



(15) "representation" means action taken on behalf of another, whether for compensation or not, including but not limited to telephone calls and meetings and appearances at proceedings or meetings;

(16) "state office" includes the office of governor, lieutenant governor, member of the legislature, or similar state office.

(b) A person has a substantial interest in legislative, administrative, or political action if the person (1) is not a natural person and will be directly and substantially affected financially by a legislative, administrative, or political action; (2) is a natural person and will be directly and substantially affected financially by a legislative, administrative, or political action in a way that is greater than the effect on a substantial class of persons to which the person belongs as a member of a profession, occupation, industry, or region; (3) has or seeks contracts in excess of \$10,000 annually for goods or services with the legislature or with an agency of the state; or (4) is a lobbyist. For the purpose of this subsection, the state, the federal government, and an agency, corporation, or other entity of or owned by the state or federal government do not have a substantial interest in legislative, administrative, or political action.

**AS 39.50.040 original language****Sec. 26. AS 39.50.040**

(a) A public official may transfer all or a portion of the official's assets to a blind trust for the duration of service in public office. The original assets placed in the blind trust shall be listed by the official in the statement required to be filed under this chapter. The instrument creating the blind trust must be included with the statement.

(b) For a trust to qualify under this section,

(1) assets transferred to the trust shall be marketable;

(2) the trustee shall be a bank or other institutional fiduciary;

(3) the trustee shall have full authority to manage the trust, including the purchase, sale, and exchange of its assets in accordance with fiduciary principles;

(4) information regarding the identity and the nature of its assets shall be confidential from the trustor for the duration of the trust;

(5) the trustee shall be required to report any known breach of confidentiality or the termination of the trust to the office where the trustor is required to file statements under this chapter; and

(6) [Repealed, Sec. 26 ch 25 SLA 1975].

**AMENDMENT #22 - Seaton**

K, 50

**Sec. 26. AS 39.50.040.** is amended to read:

**Sec. 39.50.040. Blind trusts.**

(a) A public official may transfer all or a portion of the official's assets to a blind trust for the duration of service in public office. The original assets placed in the blind trust shall be listed by the official in the statement required to be filed under this chapter, together with a statement describing the actual or potential conflicts of interest, or appearance of conflict, that the official seeks to avoid by the use of the trust. A copy of the instrument creating the blind trust must be included with the statement.

(b) For a blind trust to qualify under this section, the following conditions must be met:

(1) the trust may not contain investments or assets in which the trustor's ownership right or interest is required to be recorded in a public office or contain assets with permanency that makes transfer by the trustee improbable or impractical, including businesses, real estate, security interests in personal property, and mortgages;

(2) the trustee shall be a bank or other institutional fiduciary;

(3) the trustee shall have full authority to manage the trust, including the purchase, sale, and exchange of its assets in accordance with fiduciary principles;

(4) the trust instrument shall contain a clear statement that its purpose is to remove from the trustor control and knowledge of investment of trust assets so that conflicts between the trustor's responsibilities and duties as a public official and the trustor's personal or financial interests will be eliminated;

(5) the trustee shall be directed not to disclose to the trustor any information about any of the assets in the trust, and the trustee shall be required to report any known breach of this confidentiality or the termination of the trust to the commission ;

(6) the trust shall be irrevocable and shall be terminated only upon the death of the trustor, upon termination of the trustor's status as a public official, or upon order of the commission;

(7) the trustee shall be required to

(A) prepare and file the trustor's personal income tax returns, withholding from distribution of the trust's net income amounts sufficient to pay the trustor's tax; and to participate in the audit of the trustor's returns during the period of the trust, with authority to compromise the trustor's tax liability; or

(B) submit to the trustor, for income tax purposes, a certification of income paid without identifying the assets producing the income;

(8) the trustee shall be prohibited from knowingly making any investment in a corporation, business, or venture over which the trustor has regulatory or supervisory authority by virtue of the trustor's official position;

(9) the trustor may not retain control over the trustee, and the trustor is not permitted to make any recommendation or suggestions as to the trust property;

(10) the trust instrument agreement must provide that the trustee will give the appropriate enforcement agency access to any records or information related to the trust that is necessary when investigating an allegation under AS 39.50 or AS 39.52;

(11) the trustee shall report to the commission the beginning and ending value of the trust and, if the commission requests, the trustee shall prepare under seal a detailed description of transactions and holdings of the trust; the document prepared by the trustee under the seal is not public information unless an accusation under AS 39.50 or AS 39.52 relevant to the blind trust is filed by the appropriate enforcement agency;

(12) the trust may not become effective until the trust instrument is submitted and approved by the commission "

**AMENDMENT #21 - Coghill**

**Sec. 27. AS 39.52.110(b)** is amended to read:

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

(2) if the public officer's personal or financial interest is held in a blind trust and, in a matter substantially related to the personal or financial interest, the public officer delegates to another public officer every official duty and does not influence or attempt to influence decision-making or policy; or"

**Sec. 33. AS 39.52** is amended by adding a new subsection to read:

**Sec. 39.52.955. Blind trusts.**

(a) To qualify as a blind trust for purposes of AS 39.52 110(b)(2), a trust must meet the requirements of AS 39.50.040, and

(1) may not include an asset or investment that

(A) is of a permanency that makes transfer by the trustee improbable or impractical;

(B) is a security interest, a business, or real estate; or

(C) requires the public officer's ownership right or interest to be recorded in a public office; and

(2) the trustee of the blind trust shall, for income purposes,

(A) prepare and file the public officer's personal income tax returns, withholding from distribution of the trust's net income amounts sufficient to pay the public officer's tax and, for the duration of the trust, shall have authority to act on behalf of the public officer and to compromise the trustor's tax liability, in the event of an audit of the trustor's personal tax returns; or

(B) submit to the public officer a certification of income paid without identifying the assets producing the income."

AMENDMENT #34

OFFERED IN THE HOUSE

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

BY REPRESENTATIVE GRUENBERG

Amendment #\_\_

AS 39.50.200 (a)(10) is amended to read:

Insert after professional corporation, limited liability company.

Sec. 39.50.200. Definitions.

(a) In this chapter,

(1) "assistant to the governor or the lieutenant governor" includes any executive, legislative, special, administrative, or press assistant to the governor or lieutenant governor, and any person similarly employed in a policy-making position;

(2) "child" includes a biological child, an adoptive child, and a stepchild;

(3) "commission" means the Alaska Public Offices Commission created under AS 15.13.020 (a);

(4) "domestic partner" means a person who is cohabiting with another person in a relationship that is like a marriage but that is not a legal marriage;

(5) "instrumentality of the state" means a state department or agency, whether in the legislative, judicial, or executive branch, including the University of Alaska;

(6) "judicial officer" means a person appointed as a justice to the supreme court or as a judge to the court of appeals, superior court, district court, or magistrate court;

(7) "mother or father" includes a biological parent, an adoptive parent, and a step-parent;

(8) "municipal officer" includes a borough or city mayor, borough assemblyman, city councilman, school board member, elected utility board member, city or borough manager, members of a city or borough planning or zoning commission within a home rule or general law city or borough, or a unified municipality;

(9) "public official" means

(A) a judicial officer;

(B) the governor or the lieutenant governor;

(C) a person hired or appointed in a department in the executive branch as

(i) the head or deputy head of the department;

- (ii) the director or deputy director of a division;
- (iii) a special assistant to the head of the department;
- (iv) a person serving as the legislative liaison for the department;
- (D) an assistant to the governor or the lieutenant governor;
- (E) the chair or a member of a state commission or board;
- (F) state investment officers and the state comptroller in the Department of Revenue;
- (G) the chief procurement officer appointed under AS 36.30.010 ;
- (H) the executive director of the Alaska Workforce Investment Board;
- (I) each appointed or elected municipal officer; and
- (J) the members of the board of trustees, the executive director, and the investment officers of the Alaska Permanent Fund Corporation;

(10) "source of income" means the entity for which service is performed or that is otherwise the origin of payment; if the person whose income is being reported is employed by another, the employer is the source of income; but if the person is self-employed by means of a sole proprietorship, partnership, professional corporation, or a corporation in which the person, the person's spouse or domestic partner, or the person's dependent children, or a combination of them, hold a controlling interest, the "source" is the client or customer of the proprietorship, partnership, or corporation, but, if the entity that is the origin of payment is not the same as the client or customer for whom the service is performed, both are considered the source.

(b) In this chapter "state commission or board" means the

- (1) *[Repealed, Sec. 30 ch 81 SLA 2000]*.
- (2) Alaska State Council on the Arts (AS 44.27.040);
- (3) Alcoholic Beverage Control Board (AS 04.06.010);
- (4) State Assessment Review Board (AS 43.56.040);
- (5) *[Repealed, Sec. 1 ch 54 SLA 1981]*

# Amendment 17 Fix

## A M E N D M E N T

OFFERED IN THE HOUSE

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

1 Page 16, following line 8:

2 Insert a new bill section to read:

3 **\*\* Sec. 22. AS 24.60.210(a) is amended to read:**

4 (a) A person required to file a disclosure statement under AS 24.60.200 shall  
5 file an annual report with the Alaska Public Offices Commission, covering the  
6 previous calendar year, containing the disclosures required by AS 24.60.200, on or  
7 before March 15 of each year, **except that a person appointed as a legislator under**  
8 **AS 15.40, a public member of the committee, or a legislative director must file**  
9 **within 30 days after the person's appointment.**  
10

11 Renumber the following bill sections accordingly.

12

13 Page 22, line 9:

14 Delete "sec. 29"

15 Insert "sec. 30"

16

17 Page 22, line 10:

18 Delete "sec. 29"

19 Insert "sec. 30"

20

21 Page 22, line 11:

22 Delete "sec. 30"

23 Insert "sec. 31"

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

## Michael Sica

---

From: Dave Jones [Dave\_Jones@law.state.ak.us]  
Sent: Thursday, March 01, 2007 2:02 PM  
To: Michael Sica  
Subject: HB 109 \* Amendment 13

Attachments: draft amendment CSHB 109 -- details in legislative disclosures.doc



draft amendment  
CSHB 109 -- de...

Mike,

I'm trying to figure out the effect of the House State Affairs Committee's adoption of the amendment to amendment 13, which addresses legislative financial disclosures.

Amendment 13 (~~attached~~) would require additional details in legislative disclosures, deleting language that limits disclosure of the amount of income to situations in which the source has a substantial interest in legislative, administrative, or political action. If I understood correctly, the committee amended the amendment to restore the deleted language. Consequently, as the committee amended the provision, AS 24.60.200(2) would provide as follows:

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

Because the first part of the provision requires reporting of income amounts, while the second part requires reporting of income amounts only in certain circumstances, it's unclear what the effect is. One possible interpretation would be that public members of the Select Committee would have to report the amount of all income exceeding \$1,000, but legislators and legislative directors would have to report the amount only if the source has a substantial interest in legislative, administrative, or political action.

Eliminating "the amount of the income" on lines 19 and 20 of page 1 of the amendment (in bold, above) would seem to eliminate the ambiguity and achieve what I believe the committee intended. However, the intent of the governor's amendment was to require reporting of the amount received in all legislative disclosures.

Cleaner Version - Title 15 Fix

25-GH1059\K.49

Wayne

2/28/07

Amendment 3 to Gov Amend 2

AMENDMENT

OFFERED IN THE HOUSE

BY REPRESENTATIVE GRUENBERG

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

1 Page 2, lines 4 - 15:

2 Delete all material and insert:

3 **\*\* Sec. 2.** AS 15.13.040(m) is repealed and reenacted to read:

4 (m) Information required under this chapter shall be submitted to the  
5 commission electronically, except that the following information may be submitted in  
6 clear and legible black typeface or hand-printed in dark ink on paper in a format  
7 approved by the commission or on forms provided by the commission:

8 (1) information submitted by a candidate for municipal office; in this  
9 paragraph, "municipal office" means the office of an elected borough or city

10 (A) mayor;

11 (B) planning commissioner;

12 (C) utility board member; or

13 (D) assembly, council, or school board member;

14 (2) any information if the commission determines that circumstances  
15 warrant an exception to the electronic submission requirement;

16 (3) information submitted before May 1, 2009, by a candidate  
17 for the legislature."

