator may not, directly or by authorizing another to act on the legislator's behalf,
 3 accept or agree to accept compensation, except from the State of Alaska, for work
 4 associated with legislative, administrative, or political action.

5 * Sec. 3. AS 24.60 is amended by adding a new section to article 2 to read:

6 **Sec. 24.60.115. Disclosures by a former legislator, legislative employee, or**
 7 **public member of the committee.** When a person who is a legislator, legislative
 8 employee, or public member of the committee is required to file a disclosure under
 9 this chapter, that person, as a former legislator, legislative employee, or public
 10 member of the committee is also required to file a disclosure if the matter subject to
 11 disclosure existed while the person was a legislator, legislative employee, or public
 12 member of the committee.

13 * Sec. 4. AS 24.60.200 is amended to read:

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

21 (1) the information that a public official is required to report under
 22 AS 39.50.030, other than information about gifts;

23 (2) as to income in excess of \$1,000 received as compensation for
 24 personal services, and as to a dividend received from a limited liability company
 25 as compensation for personal services, the name and address of the source of the
 26 income, and a statement describing

27 (A) the nature of the services performed with a description
 28 sufficient to make clear to a person of ordinary understanding the specific
 29 services performed unless and only to the extent those services are
 30 required to be kept confidential under a state or federal law, including the
 31 common law;

1 (B) the approximate total number of hours that have been
 2 spent or will be spent performing the services; and

3 (C) the amount of income received from the source, if the [;
 4 IF THE SOURCE OF INCOME IS KNOWN OR REASONABLY SHOULD
 5 BE KNOWN TO HAVE A SUBSTANTIAL INTEREST IN LEGISLATIVE,
 6 ADMINISTRATIVE, OR POLITICAL ACTION AND THE] recipient of the
 7 income is a legislator or legislative director [, THE AMOUNT OF INCOME
 8 RECEIVED FROM THE SOURCE SHALL BE DISCLOSED];

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

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

16 APPLICABILITY. (a) Sections 1 and 3 of this Act apply to all persons who become
 17 former legislators on or after the effective date of this Act and to all former legislators who
 18 were members of the legislature between April 9, 2006, and the effective date of this Act.

19 (b) Former legislators who were members of the legislature between April 9, 2006,
 20 and the effective date of this Act shall make the disclosure required by AS 24.60.115, added
 21 by sec. 3 of this Act, within 30 days after the effective date of this Act.

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

24 RETROACTIVITY. To the extent required by sec. 5 of this Act, secs. 1 and 3 of this
 25 Act are retroactive under AS 01.10.090.

26 * Sec. 7. This Act takes effect July 1, 2007.

HB 20

HR 20

HOUSE BILL NO. 20

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES HARRIS, MEYER, HAWKER, CHENAULT, SAMUELS, FAIRCLOUGH,
NEUMAN, WILSON, LEDOUX, THOMAS, RAMRAS, AND JOHNSON, Lynn, Olson

Introduced: 1/16/07
Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to disclosure of campaign contributions; prohibiting spouses and
2 domestic partners of legislators and legislative employees from receiving compensation
3 for lobbying; and prohibiting legislators and legislative employees from entering into
4 contracts to provide consulting services."

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

6 * Section 1. AS 15 13.040(a) is amended to read:

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

9 (1) listing

10 (A) the date and amount of all expenditures made by the
11 candidate;

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

14 (C) the name, address, principal occupation, and employer of

1 each contributor and the date [,] and amount of each contribution from
 2 [CONTRIBUTED BY] each contributor [; AND

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

6 (2) filed in accordance with AS 15.13.110 and certified correct by the
 7 candidate or campaign treasurer.

8 * Sec. 2. AS 15.13.040(b) is amended to read:

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

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

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

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

20 * Sec. 3. AS 15.13.040(j) is amended to read:

21 (j) Each [EXCEPT AS PROVIDED IN (I) OF THIS SECTION, EACH]
 22 nongroup entity shall make a full report in accordance with AS 15.13.110 upon a form
 23 prescribed by the commission and certified by the nongroup entity's treasurer, listing

24 (1) the name and address of each officer and director of the nongroup
 25 entity;

26 (2) the aggregate amount of all contributions made to the nongroup
 27 entity for the purpose of influencing the outcome of an election;

28 (3) for all contributions described in (2) of this subsection, the name,
 29 address, date, and amount contributed by each contributor and, for all contributions
 30 described in (2) of this subsection in excess of \$250 in the aggregate during a calendar
 31 year, the principal occupation and employer of the contributor; and

1 (4) the date and amount of all contributions made by the nongroup
2 entity, and, except as provided for certain independent expenditures in
3 AS 15.13.135(a), all expenditures made, incurred, or authorized by the nongroup
4 entity, for the purpose of influencing the outcome of an election; a nongroup entity
5 shall report contributions made to a different nongroup entity for the purpose of
6 influencing the outcome of an election and expenditures made on behalf of a different
7 nongroup entity for the purpose of influencing the outcome of an election as soon as
8 the total contributions and expenditures to that nongroup entity for the purpose of
9 influencing the outcome of an election reach \$500 in a year and for all subsequent
10 contributions and expenditures to that nongroup entity in a year whenever the total
11 contributions and expenditures to that nongroup entity for the purpose of influencing
12 the outcome of an election that have not been reported under this paragraph reach
13 \$500.