18

19 Page 22, line 19:

20 Delete "Sections 2, 22, and 26"

21 Insert "Sections 22 and 26"

## HB 109 (Version K) Checklist

Amendment 1 (A.4)	Title 11	Failed
Amendment 2 (Gov.)	Title 15	Passed as Amended but needs a Fix
Amend 1 to Amendment 2	Title 15	Failed
Amend 2 to Amendment 2 (K.42)	Title 15	Passed
Amend 3 to Amendment 2 (K.17)	Title 15	Anticipated Fix
Amendment 3 (Gov.)	Title 24	Passed
Amend 1 to Amendment 3	Title 24	Failed
Amendment 4 (Gov.)	Title 39	Passed
Amendment 5 (K.6)	Title 15	Withdrawn, for Judiciary
Amendment 6 (Gov.)	Title 24	Passed
Amendment 7	Title 24	Withdrawn
Amendment 8 (K.14)	Title 24	Withdrawn
Amendment 9 (K.41)	Title 24	Tabled
Amendment 10 (K.40)	Title 24	Passed
Amendment 11	Title 24	Tabled
Amendment 12 (Gov.)	Title 39	Failed
Amendment 13 (Gov.)	Title 24	Passed as Amended
Amend 1 to Amendment 13	Title 24	Withdrawn
Amend 2 to Amendment 13	Title 24	Failed
Amend 3 to Amendment 13	Title 24	Passed
Amendment 14 (K.17)	Title 24	Passed as Amended
Amend 1 to Amendment 14	Title 24	Passed
Amendment 15 (K.20)	Title 24	Withdrawn
Amendment 16	Title 24	Not Offered
Amendment 17	Title 24	Passed, but needs a Fix
Amendment 18 (K.19)	Title 24	Withdrawn
Amendment 19	Title 24	Withdrawn
Amendment 20 (K.22)	Title 39	Not Offered
Amendment 21 (E.3)	Title 39	Pending Action
Amendment 22 (K.43)	Title 39	Pending Action
Amendment 23 (Gov.)	Title 39	Pending Action
Amendment 24 (Gov.)	Title 39	Pending Action
Amendment 25 (K.15)	Title 39	Pending Action
Amendment 26 (K.35)	Title 39	Pending Action
Amendment 27 (Gov.)	Title 39	Pending Action
Amendment 28	Title 39	Waiting for Rep.Gruenberg
Amendment 29 (K.28)	Title 39	Pending Action
Amendment 30 (K.28-A)	Title 39	Pending Action
Amendment 31 (K.27)	Title 39	Pending Action
Amendment 32 (K.36)	Title 39	Pending Action
Amendment 33 (K.30)	Title 39	Pending Action

# 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

*A Communication From*  
**REPRESENTATIVE BOB LYNN**  
**District 31 Anchorage**

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**"Bob Lynn's Alaska Blog"** RepBobLynnBlog.com

**Session:**  
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**Interim:**  
716 W. 4<sup>th</sup> Ave., #650  
Anchorage, AK 99501-2133

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

Date: Feb. 28, 2007

To: House State Affairs Committee Members  
Fr: Representative Bob Lynn  
Re: House Bill 109

---

The following binder for HB 109 (Version K) Disclosure and Ethics now has all amendments listed by number, and will make things easier to follow. We also want to improve the process for House Records in keeping track of the amendments for this Ethics omnibus bill.

As you may recall, we adjourned the last meeting with Amendments 12 and 13 (by the Governor) on the table. After dealing with those amendments and related issues, I would like to go back to address two amendments in earlier sections:

In Title 15, Dave Jones wants us to amend Amendment 2 to the Governor's Amendment 2 (K.42). He will explain.

In Title 24, we need to offer an Amendment (K.17), which was not offered during the last meeting. It is now labeled, "Amendment 14."

Thank you for your patience and cooperation in helping to pass this important legislation.

25-GH1059\K  
Wayne  
2/21/07

**CS FOR HOUSE BILL NO. 109( )**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTY-FIFTH LEGISLATURE - FIRST SESSION**

**BY**

**Offered:  
Referred:**

**Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to campaign financing and ethics in state and municipal government,  
2 to lobbying, and to employment, service on governing boards, and disclosures by certain  
3 public officers and employees who leave state service or leave certain positions in state  
4 government; and providing for an effective date."

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

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

7 (g) The provisions of (a) and (f) of this section do not apply to a delegate to a  
8 constitutional convention, a judge seeking electoral confirmation, or a candidate  
9 for election to a municipal office under AS 15.13.010, if that delegate, judge, or  
10 [IF A] candidate

11 (1) indicates, on a form prescribed by the commission, an intent not to  
12 raise and not to expend more than \$5,000 in seeking election to office, including both  
13 the primary and general elections;

14 (2) accepts contributions totaling not more than \$5,000 in seeking

1 election to office, including both the primary and general elections; and

2 (3) makes expenditures totaling not more than \$5,000 in seeking  
3 election to office, including both the primary and general elections.

4 \* Sec. 2. AS 15.13.040(m) is amended to read:

5 (m) The commission may request that the information required under this  
6 chapter be submitted electronically but shall accept any information required under  
7 this chapter that is typed in clear and legible black typeface or hand-printed in dark ink  
8 on paper in a format approved by the commission or on forms provided by the  
9 commission and that is filed with the commission. However, a candidat for  
10 governor or lieutenant governor shall submit the information required under this  
11 chapter electronically, but the commission may, when extraordinary  
12 circumstances warrant an exception, accept any information required from these  
13 candidates under this chapter that is typed in clear and legible black typeface or  
14 hand-printed in dark ink on paper in a format approved by the commission or on  
15 forms provided by the commission and that is filed with the commission.

16 \* Sec. 3. AS 24.45.031(a) is amended to read:

17 (a) In addition to its other duties under this chapter, the commission shall

18 (1) prescribe the forms for registration, reports, statements, notices,  
19 and other documents required by this chapter;

20 (2) prepare and publish instructions setting out the methods of  
21 accounting, bookkeeping, and preservation of records required to facilitate compliance  
22 with and enforcement of this chapter and explaining the duties of persons subject to  
23 the provisions of this chapter; the instructions shall be updated periodically;

24 (3) provide assistance to persons in complying with the provisions of  
25 this chapter;

26 (4) prepare and publish a biennial report of its activities, findings, and  
27 recommendations under this chapter, which shall be made available to the governor,  
28 legislature, and to the public by February 1 of each odd-numbered calendar year; the  
29 commission shall notify the legislature that the report is available;

30 (5) report suspected violations of this chapter to the attorney general;

31 (6) administer an annually updated training course that promotes

1           adherence to high ethical standards of professional conduct and teaches lobbyists  
2           and employers of lobbyists how to comply with laws that regulate lobbyists.

3           \* **Sec. 4.** AS 24.45.041(b) is amended to read:

4                   (b) The registration form prescribed by the commission must include

5                           (1) the lobbyist's full name and complete permanent residence and  
6                           business address and telephone number, as well as any temporary residential and  
7                           business address and telephone number in the state capital during a legislative session;

8                           (2) the full name and complete address of each person by whom the  
9                           lobbyist is retained or employed;

10                          (3) whether the person from whom the lobbyist receives compensation  
11                          employs the person solely as a lobbyist or whether the person is a regular employee  
12                          performing other services for the employer that include but are not limited to the  
13                          influencing of legislative or administrative action;

14                          (4) the nature or form of the lobbyist's compensation for engaging in  
15                          lobbying, including salary, fees, or reimbursement for expenses received in  
16                          consideration for, or directly in support of or in connection with, the influencing of  
17                          legislative or administrative action;

18                          (5) a general description of the subjects or matters on which the  
19                          registrant expects to lobby or to engage in the influencing of legislative or  
20                          administrative action;

21                          (6) the full name and complete address of the person, if other than the  
22                          registrant, who has custody of the accounts, books, papers, bills, receipts, and other  
23                          documents required to be maintained under this chapter;

24                          (7) the identification of a [LEGISLATOR,] legislative employee [,] or  
25                          public official to whom the lobbyist is married or who is the domestic partner of the  
26                          lobbyist; in this paragraph, "domestic partner" has the meaning given in  
27                          AS 39.50.200(a);

28                          (8) a sworn affirmation by the lobbyist that the lobbyist has  
29                          completed the training course administered by the commission under  
30                          AS 24.45.031(a) within the 12-month period preceding the date of registration or  
31                          registration renewal under this chapter, except this paragraph does not apply to

1 a person who is a representational lobbyist as defined under regulations of the  
2 commission.

3 \* Sec. 5. AS 24.45.121 is amended by adding a new subsection to read:

4 (d) The spouse or domestic partner of a legislator may not engage in an  
5 activity as a lobbyist. This subsection does not prohibit the spouse or domestic partner  
6 from acting as a volunteer lobbyist under AS 24.45.161 or a representational lobbyist  
7 as defined under regulations of the commission.

8 \* Sec. 6. AS 24.60.020(a) is amended to read:

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

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

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

17 \* Sec. 7. AS 24.60.030(a) is amended to read:

18 (a) A legislator or legislative employee may not

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

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

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

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

4 (C) telephone or facsimile use that does not carry a special  
5 charge;

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

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

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

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

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

28 (I) reasonable use of the Internet by a legislator or a legislative  
29 employee except if the use is for election campaign purposes;

30 (J) a legislator or legislative employee from soliciting,  
31 accepting, or receiving a gift on behalf of a recognized, nonpolitical charitable

1 organization in a state facility;

2 (K) a legislator from sending any communication in the form of  
3 a newsletter to the legislator's constituents unless the communication is

4 (i) sent during the 30-day period immediately  
5 preceding a state election; or

6 (ii) [ , EXCEPT] a communication expressly advocating  
7 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 \* Sec. 8. AS 24.60.050(c) is amended to read:

16 (c) A legislator or legislative employee who participates in a program or  
17 receives a loan that is not exempt from disclosure under (a) of this section shall file [A  
18 WRITTEN REPORT] with the committee by the date required under AS 24.60.105 a  
19 disclosure stating the amounts of the loans outstanding or benefits received during the  
20 preceding calendar year from nonqualifying programs. If the committee requests  
21 additional information necessary to determine the propriety of participating in the  
22 program or receiving the loan, it shall be promptly provided. The committee shall  
23 promptly compile a list of the statements indicating the loans and programs and  
24 amounts and send it to the presiding officer of each house who shall have it published  
25 in the supplemental journals on or before the next regularly scheduled publication  
26 of ethics disclosures. If a [WITHIN THREE WEEKS AFTER THE FILING DATE,  
27 A] legislator or legislative employee asks [WHO BELIEVES THAT DISCLOSURE  
28 OF PARTICIPATION IN A PROGRAM WOULD BE AN INVASION OF THE  
29 PARTICIPANT'S RIGHT TO PRIVACY UNDER THE STATE CONSTITUTION  
30 MAY REQUEST] the committee to keep any part of the disclosure confidential and  
31 a quorum of the committee determines that making the entire disclosure public

1 would cause an unjustifiable invasion of personal privacy, the committee may  
2 elect to [. IF THE COMMITTEE FINDS THAT PUBLICATION WOULD  
3 CONSTITUTE AN INVASION OF PRIVACY, THE COMMITTEE SHALL] publish  
4 only the fact that a person has participated in the program and the amount of benefit  
5 that the unnamed person received. The committee shall maintain the disclosure of the  
6 name of the person as confidential and may only use the disclosure in a proceeding  
7 under AS 24.60.170. If the disclosure becomes part of the record of a proceeding  
8 under AS 24.60.170, the disclosure may be made public as provided in that section.

9 \* **Sec. 9.** AS 24.60.070(c) is amended to read:

10 (c) When making a disclosure under (a) of this section concerning a  
11 relationship with a lobbyist to whom the [LEGISLATOR OR] legislative employee is  
12 married or who is the [LEGISLATOR'S OR] legislative employee's domestic partner,  
13 the [LEGISLATOR OR] legislative employee shall also disclose the name and address  
14 of each employer of the lobbyist and the total monetary value received by the lobbyist  
15 from the lobbyist's employer. The [LEGISLATOR OR] legislative employee shall  
16 report changes in the employer of the spouse or domestic partner within 48 hours after  
17 the change. In this subsection, "employer of the lobbyist" means the person from  
18 whom the lobbyist received amounts or things of value for engaging in lobbying on  
19 behalf of the person.