14 * Sec. 4. AS 24.45.121 is amended by adding a new subsection to read:

15 (d) A person who is married to or who is the domestic partner of a legislator
16 may not receive any consideration for engaging in lobbying, and a person may not
17 employ for pay or any consideration or pay or agree to pay consideration for engaging
18 in lobbying to a person who is married to or who is the domestic partner of a
19 legislator.

20 * Sec. 5. AS 24.60.030(a) is amended to read:

21 (a) A legislator or legislative employee may not

22 (1) solicit, agree to accept, or accept a benefit other than official
23 compensation for the performance of public duties; this paragraph may not be
24 construed to prohibit lawful solicitation for and acceptance of campaign contributions,
25 solicitation or acceptance of contributions for a charity event, as defined in
26 AS 24.60.080(c)(10), or the acceptance of a lawful gratuity under AS 24.60.080;

27 (2) use public funds, facilities, equipment, services, or another
28 government asset or resource for a nonlegislative purpose, for involvement in or
29 support of or opposition to partisan political activity, or for the private benefit of either
30 the legislator, legislative employee, or another person; this paragraph does not prohibit

31 (A) limited use of state property and resources for personal

1 purposes if the use does not interfere with the performance of public duties and
2 either the cost or value related to the use is nominal or the legislator or
3 legislative employee reimburses the state for the cost of the use;

4 (B) the use of mailing lists, computer data, or other information
5 lawfully obtained from a government agency and available to the general
6 public for nonlegislative purposes;

7 (C) telephone or facsimile use that does not carry a special
8 charge;

9 (D) the legislative council, notwithstanding AS 24.05.190,
10 from designating a public facility for use by legislators and legislative
11 employees for health or fitness purposes; when the council designates a facility
12 to be used by legislators and legislative employees for health or fitness
13 purposes, it shall adopt guidelines governing access to and use of the facility;
14 the guidelines may establish times in which use of the facility is limited to
15 specific groups;

16 (E) a legislator from using the legislator's private office in the
17 capital city during a legislative session, and for the 10 days immediately before
18 and the 10 days immediately after a legislative session, for nonlegislative
19 purposes if the use does not interfere with the performance of public duties and
20 if there is no cost to the state for the use of the space and equipment, other than
21 utility costs and minimal wear and tear, or the legislator promptly reimburses
22 the state for the cost; an office is considered a legislator's private office under
23 this subparagraph if it is the primary space in the capital city reserved for use
24 by the legislator, whether or not it is shared with others;

25 (F) a legislator from use of legislative employees to prepare
26 and send out seasonal greeting cards;

27 (G) a legislator from using state resources to transport
28 computers or other office equipment owned by the legislator but primarily used
29 for a state function;

30 (H) use by a legislator of photographs of that legislator;

31 (I) reasonable use of the Internet by a legislator or a legislative

1 employee except if the use is for election campaign purposes;

2 (J) a legislator or legislative employee from soliciting,
3 accepting, or receiving a gift on behalf of a recognized, nonpolitical charitable
4 organization in a state facility;

5 (K) a legislator from sending any communication in the form of
6 a newsletter to the legislator's constituents, except a communication expressly
7 advocating the election or defeat of a candidate or a newsletter or material in a
8 newsletter that is clearly only for the private benefit of a legislator or a
9 legislative employee; or

10 (L) full participation in a charity event approved in advance by
11 the Alaska Legislative Council;

12 (3) knowingly seek, accept, use, allocate, grant, or award public funds
13 for a purpose other than that approved by law, or make a false statement in connection
14 with a claim, request, or application for compensation, reimbursement, or travel
15 allowances from public funds;

16 (4) require a legislative employee to perform services for the private
17 benefit of the legislator or employee at any time, or allow a legislative employee to
18 perform services for the private benefit of a legislator or employee on government
19 time; it is not a violation of this paragraph if the services were performed in an
20 unusual or infrequent situation and the person's services were reasonably necessary to
21 permit the legislator or legislative employee to perform official duties;

22 (5) use or authorize the use of state funds, facilities, equipment,
23 services, or another government asset or resource for the purpose of political fund
24 raising or campaigning; this paragraph does not prohibit

25 (A) limited use of state property and resources for personal
26 purposes if the use does not interfere with the performance of public duties and
27 either the cost or value related to the use is nominal or the legislator or
28 legislative employee reimburses the state for the cost of the use;