20 \* **Sec. 10.** AS 24.60.080(c) is amended to read:

21 (c) Notwithstanding (a) of this section, it is not a violation of this section for a  
22 legislator or legislative employee to accept

23 (1) hospitality, other than hospitality described in (4) of this  
24 subsection,

25 (A) with incidental transportation at the residence of a person;  
26 however, a vacation home located outside the state is not considered a  
27 residence for the purposes of this subparagraph; or

28 (B) at a social event or meal;

29 (2) discounts that are available

30 (A) generally to the public or to a large class of persons to  
31 which the person belongs; or

1 (B) when on official state business, but only if receipt of the  
2 discount benefits the state;

3 (3) food or foodstuffs indigenous to the state that are shared generally  
4 as a cultural or social norm;

5 (4) travel and hospitality primarily for the purpose of obtaining  
6 information on matters of legislative concern;

7 (5) gifts from the immediate family of the person;

8 (6) gifts that are not connected with the recipient's legislative status;

9 (7) a discount for all or part of a legislative session, including time  
10 immediately preceding or following the session, or other gift to welcome a legislator  
11 or legislative employee who is employed on the personal staff of a legislator or by a  
12 standing or special committee to the capital city or in recognition of the beginning of a  
13 legislative session if the gift or discount is available generally to all legislators and the  
14 personal staff of legislators and staff of standing and special committees; this  
15 paragraph does not apply to legislative employees who are employed by the  
16 Legislative Affairs Agency, the office of the chief clerk, the office of the senate  
17 secretary, the legislative budget and audit committee, the office of victims' rights, or  
18 the office of the ombudsman;

19 (8) a gift of legal services in a matter of legislative concern and a gift  
20 of other services related to the provision of legal services in a matter of legislative  
21 concern;

22 (9) a gift of transportation from a legislator to a legislator if the  
23 transportation takes place in the state on or in an aircraft, boat, motor vehicle, or other  
24 means of transport owned or under the control of the donor; this paragraph does not  
25 apply to travel described in (4) of this subsection or travel for political campaign  
26 purposes;

27 (10) tickets from a lobbyist for a charity event at any time, including  
28 during a legislative session, except that tickets to or gifts received at a charity event  
29 under this paragraph are subject to the calendar year limit on the value of gifts  
30 received by a legislator or legislative employee in (a) of this section; in this paragraph,  
31 "charity event" means an event the proceeds of which go to a charitable organization

1 with tax-free status under 26 U.S.C. 501(c)(3) and that the Alaska Legislative Council  
2 has approved in advance; the tickets may entitle the bearer to admission to the event,  
3 to entertainment, to food or beverages, or to other gifts or services involved in the  
4 charity event; or

5 (11) a contribution to a charity event from any person at any time; in  
6 this paragraph, "charity event" has the meaning given in (10) of this subsection.

7 \* **Sec. 11.** AS 24.60.080(d) is amended to read:

8 (d) A legislator or legislative employee who accepts a gift under (c)(4) of this  
9 section that has a value of \$250 or more shall disclose to the committee, within 30  
10 days after receipt of the gift, the name and occupation of the donor and the  
11 approximate value of the gift. A legislator or legislative employee who accepts a gift  
12 under (c)(8) of this section that the recipient expects will have a value of \$250 or more  
13 in the calendar year shall disclose to the committee, within 30 days after receipt of the  
14 gift, the name and occupation of the donor, a general description of the matter of  
15 legislative concern with respect to which the gift is made, and the approximate value  
16 of the gift. The committee shall maintain a public record of the disclosures it receives  
17 relating to gifts under (c)(4), (c)(8), and (i) [AND (8)] of this section and shall  
18 forward the disclosures to the appropriate house for inclusion in the journal. The  
19 committee shall forward to the Alaska Public Offices Commission copies of the  
20 disclosures concerning gifts under (c)(4), (c)(8), and (i) [AND (8)] of this section that  
21 it receives from legislators and legislative directors. A legislator or legislative  
22 employee who accepts a gift under (c)(6) of this section that has a value of \$250 or  
23 more shall disclose to the committee annually on or before March 15 the name and  
24 occupation of the donor and a description of the gift. The committee shall maintain  
25 disclosures relating to gifts under (c)(6) of this section as confidential records and may  
26 only use, or permit a committee employee or contractor to use, a disclosure under  
27 (c)(6) of this section in the investigation of a possible violation of this section or in a  
28 proceeding under AS 24.60.170. If the disclosure under (c)(6) of this section becomes  
29 part of the record of a proceeding under AS 24.60.170, the confidentiality provisions  
30 of that section apply to the disclosure.

31 \* **Sec. 12.** AS 24.60.080(i) is amended to read:

1 (i) A legislator or legislative employee who knows or reasonably should know  
2 that a family member has received a gift because of the family member's connection  
3 with the legislator or legislative employee shall disclose for publication under (d) of  
4 this section [REPORT] the receipt of the gift by the family member to the committee  
5 if the gift would have to be disclosed [REPORTED] under this section if it had been  
6 received by the legislator or legislative employee or if receipt of the gift by a legistato-  
7 or legislative employee would be prohibited under this section.

8 \* **Sec. 13.** AS 24.60.100 is amended to read:

9 **Sec. 24.60.100. Representation.** A legislator or legislative employee who  
10 represents another person for compensation before an agency, board, or commission of  
11 the state shall disclose the name of the person represented, the subject matter of the  
12 representation, and the body before which the representation is to take place to the  
13 committee. The disclosure shall be made by the deadline [DEADLINES] set out in  
14 AS 24.60.105. The committee shall maintain a public record of a disclosure under this  
15 section and forward the disclosure to the respective house for inclusion in the journal.  
16 A legislator or legislative employee may not represent another person for  
17 compensation before an agency, committee, or other entity of the legislative branch.

18 \* **Sec. 14.** AS 24.60.105 is amended to read:

19 **Sec. 24.60.105. Deadline [DEADLINES] for filing disclosures.** (a) When a  
20 legislator or legislative employee is required to file a disclosure under this chapter and  
21 a date by which the disclosure must be filed is not otherwise set by statute, the  
22 deadline for filing disclosure shall be 30 days [DEADLINES SET OUT IN THIS  
23 SECTION SHALL APPLY. FOR DISCLOSURE OF A MATTER OR AN  
24 INTEREST THAT BEGAN OR WAS ACQUIRED DURING THE INTERIM  
25 BETWEEN REGULAR LEGISLATIVE SESSIONS, WHETHER OR NOT THE  
26 REGULAR SESSION IS EXTENDED OR THERE IS A SPECIAL SESSION, OR  
27 DURING THE LAST 30 DAYS OF A REGULAR SESSION, THE LEGISLATOR  
28 OR LEGISLATIVE EMPLOYEE SHALL DISCLOSE THE MATTER BY MARCH  
29 15. FOR DISCLOSURE OF A MATTER OR AN INTEREST THAT BEGAN OR  
30 WAS ACQUIRED DURING A REGULAR LEGISLATIVE SESSION, BUT NOT  
31 DURING THE LAST 30 DAYS OF THE REGULAR SESSION, THE

1 DISCLOSURE MUST BE MADE WITHIN 30 DAYS] after the commencement of  
2 the matter, interest, or representation.

3 (b) Disclosures under the following statutes are subject to the deadline  
4 [DEADLINES] set out in this section:

5 (1) service on the board of an organization as set out in  
6 AS 24.60.030(f);

7 (2) an interest in a state contract or lease under AS 24.60.040 and the  
8 renegotiation of the terms of a state contract or lease that materially affect the  
9 obligations of either party;

10 (3) participation in a state program or receipt of a state loan under  
11 AS 24.60.050 and the renegotiation of the terms of the program or loan if the  
12 renegotiation materially affects the obligations of either party;

13 (4) formation or maintenance of a close economic association under  
14 AS 24.60.070;

15 (5) representation of a client under AS 24.60.100.

16 \* Sec. 15. AS 24.60 is amended by adding a new section to article 7 to read:

17 **Sec. 24.60.115. Disclosure required of a legislator, legislative employee, or**  
18 **public member of the committee after final day of service.** A person serving as a  
19 legislator, legislative employee, or public member of the committee shall, not later  
20 than 90 days after the person's final day of service as a legislator, legislative employee,  
21 or public member, file a disclosure of every matter that was subject to disclosure under  
22 this chapter while the person was serving.

23 \* Sec. 16. AS 24.60.130(n) is amended to read:

24 (n) When appointing members of the legislature to serve on the committee, the  
25 speaker of the house or the president of the senate, as appropriate, shall appoint an  
26 alternate member for each regular member. An alternate must have the same  
27 qualifications as the regular member for whom the alternate stands as alternate and is  
28 subject to confirmation as required for the regular member. If a regular legislative  
29 member of the committee or a subcommittee is unable to attend a meeting, the  
30 chair of the committee or a subcommittee shall designate the regular member's  
31 alternate to serve in place of the regular member at the meeting and the

1 designated alternate shall serve unless unable to serve for any reason. If a regular  
2 legislative member of the committee or a subcommittee is disqualified under (h) of  
3 this section from serving on the committee or the subcommittee concerning a  
4 proceeding under AS 24.60.170 or if the regular member is unable to attend, the  
5 chair of the committee or a subcommittee shall designate the regular member's  
6 alternate to serve in place of the regular member in the proceeding unless the alternate  
7 is also disqualified from serving. The designation shall be treated as confidential to the  
8 same extent that the identity of the subject of a complaint is required to be kept  
9 confidential.

10 \* Sec. 17. AS 24.60.150(a) is amended to read:

11 (a) The committee shall

12 (1) adopt procedures to facilitate the receipt of inquiries and prompt  
13 rendition of its opinions;

14 (2) publish semi-annual summaries of decisions and advisory opinions  
15 with sufficient deletions in the summaries to prevent disclosing the identity of the  
16 persons involved in the decisions or opinions that have remained confidential;

17 (3) publish legislative ethics materials, including an annually  
18 updated handbook on standards of ethical conduct and a bimonthly legislative  
19 newsletter, to help educate legislators, legislative employees, and public members  
20 of the committee on the subject of legislative ethics;

21 (4) in January of each year and at other times determined by the  
22 committee, administer a legislative ethics course that teaches means of  
23 compliance with this chapter and an understanding of this chapter's purpose  
24 under AS 24.60.010.

25 \* Sec. 18. AS 24.60 is amended by adding a new section to read:

26 Sec. 24.60.155. A person who is a legislator, legislative employee, or public  
27 member of the committee shall complete the legislative ethics course administered by  
28 the committee under AS 24.60.150(a) within 10 days of the first day of the first  
29 regular session of each legislature. However, a person who first takes office or begins  
30 employment after the 10th day of the first regular session of a legislature shall  
31 complete the course required by this section within 30 days after the person's first day

1 of service. The committee may grant a person additional time to complete the course  
2 required by this section.

3 \* Sec. 19. AS 24.60.160 is amended to read:

4 **Sec. 24.60.160. Advisory opinions.** (a) On the request of the committee, the  
5 Alaska Public Offices Commission, a person to whom this chapter applies, or a  
6 person who has been newly elected to the legislature, the committee shall issue an  
7 advisory opinion within 60 days as to whether the facts and circumstances of a  
8 particular case constitute a violation of ethical standards. If it finds that it is advisable  
9 to do so, the committee may issue an opinion under this section on the request of a  
10 person who reasonably expects to become subject to this chapter within the next 45  
11 days. The 60-day period for issuing an opinion may be extended by the committee if  
12 the person requesting the opinion consents.

13 (b) An opinion issued under this section is binding on the committee in any  
14 subsequent proceedings concerning the facts and circumstances of the particular case  
15 unless material facts were omitted or misstated in the request for the advisory opinion.  
16 An opinion issued under this section must be issued with sufficient deletions to  
17 prevent disclosing the identity of the person or persons involved. Advisory  
18 opinion discussions and deliberations are confidential, unless the requester and  
19 anyone else named in the request who is covered by this chapter waives  
20 confidentiality. The committee's final vote on the advisory opinion is a public  
21 record [EXCEPT AS PROVIDED IN THIS CHAPTER, AN ADVISORY OPINION  
22 IS CONFIDENTIAL BUT SHALL BE MADE PUBLIC IF A WRITTEN REQUEST  
23 BY THE PERSON WHO REQUESTED THE OPINION IS FILED WITH THE  
24 COMMITTEE].

25 \* Sec. 20. AS 24.60.170(j) is amended to read:

26 (j) If the committee has issued a formal charge under (h) of this section, and if  
27 the person charged has not admitted the allegations of the charge, the committee shall  
28 schedule a hearing on the charge. The committee may appoint an individual to present  
29 the case against the person charged if that individual does not provide other [AND  
30 HAS NOT PROVIDED] legal advice to the committee except in the course of  
31 presenting cases under this subsection. The hearing shall be scheduled for a date more

1 than 20 and less than 90 days after service of the charge on the person charged, unless  
2 the committee schedules [THE PERSON AGREES TO] a later hearing date. If the  
3 complainant prevents the hearing from starting before the 90-day deadline passes  
4 and a quorum of the committee determines the delay is not supported by a  
5 compelling reason or will result in the person charged being deprived of a fair  
6 hearing, the committee may dismiss the complaint with prejudice or enter some  
7 other order the committee determines is appropriate. At the hearing, the person  
8 charged shall have the right to appear personally before the committee, to subpoena  
9 witnesses and require the production of books or papers relating to the proceedings, to  
10 be represented by counsel, and to cross-examine witnesses. A witness shall testify  
11 under oath. The committee is not bound by the rules of evidence, but the committee's  
12 findings must be based upon clear and convincing evidence. Testimony taken at the  
13 hearing shall be recorded, and evidence shall be maintained.

14 \* Sec. 21. AS 24.60.176(b) is amended to read:

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

16 (1) the legislative council for employees of the Legislative Affairs  
17 Agency and of the legislative council and for legislative employees not otherwise  
18 covered under this subsection;

19 (2) the Legislative Budget and Audit Committee for the legislative  
20 fiscal analyst and employees of the division of legislative finance, the legislative  
21 auditor and employees of the division of legislative audit, and employees of the  
22 Legislative Budget and Audit Committee;

23 (3) the appropriate finance committee for employees of the senate or  
24 house finance committees;

25 (4) the appropriate rules committee for employees of

26 (A) standing committees of the legislature, other than the  
27 finance committees;

28 (B) the senate secretary's office and the office of the chief clerk  
29 of the house of representatives; and

30 (C) house records and senate records;

31 (5) the legislator who made the hiring decision for employees of

1 individual legislators; however, the legislator may request the appropriate rules  
2 committee to act in the legislator's stead;

3 (6) the ombudsman for employees of the office of the ombudsman,  
4 other than the ombudsman;

5 (7) the legislature for the ombudsman;

6 (8) the victims' advocate for employees of the office of victims'  
7 rights, other than the victims' advocate;

8 (9) the legislature for the victims' advocate.

9 \* **Sec. 22.** AS 24.60.210 is amended by adding a new subsection to read:

10 (c) The Alaska Public Offices Commission may request that the reports  
11 required under this section be submitted electronically but shall accept any  
12 information required under this section that is typed in clear and legible black typeface  
13 or hand-printed in dark ink on paper in a format approved by the commission or on  
14 forms provided by the commission and that is filed with the commission.

15 \* **Sec. 23.** AS 24.60.250(c) is amended to read:

16 (c) In addition to the sanctions described in AS 24.60.260, if the Alaska Public  
17 Offices Commission finds that a legislative director has failed or refused to file a  
18 report under AS 24.60.200 by a deadline established in AS 24.60.210, it shall notify  
19 the Alaska Legislative Council or the Legislative Budget and Audit Committee, as  
20 appropriate. For the ombudsman and the office of victims' rights, the Alaska  
21 Legislative Council shall be notified.

22 \* **Sec. 24.** AS 39.50.020 is amended to read:

23 **Sec. 39.50.020. Report of financial and business interests.** (a) A public  
24 official other than the governor or the lieutenant governor shall file a statement giving  
25 income sources and business interests, under oath and on penalty of perjury, within 30  
26 days after taking office as a public official. Candidates for state elective office other  
27 than a candidate who is subject to AS 24.60 shall file the statement with the director of  
28 elections at the time of filing a declaration of candidacy or a nominating petition or  
29 becoming a candidate by any other means. Candidates for elective municipal office  
30 shall file the statement at the time of filing a nominating petition, declaration of  
31 candidacy, or other required filing for the elective municipal office. Refusal or failure

1 to file within the time prescribed shall require that the candidate's filing fees, if any,  
2 and filing for office be refused or that a previously accepted filing fee be returned and  
3 the candidate's name removed from the filing records. A statement shall also be filed  
4 by public officials no later than March 15 in each following year. On or before the  
5 90th day after leaving office, a former public official shall file a final statement  
6 covering any period during the official's service in that office for which the public  
7 official has not already filed a statement. Persons who are members of boards or  
8 commissions not named in AS 39.50.200(b) are not required to file financial  
9 statements.

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

18 \* Sec. 25. AS 39.50.030(b) is amended to read:

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

21 (1) for [THE SOURCE OF] all sources of income over \$5,000 during  
22 the preceding calendar year, including taxable [AND NONTAXABLE] capital gains,  
23 and for all gifts from a single source with a cumulative value exceeding \$250 in a  
24 calendar year, received by the person, the person's spouse or domestic partner, or the  
25 person's dependent child.

26 (A) each source of the income or gift;

27 (B) the recipient of the income or gift;

28 (C) the amount of the income or value of the gift;

29 (D) a brief statement describing whether the income was  
30 earned by commission, by the job, by the hour, or by some other method;

31 (E) if the income was earned by the hour, the approximate

1                    number of hours worked; and

2                    (F) unless required by law to be kept confidential, a  
3                    description sufficient to make clear to a person of ordinary understanding  
4                    the nature of each service performed and the date the service was  
5                    performed [EXCEPT THAT A SOURCE OF INCOME THAT IS A GIFT  
6                    MUST BE INCLUDED IF THE VALUE OF THE GIFT EXCEEDS \$250];

7                    (2) the identity, by name and address, of each business in which the  
8                    person, the person's spouse or domestic partner, or the person's dependent child has an  
9                    interest or was a stockholder, owner, officer, director, partner, proprietor, or employee  
10                    during the preceding calendar year, except that an interest of less than \$5,000 in the  
11                    stock of a publicly traded corporation need not be included;

12                    (3) the identity and nature of each interest in real property, including  
13                    an option to buy, owned at any time during the preceding calendar year by the person,  
14                    the person's spouse or domestic partner, or the person's dependent child;

15                    (4) the identity of each trust or other fiduciary relation in which the  
16                    person, the person's spouse or domestic partner, or the person's dependent child held a  
17                    beneficial interest exceeding \$5,000 during the preceding calendar year, a description  
18                    and identification of the property contained in each trust or relation, and the nature and  
19                    extent of the beneficial interest in it;

20                    (5) any loan or loan guarantee of more than \$5,000 made to the person,  
21                    the person's spouse or domestic partner, or the person's dependent child, and the  
22                    identity of the maker of the loan or loan guarantor and the identity of each creditor to  
23                    whom the person, the person's spouse or domestic partner, or the person's dependent  
24                    child owed more than \$5,000; this paragraph requires disclosure of a loan, loan  
25                    guarantee, or indebtedness only if the loan or guarantee was made, or the indebtedness  
26                    incurred, during the preceding calendar year, or if the amount still owing on the loan,  
27                    loan guarantee, or indebtedness was more than \$5,000 at any time during the  
28                    preceding calendar year;

29                    (6) a list of all contracts and offers to contract with the state or an  
30                    instrumentality of the state during the preceding calendar year held, bid, or offered by  
31                    the person, the person's spouse or domestic partner, or the person's dependent child, a

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

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

10 \* Sec. 26. AS 39.50.050(a) is amended to read:

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

28 \* Sec. 27. AS 39.52.110(b) is repealed and reenacted to read:

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

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

3 (2) if the public officer's

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

7 (B) personal interest is insignificant; or

8 (C) financial interest is solely in regard to a business and  
9 neither the public officer nor a member of the public officer 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 9.52.180(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(c).



**CSHB 109(STA) Version K**  
**Sectional**

**Sec. 1.** Eliminates the exemption from disclosure for candidates raising less than and spending less than \$5,000, but retains exemption for delegates to a constitutional convention, a judge seeking electoral confirmations, or a municipal candidate.

**Sec. 2.** Requires candidates for governor and lieutenant governor to file campaign disclosure reports to APOC electronically.

**Sec. 3.** Requires the APOC Committee to administer annually updated ethics courses to teach lobbyists and employers of lobbyists how to comply with laws regulating lobbyists.

**Sec. 4.** When lobbyists register with APOC, they must sign a sworn affirmation that they have completed a training course on disclosure laws within the last 12 months.

**Sec. 5.** Prohibits a spouse or domestic partner of a legislator from lobbying for pay.

**Sec. 6.** Language clean up to clarify that this subsection applies to Chapter 60, Standards of Conduct.

**Sec. 7.** Adds a prohibition to a legislator preventing him from sending a newsletter to constituents within a 30-day window prior to a state election.

**Sec. 8.** Replaces it "written report" with "disclosure" to make language consistent with other sections of the statutes.

Allows a quorum of the committee to refrain from publishing disclosures that would be considered an invasion of the discloser's privacy. Currently a person who is a participant of the Violent Crimes Compensation program would have to disclose and the committee has determined they don't have the authority to withhold publication of a name.

Adds language requiring gift disclosures to be published in the journal along with other with other disclosures.

**Sec. 9.** Eliminates the requirement of a legislator to file a close economic relationship with a lobbyist. Section 5 prohibits a spouse or domestic partner of a legislator from lobbying, eliminating the ability for a legislator to have close economic relationship.

**Sec. 10.** Special discounts are given to legislators and their staff to make the stay during session more affordable. An example is reduced rates at a local athletic club.

This amendment adds the office of victims' rights to the list of legislative employees that do not qualify for the discounts.

**Sec. 11.** Adds gifts of legal services and gifts to family members because of their relationship with a legislator to the disclosures that are maintained for public record and forwarded to APOC.

**Sec. 12.** Requires a legislator or legislative employee to disclose to the Ethics Committee gifts received by family members because of their relationship with a legislator or legislative employee. The disclosure is to be maintained for public record by the Ethics Committee and forwarded to APOC for online public disclosure.

**Sec. 13.** Cleanup language

**Sec. 14.** This amendment requires all disclosures to be filed within 30 days of the association or interest. Filing dates for ethics disclosures are very confusing. Some disclosures are required within 30 days of association at certain times of the year, some annually, and no disclosure are required during the timeframe of 30 days prior to the end of the session.

**Sec. 15.** Under existing law, once a person leaves service, they no longer are bound by disclosure laws. This new section would require them to report all matters subject to disclosure under 24.60 while they were in public service regardless of the fact they are no longer in service. The ethics committee issued an advisory opinion on December 4, 2006 that sets policy consistent with this change in statute.

**Sec. 16.** Allows the chair of the committee or a subcommittee to designate the alternate legislative member to attend a meeting if the regular member is unable to attend. Currently the chair can only appoint the alternate if the regular member has a conflict with an with an item on the meeting agenda.

**Sec. 17.** Puts current practice into statute by deleting the requirement that summaries of public decisions and advisory opinions be published on a semi-annual basis. Public decisions have been published annually since 1999 and advisory opinions have been published annually since 1995.

**Sec. 18.** Makes ethics classes mandatory for legislators, legislative employees, and public members of the committee. Legislators, legislative employees, and public members of the ethics committee would be required to get the training within 10 days of the first day of the first regular session. If service begins after the tenth day, the legislator, legislative employee, or public member of the ethics committee would be required to get ethics training within 30 days of the first day of service.