29 (B) the use of mailing lists, computer data, or other information
30 lawfully obtained from a government agency and available to the general
31 public for nonlegislative purposes;

1 (C) telephone or facsimile use that does not carry a special
2 charge;

3 (D) storing or maintaining, consistent with (b) of this section,
4 election campaign records in a legislator's office;

5 (E) a legislator from using the legislator's private office in the
6 capital city during a legislative session, and for the 10 days immediately before
7 and the 10 days immediately after a legislative session, for nonlegislative
8 purposes if the use does not interfere with the performance of public duties and
9 if there is no cost to the state for the use of the space and equipment, other than
10 utility costs and minimal wear and tear, or the legislator promptly reimburses
11 the state for the cost; an office is considered a legislator's private office under
12 this subparagraph if it is the primary space in the capital city reserved for use
13 by the legislator, whether or not it is shared with others; or

14 (F) use by a legislator of photographs of that legislator;

15 (6) enter into a contract to provide consulting services.

16 * Sec. 6. AS 24.60.080(e) is amended to read:

17 (e) A political contribution is not a gift under this section if it is reported under
18 AS 15.13.040 [OR IS EXEMPT FROM THE REPORTING REQUIREMENT
19 UNDER AS 15.13.040(g)]. The use of a bulk mailing permit owned by a legislator's
20 campaign committee or used in a legislator's election campaign is not a gift to that
21 legislator under this section.

22 * Sec. 7. AS 15.13.040(g) and 15.13.040(l) are repealed.

HB 27

HB 27

HOUSE BILL NO. 27
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES GARDNER, Buch

Introduced: 1/16/07

Referred: State Affairs, Judiciary

A BILL
FOR AN ACT ENTITLED

1 "An Act relating to disclosure to the Alaska Public Offices Commission of information
2 about certain income received as compensation for personal services by legislators,
3 public members of the Select Committee on Legislative Ethics, and legislative directors
4 subject to the provisions of the Legislative Ethics Act; and providing for an effective
5 date."

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

7 * Section 1, AS 24.60.200 is amended to read:

8 Sec. 24.60.200. Financial disclosure by legislators, public members of the
9 committee, and legislative directors. A legislator, a public member of the committee,
10 and a legislative director shall file a disclosure statement, under oath and on penalty of
11 perjury, with the Alaska Public Offices Commission giving the following information
12 about the income received by the discloser, the discloser's spouse or domestic partner,
13 the discloser's dependent children, and the discloser's nondependent children who are

1 living with the discloser:

2 (1) the information that a public official is required to report under
3 AS 39.50.030, other than information about gifts;

4 (2) as to income in excess of \$1,000 received as compensation for
5 personal services, and as to a dividend received from a limited liability company
6 as compensation for personal services, the name and address of the source of the
7 income, and a statement describing

8 (A) the nature of the services performed, with sufficient
9 description to make clear to a person of ordinary understanding the
10 specific services performed, unless those services require the issuance of a
11 state or federal professional license;

12 (B) the approximate total number of hours that have been
13 spent or will be spent performing the services; and

14 (C) the amount of income received from the source, if the [;
15 IF THE SOURCE OF INCOME IS KNOWN OR REASONABLY SHOULD
16 BE KNOWN TO HAVE A SUBSTANTIAL INTEREST IN LEGISLATIVE,
17 ADMINISTRATIVE, OR POLITICAL ACTION AND THE] recipient of the
18 income is a legislator or legislative director [, THE AMOUNT OF INCOME
19 RECEIVED FROM THE SOURCE SHALL BE DISCLOSED];

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

25 * Sec. 2. AS 24.60.990(a) is amended by adding a new paragraph to read:

26 (17) "professional license" means a license required for a profession
27 regulated by the federal government or by a state.

28 * Sec. 3. This Act takes effect July 1, 2007.

HB 38

HB 38

HOUSE BILL NO. 38

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES GARA, CRAWFORD, GARDNER, DOLL, KAWASAKI, BUCH, DOOGAN, AND
GRUENBFRG

Introduced: 1/16/07

Referred: State Affairs, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to legislators and candidates for the legislature and to certain
2 campaign contributions made in exchange for certain agreements."

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

4 * Section 1. AS 11.56 is amended by adding a new section to article 1 to read:

5 Sec. 11.56.135. Improper legislative campaign contribution and
6 agreement. (a) A person commits the crime of improper legislative campaign
7 contribution and agreement if the person

8 (1) explicitly agrees to make a campaign contribution to a member of
9 the legislature or a candidate for the legislature, and makes that contribution, in
10 exchange for an agreement by the legislator or the candidate to alter the legislator's or
11 candidate's position on a legislative matter; or

12 (2) as a member of the legislature or a candidate for the legislature
13 accepts a campaign contribution and explicitly agrees, in exchange for that
14 contribution, to alter the legislator's or candidate's position on a legislative matter.