**Sec. 19.** Extends the authority to request an advisory opinion to the ethics committee and APOC. It also requires the committee to make deletions to advisory

opinions that prevent the disclosure of the identity of the person requesting the opinion and any other persons named in the opinion. Finally, it clarifies that advisory opinions are confidential unless the person requesting the opinion waives confidentiality.

**Sec. 20.** This amendment grants authority to the committee to approve the change date of a hearing. Currently, if a complainant exercises his authority to change the date of a public hearing and requests a six-month extension, the committee cannot extend the hearing for more than 90 days. In addition, the committee may need to extend the hearing beyond the 90-day limit because they lacked a quorum.

**Sec. 21.** Adds to the list of "appointing authority" the victims' advocate for employees of the office of victims' rights and the legislature for the victims' advocate. When the ethics committee determines an employee has violated standards of conduct, the committee forwards its findings of fact to the employee's appointing authority" or supervisor to determine sanctions for the employee.

**Sec. 22** Leaves electronic reporting for all reporters other than Governor and Lt. Governor as optional but adds some requirements for APOC to accept non-electronic disclosures. Candidates for governor and lieutenant governor will be required to file electronically.

**Sec. 23.** Adds language to address who will be notified if the director of the office of victim's rights fails to file an annual financial report. It requires the APOC to notify the Legislative Council if the director of the office of victim's rights fails to file a financial disclosure report with APOC.

**Sec. 24.** This makes it clear that former public officials have to file a final disclosure statement after leaving his/her position within 90 days of terminating service. Subsection (b) clarifies former public officials and former municipal officers must comply with disclosure requirements.

**Sec. 25.** Applies to public officials and candidates. This section would require more detail in the financial disclosures reporting of income and interests exceeding \$5,000 in value. The disclosures must describe the source of the income, the amount received, the number of hours spent to earn the income if reimbursed on an hourly basis, and details regarding the services provided. It also clarifies that the official or candidate must report the gift if the cumulative value over the course of a year is more than \$250.

**Sec. 26.** This section would provide for permissive electronic filing of candidates' and public officials' financial disclosures with APOC, but makes it mandatory to file electronically for candidates filing for the office of governor or lieutenant governor.

**Sec. 27.** This section allows action on what is defined as significant business interests where the effect of the action is insignificant or conjectural. It attempts to draw

a bright line for a public officer to know when he or she could be crossing the line in making decisions that could result in a financial gain for them or their immediate family.

**Sec. 28.** This applies to all state employees a presumption that all gifts from a lobbyist to a public officer or members of the officer's immediate family are improper unless the lobbyist is an immediate family member of the gift's recipient.

**Sec. 29.** This section would make the post-state employment limitation more restrictive by precluding former public officers from working on particular legislation or regulations, if they personally and substantially participated in work on the same legislation or regulations during their state service.

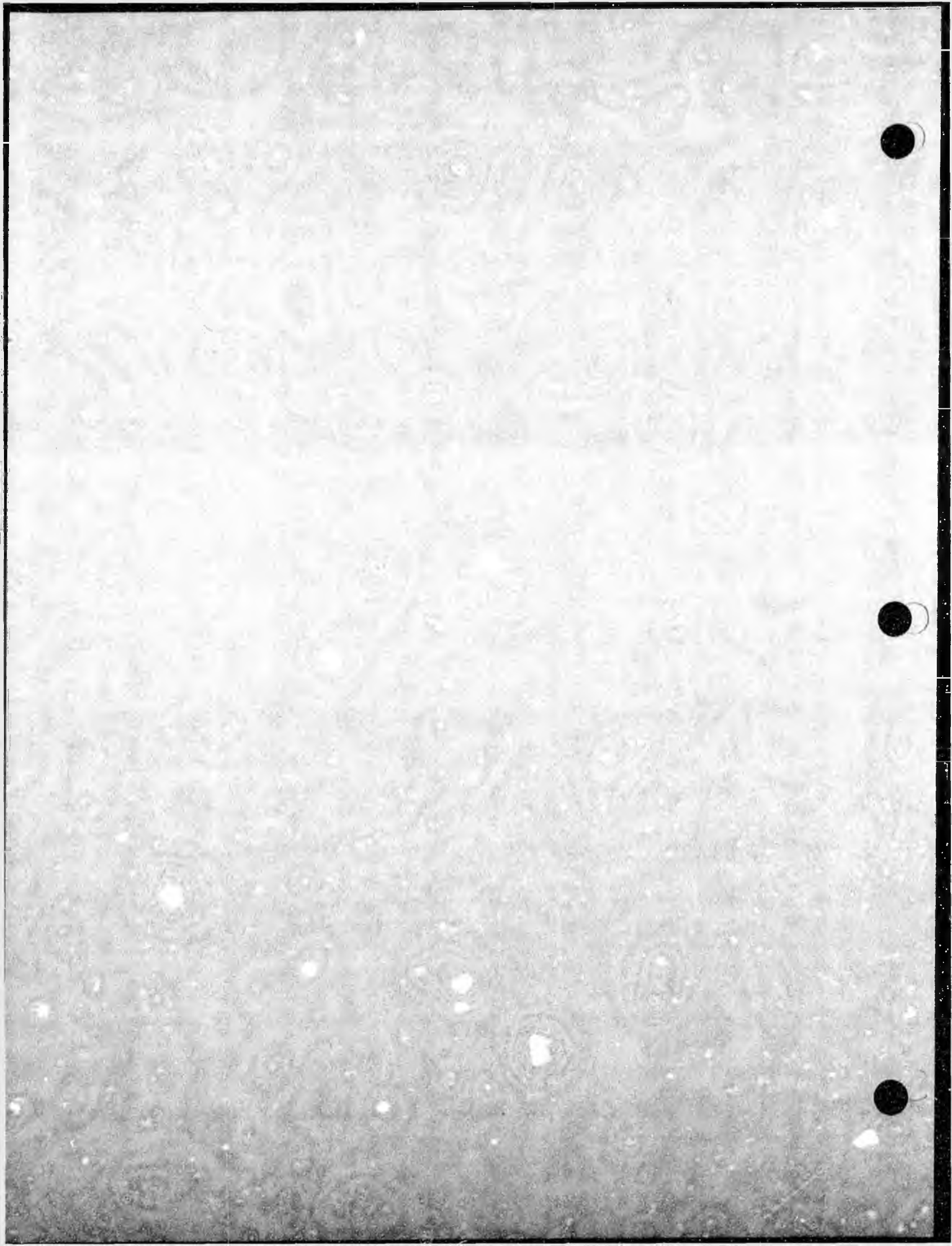
**Sec. 30.** Sec. 30 extends the existing one-year ban on lobbying to include deputy heads of principal departments and those holding policy-making positions in the Office of the Governor. Currently, the one-year lobbying ban applies only to the governor, lieutenant governor, and heads of principal departments.

**Sec. 31.** Prohibits for one-year after leaving a position as a former head of a department in the executive branch from serving on a board or other entity that was regulated by that department which the former department head worked.

**Sec. 33.** Applicability clause provides that new laws enacted in HB 109 would apply to elected officials and public officers who leave office after the effective date of HB 109.

**Sec. 34.** The sections of HB 109 that change reporting requirements with APOC have an effective date of July 1, 2007.

**Sec. 35.** The remainder of the bill becomes effective immediately.



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

**AS 15.13.040(m):** Would amend section 2 to make electronic filing mandatory for all campaign reports except those from candidates for municipal offices, and to allow exceptions when circumstances warrant them. It would delay the effective date for this section until May 1, 2009.

**AS 24.45.121(a):** Would add new sections to the lobbying statutes to give the APOC authority to enforce against lobbyists some restrictions that appear elsewhere in the bill. The new sections would prohibit lobbyists from offering or making gifts to members of the executive branch that the Executive Branch Ethics Act prohibits the members from accepting, and would prohibit individuals from lobbying when the Ethics Act prohibits them from working as lobbyists.

**AS 24:60:200:** Would reinsert a section from the governor's original bill to require additional details in the financial disclosures that legislators, legislative directors, and public members of the Select Committee on Legislative Ethics file with the APOC.

**AS 24:60:210:** Would amend section 22 to make electronic filing mandatory for legislative financial disclosures, and to allow exceptions when circumstances warrant them. It would also delay the effective date for this section until July 1, 2008.

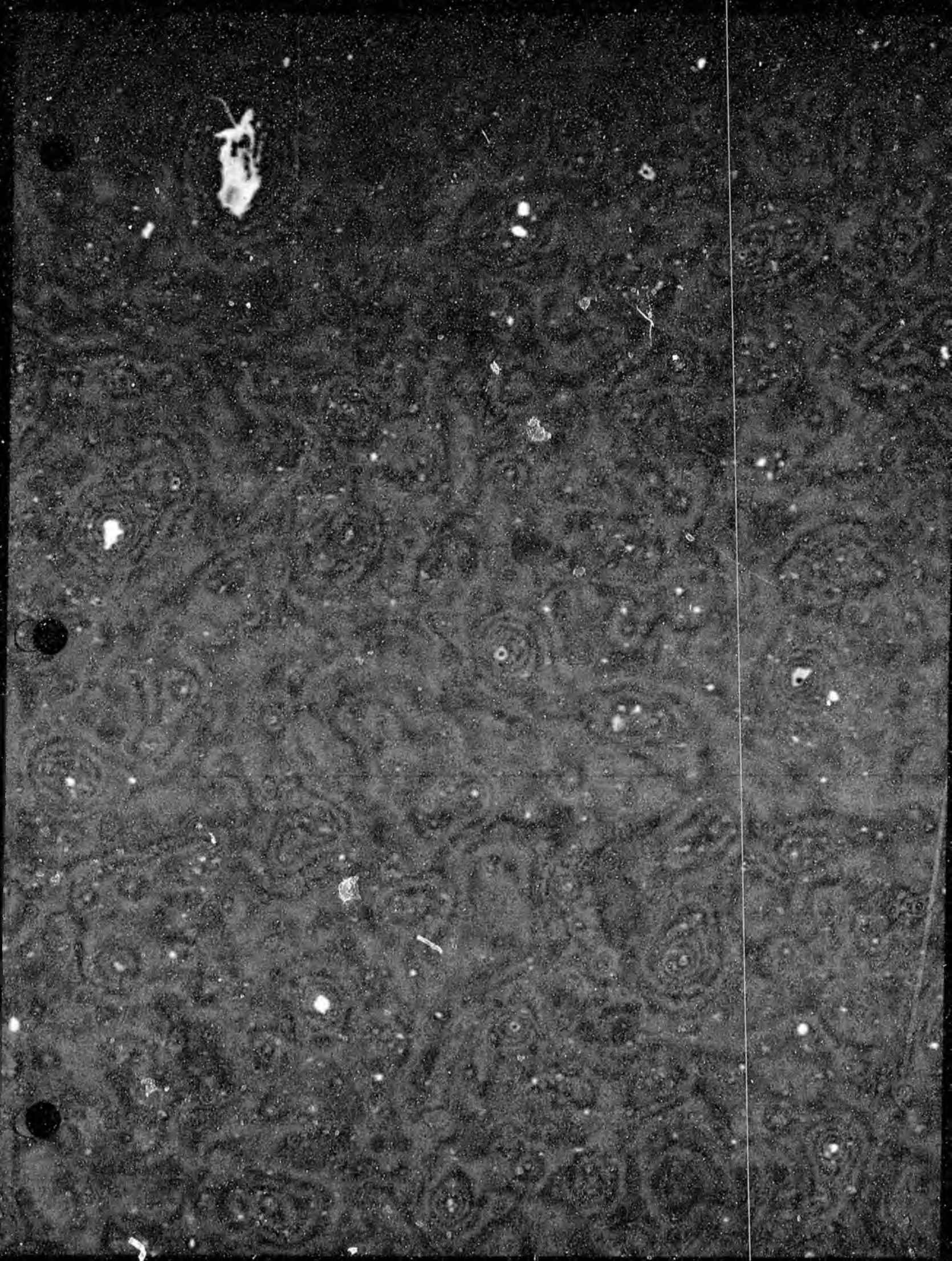
**AS 39:50:030(b):** Would amend section 25 to make \$1,000 – rather than \$5,000 – the reporting threshold for financial disclosures that “public officials” (i.e., high-level executive branch officials, judicial officers, certain municipal officers, and some others) must file with the APOC, and to require reporting of the approximate number of hours of services performed for the reported income regardless of whether the income was earned by the hour.