1 (b) Improper legislative campaign contribution and agreement is a class B
2 felony.

3 * Sec. 2. The uncodified law of the State of Alaska is amended by adding a new section to
4 read:

5 APPLICABILITY. This Act applies to offenses occurring on or after the effective date
6 of this Act.

HB 58

HR 58

HOUSE BILL NO. 58

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES GARA, GARDNER, KAWASAKI, DOOGAN, AND GRUENBERG, Buch,
CrawfordIntroduced: 1/16/07
Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

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

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

5 * Section 1. AS 39.52.110(b) is amended to read:

6 (b) Unethical conduct is prohibited, but there is no substantial impropriety if,
7 as to a specific matter, a public officer's [(1)] personal or financial interest in the
8 matter

9 (1) is insignificant [,] or of a type that is possessed generally by the
10 public or a large class of persons to which the public officer belongs, and [; OR

11 (2)] action taken or influence exercised by the public officer would
12 have insignificant or conjectural effect on the matter; or

13 (2) is in regard to a business and the public officer

14 (A) does not own a controlling interest in the business;

1 (B) does not own stock or options to buy stock that, when
 2 combined,

3 (i) equal more than one percent of the stock in the
 4 business; or

5 (ii) have a total value of more than \$5,000;

6 (C) owns or has an option to buy an equity interest in the
 7 business the value of which is not more than \$5,000 or one percent of the
 8 total value of the business, whichever is less;

9 (D) is not a member of the board of directors or another
 10 governing body of the business;

11 (E) is not an elected officer of the business;

12 (F) does not provide or have an option to provide personal
 13 or professional services to the business;

14 (G) does not have a contract or have an option for a
 15 contract with the business; and

16 (H) is not an employee of the business.

17 * Sec. 2. AS 39.52.960(14) is amended to read:

18 (14) "official action" means performance of any duties in the course
 19 and scope of a public official's employment, including review, advice,
 20 participation, assistance, or another kind of involvement regarding a matter,
 21 such as a recommendation, decision, approval, disapproval, vote, or other similar
 22 action, including inaction, by a public officer;

HOUSE BILL NO. 58

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES GARA, GARDNER, KAWASAKI, DOOGAN, AND GRUENBERG, Buch,
Crawford

Introduced: 1/16/07

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

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

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

5 * Section 1. AS 39.52.110(b) is amended to read:

6 (b) Unethical conduct is prohibited, but there is no substantial impropriety if,
7 as to a specific matter, a public officer's [(1)] personal or financial interest in the
8 matter

9 (1) is insignificant [,] or of a type that is possessed generally by the
10 public or a large class of persons to which the public officer belongs, and [; OR

11 (2)] action taken or influence exercised by the public officer would
12 have insignificant or conjectural effect on the matter; or

13 (2) is in regard to a business and the public officer

14 (A) does not own a controlling interest in the business;

1 (B) does not own stock or options to buy stock that, when
 2 combined,

3 (i) equal more than one percent of the stock in the
 4 business; or

5 (ii) have a total value of more than \$5,000;

6 (C) owns or has an option to buy an equity interest in the
 7 business the value of which is not more than \$5,000 or one percent of the
 8 total value of the business, whichever is less;

9 (D) is not a member of the board of directors or another
 10 governing body of the business;

11 (E) is not an elected officer of the business;

12 (F) does not provide or have an option to provide personal
 13 or professional services to the business;

14 (G) does not have a contract or have an option for a
 15 contract with the business; and

16 (H) is not an employee of the business.

17 * Sec. 2. AS 39.52.960(14) is amended to read:

18 (14) "official action" means performance of any duties in the course
 19 and scope of a public official's employment, including review, advice,
 20 participation, assistance, or another kind of involvement regarding a matter,
 21 such as a recommendation, decision, approval, disapproval, vote, or other similar
 22 action, including inaction, by a public officer;

HB 109

HOUSE BILL NO. 109

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 1/25/07
Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the requirement for candidates, groups, legislators, public officials,
2 and other persons to submit reports electronically to the Alaska Public Offices
3 Commission; relating to disclosures by legislators, public members of the Select
4 Committee on Legislative Ethics, legislative directors, public officials, and certain
5 candidates for public office concerning services performed for compensation and
6 concerning certain income, gifts, and other financial matters; requiring legislators,
7 public members of the Select Committee on Legislative Ethics, legislative directors,
8 public officials, and municipal officers to make certain financial disclosures when they
9 leave office; relating to insignificant ownership interest in a business and to gifts from
10 lobbyists for purposes of the Alaska Executive Branch Ethics Act; relating to certain
11 restrictions on employment after leaving state service for purposes of the Alaska
12 Executive Branch Ethics Act; and providing for an effective date."

1 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**2 * **Section 1.** AS 15.13.040(m) is amended to read:

3 (m) The commission shall require [MAY REQUEST] that the information
 4 required under this chapter be submitted electronically but may, when extraordinary
 5 circumstances warrant an exception, [SHALL] accept any information required
 6 under this chapter that is typed in clear and legible black typeface or hand-printed in
 7 dark ink on paper in a format approved by the commission or on forms provided by
 8 the commission and that is filed with the commission.

9 * **Sec. 2.** AS 24.60.200 is amended to read:

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

17 (1) the information that a public official is required to report under
 18 AS 39.50.030, other than information about gifts;

19 (2) as to income in excess of \$1,000 received as compensation for
 20 personal services, the name and address of the source of the income, the amount of
 21 the income, the number of hours of services performed to earn that income, and a
 22 statement describing in detail the nature of the services performed; [IF THE SOURCE
 23 OF INCOME IS KNOWN OR REASONABLY SHOULD BE KNOWN TO HAVE
 24 A SUBSTANTIAL INTEREST IN LEGISLATIVE, ADMINISTRATIVE, OR
 25 POLITICAL ACTION AND THE RECIPIENT OF THE INCOME IS A
 26 LEGISLATOR OR A LEGISLATIVE DIRECTOR, THE AMOUNT OF INCOME
 27 RECEIVED FROM THE SOURCE SHALL BE DISCLOSED;]

28 (3) as to each loan or loan guarantee over \$1,000 from a source with a
 29 substantial interest in legislative, administrative, or political action, the name and
 30 address of the person making the loan or guarantee, the amount of the loan, the terms
 31 and conditions under which the loan or guarantee was given, the amount outstanding

1 at the time of filing, and whether or not a written loan agreement exists.

2 * Sec. 3. AS 24.60.210 is amended to read:

3 Sec. 24.60.210. **Deadlines for filing of disclosure statements.** (a) A person
4 required to file a disclosure statement under AS 24.60.200 shall file an annual report
5 with the Alaska Public Offices Commission, covering the previous calendar year,
6 containing the disclosures required by AS 24.60.200, on or before March 15 of each
7 year. On or before the 90th day after ending service as a legislator or legislative
8 director, a former legislator or legislative director shall file with the Alaska
9 Public Offices Commission a report containing the disclosures required by
10 AS 24.60.200, covering any period of that service for which the legislator or
11 legislative director has not already filed a report.

12 (b) Notwithstanding (a) of this section, a public member and a public member
13 nominee of the committee shall file an annual report with the Alaska Public Offices
14 Commission, covering the previous calendar year, containing the disclosures required
15 by AS 24.60.200, on or before the second Monday in January of each year. On or
16 before the 90th day after ending service on the committee, a former public
17 member of the committee shall file with the Alaska Public Offices Commission a
18 report containing the disclosures required by AS 24.60.200, covering any period
19 of that service for which the public member has not already filed a report.

20 * Sec. 4. AS 24.60.210 is amended by adding a new subsection to read:

21 (c) The Alaska Public Offices Commission shall require that the reports
22 required under this section be submitted electronically but may, when extraordinary
23 circumstances warrant an exception, accept any information required under this
24 section that is typed in clear and legible black typeface or hand-printed in dark ink on
25 paper in a format approved by the commission or on forms provided by the
26 commission and that is filed with the commission.

27 * Sec. 5. AS 39.50.020 is amended to read:

28 Sec. 39.50.020. **Report of financial and business interests.** (a) A public
29 official other than the governor or the lieutenant governor shall file a statement giving
30 income sources and business interests, under oath and on penalty of perjury, within 30
31 days after taking office as a public official. Candidates for state elective office other

1 than a candidate who is subject to AS 24.60 shall file the statement with the director of
 2 elections at the time of filing a declaration of candidacy or a nominating petition or
 3 becoming a candidate by any other means. Candidates for elective municipal office
 4 shall file the statement at the time of filing a nominating petition, declaration of
 5 candidacy, or other required filing for the elective municipal office. Refusal or failure
 6 to file within the time prescribed shall require that the candidate's filing fees, if any,
 7 and filing for office be refused or that a previously accepted filing fee be returned and
 8 the candidate's name removed from the filing records. A statement shall also be filed
 9 by public officials no later than March 15 in each following year. On or before the
 10 90th day after leaving office, a former public official shall file a statement
 11 covering any period during the official's service in that office for which the public
 12 official has not already filed a statement. Persons who are members of boards or
 13 commissions not named in AS 39.50.200(b) are not required to file financial
 14 statements.