**AS 39:50:050(a):** Would amend section 26 to make electronic filing of financial disclosures mandatory for all public officials except municipal officers, and to allow exceptions when circumstances warrant them. The effective date for this section would remain July 1, 2007.

**AS 39:50:200(b):** Would add a new section to supplement the list of boards' members that must file annual financial disclosures with the APOC. The Alaska Industrial Development and Export Authority, the Knik Arm Bridge and Toll Authority, the Alaska labor relations agency, the Alaska Mental Health Trust Authority, and the Alaska Railroad Corporation would be added to the existing list in AS 39.50.200(b).

**AS 39:52:110:** Would replace section 27, which defines an “insignificant” business interest, with a provision from the governor's original bill. The amendment would establish a presumption that stock or other ownership interest in a business is insignificant if the value of the stock or interest is less than \$5,000.

**AS 39:52:180:** Would amend section 30 to define the “policy-making positions” in the Governor's Office that are restricted from lobbying for one year after leaving state service. The “policy-making positions” restricted from lobbying would be the same “policy-making positions” that must file annual financial disclosures with the APOC.



# Not Offered

25-GH1059K.8  
Wayne  
2/21/07

## AMENDMENT

OFFERED IN THE HOUSE

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

1 Page 1, line 1, following "relating":

2 Insert "to legislators and candidates for the legislature,"

3

4 Page 1, following line 5:

5 Insert a new bill section to read:

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

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

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

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

17 (b) Improper legislative campaign contribution and agreement is a class B  
18 felony."

19

20 Renumber the following bill sections accordingly.

21

22 Page 22, following line 18:

23 Insert a new subsection to read:

1           "(d) AS 11.56.135, as added by sec. 1 of this Act, applies to offenses occurring on or  
2 after the effective date of sec. 1 of this Act."

3

4    Renumber the following bill sections accordingly.

5

6    Page 22, line 9:

7           Delete "sec. 29"

8           Insert "sec. 30"

9

10   Page 22, line 10:

11          Delete "sec. 29"

12          Insert "sec. 30"

13

14   Page 22 line 11:

15          Delete "sec. 30"

16          Insert "sec. 31"

17

18   Page 22, line 14:

19          Delete "sec. 30"

20          Insert "sec. 31"

21

22   Page 22, line 15:

23          Delete "sec. 31"

24          Insert "sec. 32"

25

26   Page 22, line 18:

27          Delete "sec. 31"

28          Insert "sec. 32"

29

30   Page 22, line 19:

31          Delete "Sections 2, 22, and 26"

1           Insert "Sections 3, 23, and 27"

2

3   Page 22, line 20:

4           Delete "sec. 33"

5           Insert "sec. 34"

# Amendment Failed

25-LS8001VA.4  
Wayne  
2/9/07

## Amendment #1

### AMENDMENT

OFFERED IN THE HOUSE  
TO: CS HB 109 (K version)

By GRUENBERG

1 Page \_\_\_\_\_, line \_\_\_\_\_:

2 Insert ~~"relating to state and municipal elected officials and candidates for state~~  
3 ~~and municipal elective office; relating to certain campaign contributions made in~~  
4 ~~exchange for certain agreements;~~

5  
6 Page 1, <sup>following</sup> line 5:

7 Insert a new bill section to read:

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

9 **Sec. 11.56.135. Improper campaign contribution and agreement.** (a) A  
10 person commits the crime of improper campaign contribution and agreement if the  
11 person

12 (1) explicitly agrees to make a campaign contribution to a state or  
13 municipal elected official or a candidate for a state or municipal elective office, and  
14 makes that contribution, in exchange for an agreement by the elected official or  
15 candidate to alter the official's or candidate's position on a matter or issue related to  
16 the official duties of the statewide or municipal elective office held or sought; or

17 (2) as a state or municipal elected official or a candidate for state or  
18 municipal elective office, accepts a campaign contribution and explicitly agrees, in  
19 exchange for that contribution, to alter the official's or candidate's position on a matter  
20 or issue related to the official duties of the statewide or municipal elective office held  
21 or sought.

22 (b) Improper campaign contribution and agreement is a class B felony."  
23

Remember the following sections accordingly

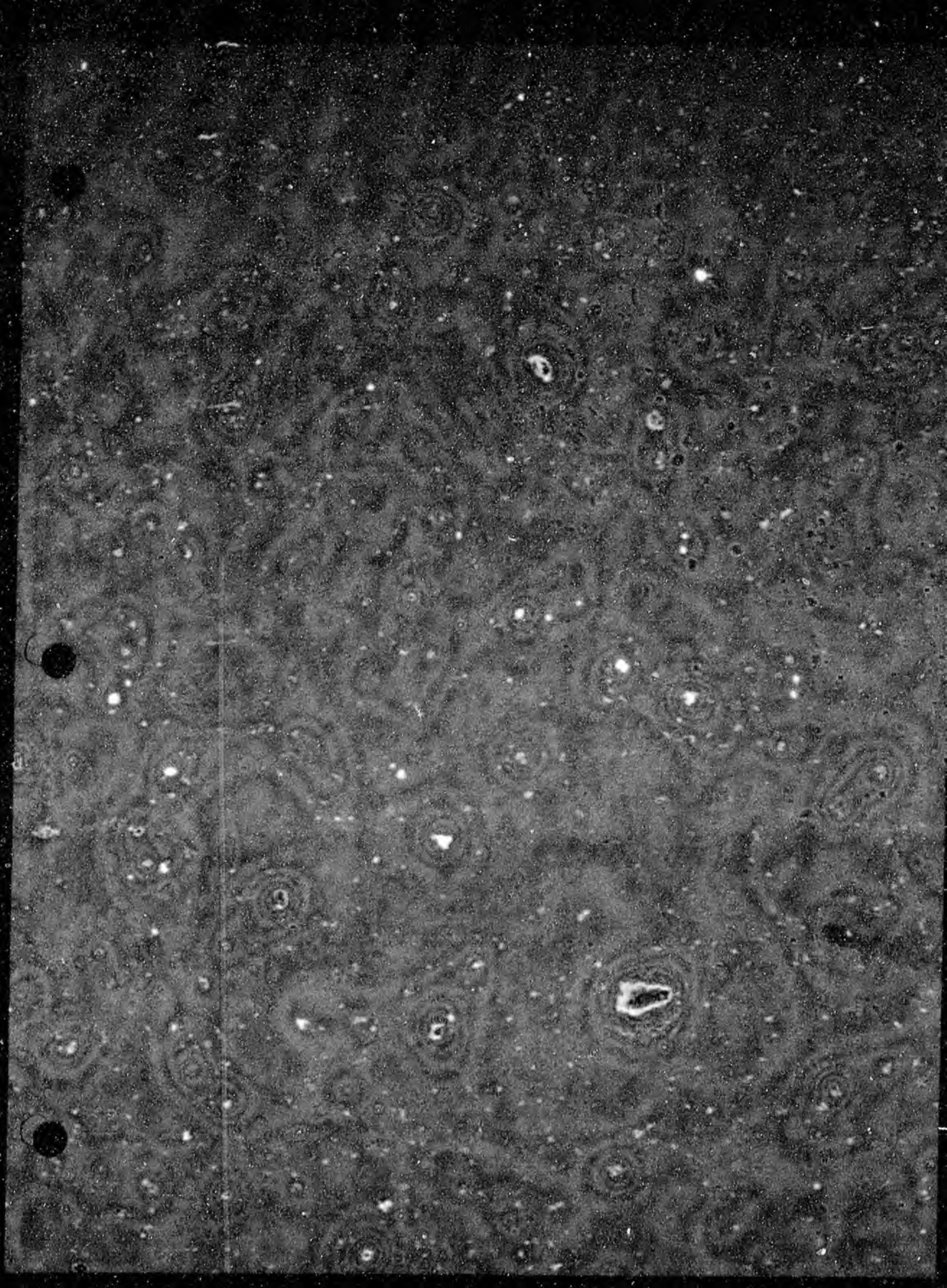
1 Page 22 <sup>following</sup> line 6:

2 Insert a new bill section to read:

3 <sup>33</sup>"\* Sec. ~~7~~. The uncodified law of the State of Alaska is amended by adding a new section to  
4 read:

5 APPLICABILITY. Section 1 of this Act applies to offenses occurring on or after the  
6 effective date of sec. 1 of this Act."

*Renumber following sections accordingly*



# Amendment Passed as Amended

1 AS 15.13.040(m) Governor's Amendment #2 Electronic Campaign Filing - Title 15

2

3

OFFERED IN THE HOUSE

BY THE GOVERNOR

4

STATE AFFAIRS COMMITTEE

5

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

6

Page 2, line 5, following "commission":

7

Delete "may request"

8

Insert "shall require"

9

10

Page 2, line 6, following "chapter":

11

Insert ", unless it is information required of a candidate for election to municipal

12

elective office,"

13

14

Page 2, line 6, following "but":

15

Delete "shall"

16

Insert "may, when circumstances warrant an exception or when the information is

17

required of a candidate for election to municipal elective office,"

18

19

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

20

Delete all material and insert:

21

"Candidates for election to municipal elective office must submit information

22

required under this chapter electronically or in the typed or hand-printed form described in

23

this subsection. In this subsection, 'municipal elective office' means the office of an

*Passed as Amended*

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

4

5 Page 22, following line 18:

6 Insert a new bill section to read:

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

8

9 Renumber the following bill sections accordingly.

10

11 Page 22, line 19, following “Sections”

12 Delete “2”

Amend #1 to amend #2

AS 15.13.040(m) AMENDMENT to Governor's Amendment (Title 15)

OFFERED IN THE HOUSE  
TO: HB 109 (STA)

BY REPRESENTATIVE BOB LYNN

1 Page 2, Line 7, following "effect":

2 Delete "May 1, 2009"

3 Insert "July 1, 2007"

4

**Amendment Failed**

Gruenberg Objects - Substantial  
hardship candidates in Rural area  
or illiterate.

Coghier Objects - wants to see the  
system's provisions

This amend. Failed  
6 to 1

15.13.078 (c)

25-GH1059K.6  
Wayne  
2/21/07

# Amendment withdrawn, will be worked on in Judiciary

AMENDMENT # 5

OFFERED IN THE HOUSE

BY REPRESENTATIVE JOHNSON

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

1 Page 2, following line 15:

2 Insert new bill sections to read:

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

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

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

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

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

23 (2) one week before the election;

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

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

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

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

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

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

24 Renumber the following bill sections accordingly.

25  
26 Page 22, line 9:

27 Delete "29"

28 Insert "33"

29  
30 Page 22, line 10:

31 Delete "29"

1           Insert "33"

2

3   Page 22, line 11:

4           Delete "30"

5           Insert "34"

6

7   Page 22, line 14:

8           Delete "30"

9           Insert "34"

10

11   Page 22, line 15:

12          Delete "31"

13          Insert "35"

14

15   Page 22, line 18:

16          Delete "31"

17          Insert "35"

18

19   Page 22, line 19:

20          Delete "22, and 26"

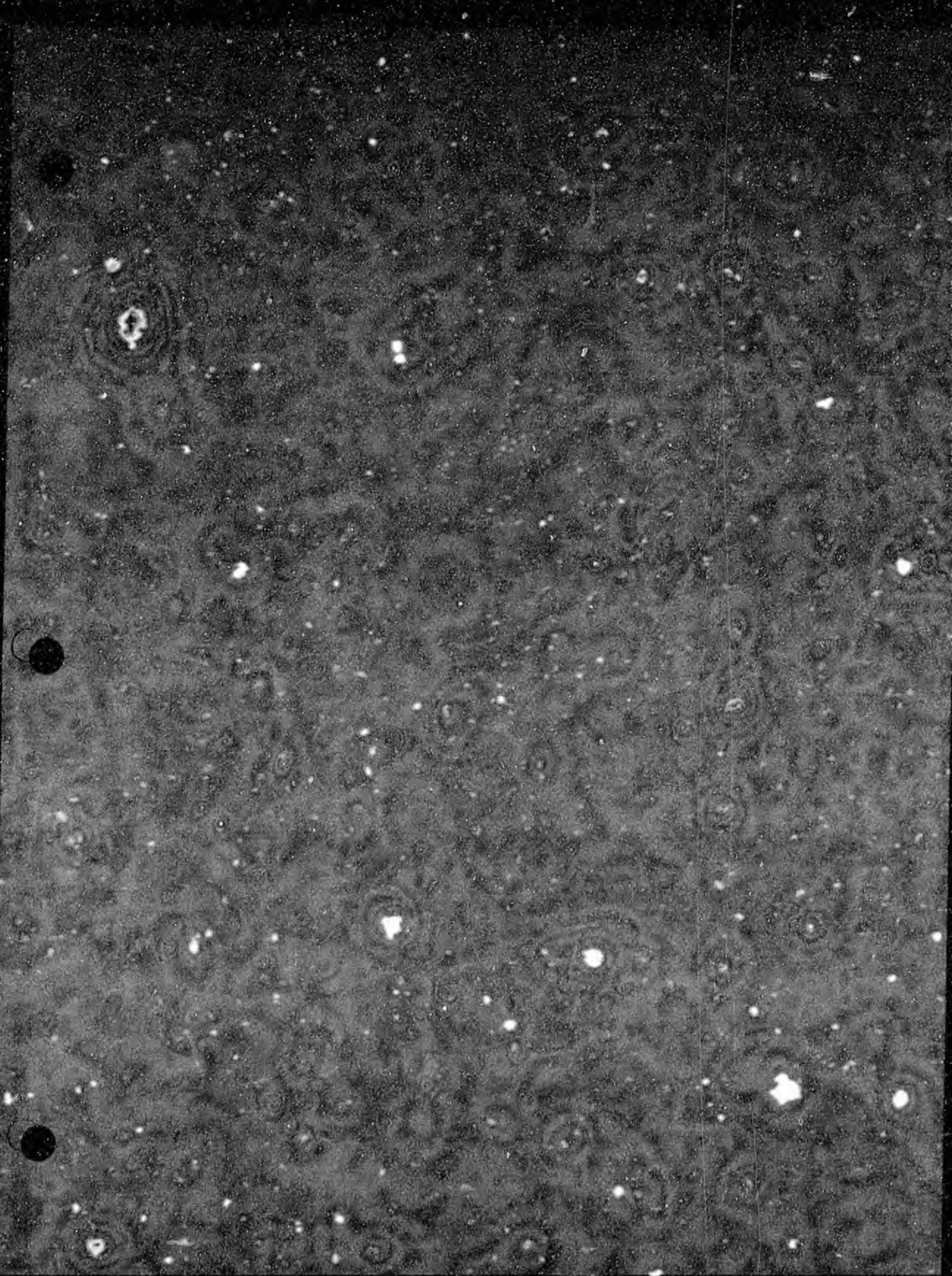
21          Insert "26, and 30"

22

23   Page 22, line 20:

24          Delete "33"

25          Insert "37"



# Amendment Passed

*Amend # 6*

<sup>45</sup>  
AS 24.45.121(a) Governor's Amendment (Parallel Positions for Lobbyists - Title 24)

OFFERED IN THE HOUSE

BY THE GOVERNOR

STATE AFFAIRS COMMITTEE

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

Page 4, following line 2:

Insert new bill sections to read:

\*\*\* Sec. 5. AS 24.45.121(a) is amended to read:

(a) A lobbyist may not

(1) engage in any activity as a lobbyist before registering under AS 24.45.041;

(2) do anything with the intent of placing a public official under personal obligation to the lobbyist or to the lobbyist's employer;

(3) intentionally deceive or attempt to deceive any public official with regard to any material fact pertinent to pending or proposed legislative or administrative action;

(4) cause or influence the introduction of a legislative measure solely for the purpose of thereafter being employed to secure its passage or its defeat;

(5) cause a communication to be sent to a public official in the name of any fictitious person or in the name of any real person, except with the consent of that person;

(6) accept or agree to accept any payment in any way contingent upon the defeat, enactment, or outcome of any proposed legislative or administrative action.

1 (7) serve as a member of a state board or commission, if the lobbyist's  
2 employer may receive direct economic benefit from a decision of that board or  
3 commission;

4 (8) serve as a campaign manager or director, serve as a campaign  
5 treasurer or deputy campaign treasurer on a finance or fund-raising committee,  
6 host a fund-raising event, directly or indirectly collect contributions for, or deliver  
7 contributions to, a candidate, or otherwise engage in the fund-raising activity of a  
8 legislative campaign or campaign for governor or lieutenant governor if the  
9 lobbyist has registered, or is required to register, as a lobbyist under this chapter,  
10 during the calendar year; this paragraph does not apply to a representational  
11 lobbyist as defined in the regulations of the Alaska Public Offices Commission,  
12 and does not prohibit a lobbyist from making personal contributions to a candidate  
13 as authorized by AS 17.30 or personally advocating on behalf of a candidate;

14 (9) offer, solicit, initiate, facilitate, or provide to or on behalf of a person  
15 covered by AS 24.60, during a legislative session, a gift, other than food or  
16 beverage for immediate consumption; however, this paragraph does not prohibit a  
17 lobbyist from providing, during a legislative session or at any other time of the  
18 year, tickets to a charity event described in AS 24.60.080(c)(10), or a contribution  
19 to a charity event under AS 24.60.080(c)(11);

20 (10) make or offer a gift or a campaign contribution whose acceptance by  
21 the person to whom it is offered would violate AS 24.60 or AS 39.52."

22 \*\* Sec. 6. AS 24.45.121 is amended by adding a new subsection to read:

1 (d) An individual may not engage in any activity as a lobbyist at any time  
2 that AS 39.52 prohibits that individual from engaging in activity as a lobbyist. This  
3 subsection does not prohibit service as a volunteer lobbyist described in  
4 AS 24.45.161(a)(1) or a representational lobbyist as defined under regulations of the  
5 Alaska Public Offices Commission.”

6

7 Renumber the following bill sections accordingly.

*Amend # 7*

# Amendment Withdrawn

## Amendment - Representative Lynn

In Section 5. AS 24.45.121

Page 4 Line 4

**delete:** spouse or domestic partner  
**replace** with immediate family members

Page 4 Line 5

**delete:** spouse or domestic partner  
**replace** with immediate family members

*This is in  
the Bill HB 109*

*24.45.11  
supersedes 790*

### Definition of "immediate family members" found in Title 24.60.990

6) "immediate family" means

(A) the spouse or domestic partner of the person; or

(B) a parent, child, including a stepchild and an adoptive child, and sibling of a person if the parent, child, or sibling resides with the person, is financially dependent on the person, or shares a substantial financial interest with the person;

24.60.030(2)(2)(L)  
24.60.080(c)(10)

Amend # 8

*Bruenberg*  
25-GH1059/K.14  
Cook/Wayne  
2/21/07

With.  
**Amendment  
Withdrawn**

AMENDMENT

OFFERED IN THE HOUSE

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

- 1 Page 6, line 11:
- 2 Delete "Alas'a Legislative Council"
- 3 Insert "committee [ALASKA LEGISLATIVE COUNCIL];
- 4
- 5 Page 10, line 1:
- 6 Delete "Alaska Legislative Council"
- 7 Insert "committee [ALASKA LEGISLATIVE COUNCIL]"

*Can't separate*

*Amend # 8*

*Coghill objects*

*Bruenberg*

*conceptual plan*

*utterly intent*

*requiring by law*

*to improve communities*

24.60.030(R)

25-GH1059(K.41)  
Wayne  
2/22/07

AMENDMENT #9

**Amendment Tabled**

OFFERED IN THE HOUSE

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

1 Page 7, following line 14:

2 Insert a new bill section to read:

3 **\*\* Sec. 8.** AS 24.60.030(f) is amended to read:

4 (f) A legislative employee may not serve in a position that requires  
 5 confirmation by the legislature. A legislator or legislative employee who serves  
 6 [MAY SERVE] on a board of an organization, including a governmental entity, shall  
 7 disclose (THAT REGULARLY HAS A SUBSTANTIAL INTEREST IN THE  
 8 LEGISLATIVE ACTIVITIES OF THE LEGISLATOR OR EMPLOYEE IF THE  
 9 LEGISLATOR OR EMPLOYEE DISCLOSES) the board membership to the  
 10 committee. A person [A LEGISLATOR OR LEGISLATIVE EMPLOYEE WHO IS]  
 11 required to make a disclosure under this subsection shall file the disclosure with the  
 12 committee by the deadline [DEADLINES] set out in AS 24.60.105 stating the name  
 13 of each organization on whose board the person serves. The committee shall maintain  
 14 a public record of the disclosure and forward the disclosure to the appropriate house  
 15 for inclusion in the journal. This subsection does not require a legislator or legislative  
 16 employee who is appointed to a board by the presiding officer to make a disclosure of  
 17 the appointment to the committee if the appointment has been published in the  
 18 appropriate legislative journal during the calendar year."

*Passed Bruenberg offers  
Amend # 101 Amend # 7  
to retain capitalized language*

*shall disclose*

19 Renumber the following bill sections accordingly.

20 Page 22, line 9:

21 Delete "sec. 29"

*Amend # 2 Amend # 7  
More words shall disclose*

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

24.60.080(e)

Amendment

Gruenberg

25-GH1059 K.15

Cook/Wayne

2/21/07

Technical Amendment

# Amendment Not Offered

## AMENDMENT

OFFERED IN THE HOUSE

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

1 Page 10, following line 30:

2 Insert a new bill section to read:

3 **\*\* Sec. 12.** AS 24.60.080(e) is amended to read:

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

10 Renumber the following bill sections accordingly.

11

12 Page 22, line 9:

13 Delete "sec. 29"

14 Insert "sec. 30"

15

16 Page 22, line 10:

17 Delete "sec. 29"

18 Insert "sec. 30"

19

20 Page 22, line 11:

21 Delete "sec. 30"

22 Insert "sec. 31"

23

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

24.60.085 (Stevens)

25-GH1059K.16  
Cook/Wayne  
2/21/07

# Amendment Not Offered

## AMENDMENT

*not  
Offered*

OFFERED IN THE HOUSE

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

1 Page 11, following line 7:

2 Insert a new bill section to read:

3 **"\* Sec. 13.** AS 24.60.085 is amended by adding a new subsection to read:

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

8 Page 22, line 9:

9 Delete "sec. 29"

10 Insert "sec. 30"

11

12 Page 22, line 10:

13 Delete "sec. 29"

14 Insert "sec. 30"

15

16 Page 22, line 11:

17 Delete "sec. 30"

18 Insert "sec. 31"

19

20 Page 22, line 14:

21 Delete "sec. 30"

22 Insert "sec. 31"

23

~~Bob's 24.60.085  
isn't here.  
(K.16)  
Title 24 Tab 13~~

1 Page 22, line 15:

2 Delete "sec. 31"

3 Insert "sec. 32"

4

5 Page 22, line 18:

6 Delete "sec. 31"

7 Insert "sec. 32"

8

9 Page 22, line 19:

10 Delete "22, and 26"

11 Insert "23, and 27"

12

13 Page 22, line 20:

14 Delete "sec. 33"

15 Insert "sec. 34"

24.60.130 (Joyce-Ethics)

25-GH1059K.40

Wayne

2/23/07

# Amendment Passed

AMENDMENT #10

OFFERED IN THE HOUSE

BY REPRESENTATIVE LYNN

TO: CSHB 109( ) Draft Version "K"

*Cochill objects*

1 Page 13, following line 9:

2 Insert a new bill section to read:

3 **\*\* Sec. 17. AS 24.60.130 is amended by adding a new subsection to read:**

4 (p) Notwithstanding (h) and (n) of this section, if a complaint before the  
5 committee alleges a violation of this chapter by a group of legislators that includes a  
6 legislative member of the committee and that member's alternate, the member and  
7 alternate member are disqualified from serving on the committee with regard to the  
8 complaint. If the two disqualified members of the committee are part of the majority  
9 caucus, the presiding officer of the house in which the two disqualified members serve  
10 shall appoint from that house an alternate to serve with regard to the complaint. If one  
11 of the two disqualified legislative members of the committee is not part of the majority  
12 caucus, the leader of the minority caucus with the greatest number of members shall  
13 appoint from that house an alternate to serve with regard to the complaint. If a  
14 complaint alleges a violation of this chapter that includes all legislative members of  
15 the majority caucus of one house, the presiding officer of that house shall appoint from  
16 the other house an alternate to serve with regard to the complaint. If the complaint  
17 alleges a violation of this chapter that includes all legislative members of a minority  
18 caucus of one house, the leader of that minority caucus shall appoint from the other  
19 house an alternate to serve with regard to the complaint. In this paragraph, "caucus"  
20 has the meaning given in AS ~~24.60.037~~ <sup>24.60.130(o)</sup>

21  
22 Renumber the following bill sections accordingly.