15 (b) A public official or former public official other than an elected or
 16 appointed municipal officer shall file the statement with the Alaska Public Offices
 17 Commission. Candidates for the office of governor and lieutenant governor and, if the
 18 candidate is not subject to AS 24.60, the legislature shall file the statement under
 19 AS 15.25.030 or 15.25.180. Municipal officers, former municipal officers, and
 20 candidates for elective municipal office, shall file with the municipal clerk or other
 21 municipal official designated to receive their filing for office. All statements required
 22 to be filed under this chapter are public records.

23 * Sec. 6. AS 39.50.030(b) is amended to read:

24 (b) Each statement filed by a public official or candidate under this chapter
 25 must include the following:

26 (1) for [THE SOURCE OF] all income over \$1,000 [\$5,000] during
 27 the preceding calendar year, including taxable and nontaxable capital gains, and each
 28 gift with a value exceeding \$250, received by the person, the person's spouse or
 29 domestic partner, or the person's dependent child, [EXCEPT THAT A SOURCE OF
 30 INCOME THAT IS A GIFT MUST BE INCLUDED IF THE VALUE OF THE GIFT
 31 EXCEEDS \$250]

- 1 (A) the source of the income or gift;
 2 (B) the recipient of the income or gift;
 3 (C) the amount of the income or value of the gift;
 4 (D) the number of hours of services performed, if any, to
 5 earn the income or for which the gift was given; and
 6 (E) a detailed description of the nature of the services
 7 performed;
- 8 (2) the identity, by name and address, of each business in which the
 9 person, the person's spouse or domestic partner, or the person's dependent child has an
 10 interest or was a stockholder, owner, officer, director, partner, proprietor, or employee
 11 during the preceding calendar year, except that an interest of less than \$1,000 [~~\$5,000~~]
 12 in the stock of a publicly traded corporation need not be included;
- 13 (3) the identity and nature of each interest in real property, including
 14 an option to buy, owned at any time during the preceding calendar year by the person,
 15 the person's spouse or domestic partner, or the person's dependent child;
- 16 (4) the identity of each trust or other fiduciary relation in which the
 17 person, the person's spouse or domestic partner, or the person's dependent child held a
 18 beneficial interest exceeding \$1,000 [~~\$5,000~~] during the preceding calendar year, a
 19 description and identification of the property contained in each trust or relation, and
 20 the nature and extent of the beneficial interest in it;
- 21 (5) any loan or loan guarantee of more than \$1,000 [~~\$5,000~~] made to
 22 the person, the person's spouse or domestic partner, or the person's dependent child,
 23 and the identity of the maker of the loan or loan guarantor and the identity of each
 24 creditor to whom the person, the person's spouse or domestic partner, or the person's
 25 dependent child owed more than \$1,000 [~~\$5,000~~]; this paragraph requires disclosure of
 26 a loan, loan guarantee, or indebtedness only if the loan or guarantee was made, or the
 27 indebtedness incurred, during the preceding calendar year, or if the amount still owing
 28 on the loan, loan guarantee, or indebtedness was more than \$1,000 [~~\$5,000~~] at any
 29 time during the preceding calendar year;
- 30 (6) a list of all contracts and offers to contract with the state or an
 31 instrumentality of the state during the preceding calendar year held, bid, or offered by

1 the person, the person's spouse or domestic partner, or the person's dependent child, a
 2 partnership or professional corporation of which the person is a member, or a
 3 corporation in which the person or the person's spouse, domestic partner, or dependent
 4 children, or a combination of them, hold a controlling interest; and

5 (7) a list of all mineral, timber, oil, or any other natural resource lease
 6 held, or lease offer made, during the preceding calendar year by the person, the
 7 person's spouse or domestic partner, or the person's dependent child, a partnership or
 8 professional corporation of which the person is a member, or a corporation in which
 9 the person or the person's spouse or domestic partner or dependent children, or a
 10 combination of them, holds a controlling interest.

11 * Sec. 7. AS 39.50.050(a) is amended to read:

12 (a) The Alaska Public Offices Commission created under AS 15.13.020(a)
 13 shall administer the provisions of this chapter. The commission shall prepare and keep
 14 available for distribution standardized forms on which the reports required by this
 15 chapter shall be filed. The commission shall print the forms provided under this
 16 section so that the front and back of each page have the same orientation when the
 17 page is rotated on the vertical axis of the page. The commission shall require [MAY
 18 REQUEST] that the information required under this chapter be submitted
 19 electronically but may, when extraordinary circumstances warrant an exception,
 20 [SHALL] accept any information required under this chapter that is typed in clear and
 21 legible black typeface or hand-printed in dark ink on paper in a format approved by
 22 the commission or on forms provided by the commission and that is filed with the
 23 commission.

24 * Sec. 8. AS 39.52.110 is amended by adding a new subsection to read:

25 (d) Stock or other ownership interest in a business is presumed to be
 26 insignificant if the value of the stock or other ownership interest is less than \$5,000.

27 * Sec. 9. AS 39.52.130(a) is amended to read:

28 (a) A public officer may not solicit, accept, or receive, directly or indirectly, a
 29 gift, whether in the form of money, service, loan, travel, entertainment, hospitality,
 30 employment, promise, or in any other form, that is a benefit to the officer's personal or
 31 financial interests, under circumstances in which it could reasonably be inferred that

1 the gift is intended to influence the performance of official duties, actions, or
 2 judgment. A gift from a person required to register as a lobbyist under
 3 AS 24.45.041 to a public officer or a public officer's immediate family member is
 4 presumed to be intended to influence the performance of official duties, actions,
 5 or judgment unless the giver is an immediate family member of the person
 6 receiving the gift.

7 * Sec. 10. AS 39.52.180(a) is amended to read:

8 (a) A public officer who leaves state service may not, for two years after
 9 leaving state service, represent, advise, or assist a person for compensation regarding a
 10 matter that was under consideration by the administrative unit served by that public
 11 officer, and in which the officer participated personally and substantially through the
 12 exercise of official action. For the purposes of this subsection, "matter" includes a
 13 case, proceeding, application, contract, or determination [, BUT DOES NOT
 14 INCLUDE THE PROPOSAL OR CONSIDERATION OF LEGISLATIVE BILL,
 15 RESOLUTIONS AND CONSTITUTIONAL AMENDMENTS, OR OTHER
 16 LEGISLATIVE MEASURES; OR THE PROPOSAL, CONSIDERATION, OR
 17 ADOPTION OF ADMINISTRATIVE REGULATIONS].

18 * Sec. 11. AS 39.52.180(d) is amended to read:

19 (d) A former governor, lieutenant governor, [OR] head or deputy head of a
 20 principal department in the executive branch, or employee of the Office of the
 21 Governor in a policy-making position may not engage in activity as a lobbyist under
 22 AS 24.45 for a period of one year after leaving service as the governor, lieutenant
 23 governor, [OR] department head or deputy head, or employee of the Office of the
 24 Governor in a policy-making position, as appropriate. This subsection does not
 25 prohibit service as a volunteer lobbyist described in AS 24.45.161(a)(1) or a
 26 representational lobbyist as defined under regulations of the Alaska Public Offices
 27 Commission.

28 * Sec. 12. The uncodified law of the State of Alaska is amended by adding a new section to
 29 read:

30 APPLICABILITY. Sections 10 and 11 of this Act apply to a person who leaves state
 31 service on or after the effective date of secs. 10 and 11 of this Act.

- 1 * Sec. 13. Sections 1, 4, and 7 of this Act take effect July 1, 2007.
- 2 * Sec. 14. Except as provided in sec. 13 of this Act, this Act takes effect immediately under
- 3 AS 01.10.070(c).

SB 13

SB 13

SENATE BILL NO. 13

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY SENATOR STEVENS

Introduced: 1/16/07

Referred: Judiciary, State Affairs

A BILL

FOR AN ACT ENTITLED

1 "An Act prohibiting a legislator from providing consulting services to a person in the
2 private sector or agreeing to accept consulting fees from a person in the private sector."

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

4 * Section 1. AS 24.60.085 is amended by adding a new subsection to read:

5 (c) A legislator may not, directly or by authorizing another to act on the
6 legislator's behalf, provide consulting services to a person in the private sector or
7 accept, or agree to accept, consulting fees from a person in the private sector.

SB 19

SB 19

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

BY THE SENATE JUDICIARY COMMITTEE

Ordered: 1/26/07

Referred: State Affairs, Finance

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

A BILL

FOR AN ACT ENTITLED

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

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

* Section 1. AS 39.52.110(b) is repealed and reenacted to read:

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

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

(2) if the public officer's

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

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(B) personal interest is insignificant; or

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

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

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

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

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

(v) is an officer of the business;

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

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

(viii) is an employee of the business.

* Sec. 2. AS 39.52.960(14) is amended to read:

(14) "official action" means performance of any duties in the course and scope of a public official's employment, including review, advice, participation, assistance, or another kind of involvement regarding a matter, such as a recommendation, decision, approval, disapproval, vote, or other similar action, including inaction, by a public officer;

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

BY THE SENATE STATE AFFAIRS COMMITTEE

Offered:

Referred:

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

A BILL

FOR AN ACT ENTITLED

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

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

6 * Section 1. AS 39.52.110(b) is repealed and reenacted to read:

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

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

12 (2) if the public officer's

13 (A) personal or financial interest is of a type that is possessed
14 generally by the public or a large class of persons to which the public officer

1 belongs;

2 (B) personal interest is insignificant; or

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

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

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

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

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

16 (v) is an officer of the business;

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

19 (vii) has a contract or an option for a contract with the
20 business; or

21 (viii) is an employee of the business.

22 Sec. 2. AS 39.52.180(d) is amended to read:

23 (d) A former governor, lieutenant governor, [OR] head or deputy head of a
24 principal department in the executive branch, director of a division within a
25 principal department in the executive branch, employee of the Office of the
26 Governor in a policy-making position, or chair of a state board or commission
27 that has the authority to adopt regulations, other than a board or commission
28 named in AS 08.01.010, may not engage in activity as a lobbyist under AS 24.45 for a
29 period of one year after leaving service as the governor, lieutenant governor, [OR]
30 department head or deputy head, division director, chair of a state board or
31 commission, or employee of the Office of the Governor in a policy-making

1 position, as appropriate. This subsection does not prohibit service as a volunteer
2 lobbyist described in AS 24.45.161(a)(1) or a representational lobbyist as defined
3 under regulations of the Alaska Public Offices Commission.

4 * Sec. 3. AS 39.52.960(14) is amended to read:

5 (14) "official action" means performance of any duties in the course
6 and scope of a public official's employment, including review, advice,
7 participation, assistance, or another kind of involvement regarding a matter,
8 such as a recommendation, decision, approval, disapproval, vote or other similar
9 action, including inaction, by a public officer;

10 * Sec. 4. The uncodified law of the State of Alaska is amended by adding a new section to
11 read:

12 APPLICABILITY. Section 2 of this Act applies to a person who leaves state service
13 on or after the effective date of sec. 2 of this Act.

CSSB 20

CSSB 20

CS FOR SENATE BILL NO. 20(JUD)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 1/26/07

Referred: State Affairs, Finance

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

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to disclosure to the Alaska Public Offices Commission of information**
2 **about certain income received as compensation for personal services by legislators,**
3 **public members of the Select Committee on Legislative Ethics, and legislative directors**
4 **subject to the Legislative Ethics Act; and providing for an effective date."**

5 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 *** Section 1. AS 24.60.200 is amended to read:**

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

14 **(1) the information that a public official is required to report under**

1 AS 39.50.030, other than information about gifts;

2 (2) as to income in excess of \$1,000 received as compensation for
3 personal services, and as to dividend income in excess of \$1,000 received from a
4 limited liability company as compensation for personal services, the name and
5 address of the source of the income, and a statement describing

6 (A) the nature of the services performed, with sufficient
7 description to make clear to a person of ordinary understanding the
8 specific services performed;

9 (B) the approximate total number of hours that have been
10 spent or will be spent performing the services; and

11 (C) the amount of income received from the source, if the [;
12 IF THE SOURCE OF INCOME IS KNOWN OR REASONABLY SHOULD
13 BE KNOWN TO HAVE A SUBSTANTIAL INTEREST IN LEGISLATIVE,
14 ADMINISTRATIVE, OR POLITICAL ACTION AND THE] recipient of the
15 income is a legislator or legislative director [, THE AMOUNT OF INCOME
16 RECEIVED FROM THE SOURCE SHALL BE DISCLOSED];

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

22 * Sec. 2. This Act takes effect July 1, 2007.

SB 63

SB 63

SENATE BILL NO. 63
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY SENATOR BUNDE

Introduced: 1/22/07
Referred: Judiciary, State Affairs, Finance

A BILL
FOR AN ACT ENTITLED

1 "An Act relating to disclosure of political campaign contributions."

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

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

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

6 (1) listing

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

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

11 (C) the name, address, date, and amount contributed by each
12 contributor; and

13 (D) for contributions in excess of \$250 in the aggregate during
14 a calendar year, the principal occupation and employer of the contributor; and

15 (2) filed in accordance with AS 15.13.110 and certified correct by the

1 candidate or campaign treasurer.

2 * Sec. 2. AS 15.13.040(b) is amended to read:

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

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

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

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

14 * Sec. 3. AS 15.13.040(j) is amended to read:

15 (j) Each [EXCEPT AS PROVIDED IN (I) OF THIS SECTION, EACH]
16 nongroup entity shall make a full report in accordance with AS 15.13.110 upon a form
17 prescribed by the commission and certified by the nongroup entity's treasurer, listing

18 (1) the name and address of each officer and director of the nongroup
19 entity;

20 (2) the aggregate amount of all contributions made to the nongroup
21 entity for the purpose of influencing the outcome of an election;

22 (3) for all contributions described in (2) of this subsection, the name,
23 address, date, and amount contributed by each contributor and, for all contributions
24 described in (2) of this subsection in excess of \$250 in the aggregate during a calendar
25 year, the principal occupation and employer of the contributor; and

26 (4) the date and amount of all contributions made by the nongroup
27 entity, and, except as provided for certain independent expenditures in
28 AS 15.13.135(a), all expenditures made, incurred, or authorized by the nongroup
29 entity, for the purpose of influencing the outcome of an election; a nongroup entity
30 shall report contributions made to a different nongroup entity for the purpose of
31 influencing the outcome of an election and expenditures made on behalf of a different