23

1 Page 22, line 9:

2 Delete "sec. 29"

3 Insert "sec. 30"

4

5 Page 22, line 10:

6 Delete "sec. 29"

7 Insert "sec. 30"

8

9 Page 22, line 11:

10 Delete "sec. 30"

11 Insert "sec. 31"

12

13 Page 22, line 14:

14 Delete "sec. 30"

15 Insert "sec. 31"

16

17 Page 22, line 15:

18 Delete "sec. 31"

19 Insert "sec. 32"

20

21 Page 22, line 18:

22 Delete "sec. 31"

23 Insert "sec. 32"

24

25 Page 22, line 19:

26 Delete "22, and 26"

27 Insert "23, and 27"

28

29 Page 22, line 20:

30 Delete "sec. 33"

31 Insert "sec. 34"

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

# Amendment Tabled

AMENDMENT #11

OFFERED IN THE HOUSE

BY REPRESENTATIVE Gardner

TO: CS HB 109

*Greenberg  
ask that  
we table  
this amendment*

1 Page 2, line 9, after the word "Sec. 2."

2 Insert:

3 AS 24.60.085 is amended by adding a new subsection to read:

4 (c) During the term for which elected or appointed and for one year thereafter, a  
5 legislator may not, directly or by authorizing another to act on the legislator's behalf,  
6 accept or agree to accept compensation, except from the State of Alaska, for work  
7 associated with legislative action or administrative action, as those terms are defined  
8 in AS 24.45.171, or political action as defined in AS 24.60.990.

9

10

11

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17

18

*Received  
11/11/11  
11:34*

# 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

*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

**Session:**  
Alaska State Capitol  
Juneau, AK 99801-1182

Phone: (907) 465-4931  
Fax: (907) 465-4316  
Toll Free: (800) 870-4391

**Interim:**  
716 W. 4<sup>th</sup> Ave., #650  
Anchorage, AK 99501-2133

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

Date: Feb. 22, 2007

To: Nancy Manly  
Fr: Mike Sica  
Re: Title 24.60.200 covered by 39.50.030

*Back-Up  
to Amendment  
# 12 & 13*

The governor's amendment on 24.60.200 regarding legislative disclosures may eventually be tied to executive branch disclosures covered in Sec. 25 AS 39.50.030(b) on page 17 of the CS for HB 109 (Version K) as well as the governor's amendment on 39.50.030(b), which reduces the reporting threshold from \$5,000 to \$1,000.

Rep. Lynn may want to make an exception to the hearing procedure of going title by title, from the lowest to the highest section numbers, to help clarify a Title 24 amendment by the governor that is dependent upon Title 39.

In this case, you may want to take up the Title 24 amendment by the governor (AS 24.60.200) when the committee reviews the related section in Title 39 in the CS for HB 109 as well as the possible amendment to that section by the governor.

# Amendments 12 & 13 related

*Amend FF 12*

*in table*

1 AS 39.50.030(b) Governor's Amendment (Details in Public Official Filing - Title 39)

2

3 OFFERED IN THE HOUSE BY THE GOVERNOR

4 STATE AFFAIRS COMMITTEE

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

6 Page 17, line 21:

7 Delete "\$5,000"

8 Insert "\$1,000"

9

10 Page 17, line 31:

11 Delete "if the income was earned by the hour."

12

13 Page 18, line 10:

14 Delete "\$5,000"

15 Insert "\$1,000"

16

17 Page 18, line 17:

18 Delete "\$5,000"

19 Insert "\$1,000"

20

21 Page 18, line 20:

22 Delete "\$5,000"

23 Insert "\$1,000"

1

2

Page 18, line 24:

3

Delete "\$5,000"

4

Insert "\$1,000"

5

6

Page 18, line 27:

7

Delete "\$5,000"

8

Insert "\$1,000"

Amend #13

1 AS 24.60.200 Governor's Amendment (Details in Legislative Disclosures - Title 24)

2

3

OFFERED IN THE HOUSE BY THE GOVERNOR

4

STATE AFFAIRS COMMITTEE

5

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

6

Page 16, following line 8:

7

Insert a new bill section to read:

8

\*\* Sec. 22. AS 24.60.200 is amended to read:

9

**Sec. 24.60.200. Financial disclosure by legislators, public members of the**

10

**committee, and legislative directors.** A legislator, a public member of the

11

committee, and a legislative director shall file a disclosure statement, under oath and

12

on penalty of perjury, with the Alaska Public Offices Commission giving the

13

following information about the income received by the discloser, the discloser's

14

spouse or domestic partner, the discloser's dependent children, and the discloser's

15

nondependent children who are living with the discloser:

16

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

17

AS 39.50.030, other than information about gifts;

18

(2) as to income in excess of \$1,000 received as compensation for

19

personal services, the name and address of the source of the income, the amount of

20

the income, the number of hours of services performed to earn that income, and a

21

statement describing in detail the nature of the services performed; [IF THE SOURCE

22

OF INCOME IS KNOWN OR REASONABLY SHOULD BE KNOWN TO HAVE

23

A SUBSTANTIAL INTEREST IN LEGISLATIVE, ADMINISTRATIVE, OR

1 POLITICAL ACTION AND THE RECIPIENT OF THE INCOME IS A  
2 LEGISLATOR OR A LEGISLATIVE DIRECTOR, THE AMOUNT OF INCOME  
3 RECEIVED FROM THE SOURCE SHALL BE DISCLOSED;]

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

10 Renumber the following bill sections accordingly.

15.13.040(m)

# Amendment Passed

25-GH1059(K.42)  
Wayne  
2/26/07

## Per Legal, this Amendment needs a fix

### AMENDMENT 2 to amendment 2

OFFERED IN THE HOUSE

BY REPRESENTATIVE GRUENBERG

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

1 Page 2, lines 4 - 15:

2 Delete all material and insert:

3 **\*\* Sec. 2.** AS 15.13.040(m) is repealed and reenacted to read:

4 (m) Information required under this chapter shall be submitted to the  
5 commission electronically, except that the following information may be submitted in  
6 clear and legible black typeface or hand-printed in dark ink on paper in a format  
7 approved by the commission or on forms provided by the commission:

8 (1) information submitted by a candidate for municipal office; in this  
9 paragraph, "municipal office" means the office of an elected borough or city

10 (A) mayor;

11 (B) planning commissioner;

12 (C) utility board member; or

13 (D) assembly, council, or school board member;

14 (2) any information if the commission determines that ~~extraordinary~~  
15 circumstances warrant an exception to the electronic submission requirement;

16 (3) information submitted before May 1, 2007, by an individual,  
17 group, nongroup entity, or municipality relating to a contribution, expenditure, or  
18 communication made for the purpose of influencing the outcome of a ballot  
19 proposition; in this paragraph, "proposition," in addition to its meaning in  
20 AS 15.60.010, includes

21 (A) a matter described in the definition of "proposition" under

22 AS 15.13.010(d); and

23 (B) an issue described in the definition of "proposition" under

1 AS 15.13.065(c);

2 (4) information submitted before May 1, 2009, by a candidate for  
3 governor or lieutenant governor."  
4

5 Page 22, line 19:

6 Delete "Sections 2, 22, and 26"

7 Insert "Sections 22 and 26"

25-GH1059K.47  
Wayne  
2/28/07

# Amendment 3 to Gov Amend 2

Rep. Gruenberg

## AMENDMENT

OFFERED IN THE HOUSE

BY REPRESENTATIVE GRUENBERG

TO: CSHB 190( ), Draft Version "K"

1 Page 2, lines 4 - 15:

2 Delete all material and insert:

3 "§ Sec. 2. AS 15.13.040(m) is repealed and reenacted to read:

4 (m) Information required under this chapter shall be submitted to the  
5 commission electronically, except that the following information may be submitted in  
6 clear and legible black typeface or hand-printed in dark ink on paper in a format  
7 approved by the commission or on forms provided by the commission:

8 (1) information submitted by a candidate for municipal office; in this  
9 paragraph, "municipal office" means the office of an elected borough or city

10 (A) mayor;

11 (B) planning commissioner;

12 (C) utility board member; or

13 (D) assembly, council, or school board member;

14 (2) any information if the commission determines that ~~extraordinary~~  
15 circumstances warrant an exception to the electronic submission requirement;

16 ~~information submitted before the effective date of this subsection~~  
17 ~~or May 1, 2007, whichever is later, by an individual, group, nongroup entity, or~~  
18 ~~municipality relating to a contribution, expenditure, or communication made for the~~  
19 ~~purpose of influencing the outcome of a ballot proposition; in this paragraph,~~  
20 ~~"proposition," in addition to its meaning in AS 15.60.010, includes~~

21 (A) a matter described in the definition of "proposition" under  
22 AS 15.13.010(d); and

23 (B) an issue described in the definition of "proposition" under

25-GH1059K.47

~~AS 15.13.0015~~

1  
2  
3  
4  
5  
6  
7

(3) information submitted before May 1, 2009, by a candidate for the legislature."

Page 22, line 19:

Delete "Sections 2, 22, and 26"

Insert "Sections 22 and 26"

24.60.100

25-GH1059K.17  
Cook/Wayne  
2/21/07

207

# Amendment should have been Offered

## AMENDMENT

14

OFFERED IN THE HOUSE

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

1 Page 1, line 4, following "government;":

2 Insert "restricting representation of others by legislators and legislative  
3 employees;"

4

5 Page 11, lines 9 - 17:

6 Delete all material and insert:

7 "Sec. 24.60.100. Representation. A legislator or legislative employee may  
8 not represent [WHO REPRESENTS] another person for compensation before a  
9 municipal, legislative, or executive branch [AN] agency, board, [OR] commission,  
10 or other entity [OF THE STATE SHALL DISCLOSE THE NAME OF THE  
11 PERSON REPRESENTED, THE SUBJECT MATTER OF THE  
12 REPRESENTATION, AND THE BODY BEFORE WHICH THE  
13 REPRESENTATION IS TO TAKE PLACE TO THE COMMITTEE. THE  
14 DISCLOSURE SHALL BE MADE BY THE DEADLINES SET OUT IN  
15 AS 24.60.105. THE COMMITTEE SHALL MAINTAIN A PUBLIC RECORD OF A  
16 DISCLOSURE UNDER THIS SECTION AND FORWARD THE DISCLOSURE TO  
17 THE RESPECTIVE HOUSE FOR INCLUSION IN THE JOURNAL. A  
18 LEGISLATOR OR LEGISLATIVE EMPLOYEE MAY NOT REPRESENT  
19 ANOTHER PERSON FOR COMPENSATION BEFORE AN AGENCY,  
20 COMMITTEE, OR OTHER ENTITY OF THE LEGISLATIVE BRANCH]."

21

22 Page 12, line 2:

23 Delete "matter, interest, or representation"



24,60,200 and } K.20  
24,60,790 (c) } its in 2 places

25-GH1059\K.20  
Cook/Wayne  
2/21/07

AMENDMENT #15

OFFERED IN THE HOUSE

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

1 Page 1, line 4, following "government;":

2 Insert "relating to disclosure of information about certain income received as  
3 compensation for personal services by legislators, public members of the Select  
4 Committee on Legislative Ethics, and legislative directors;"

5

6 Page 16, following line 8:

7 Insert a new bill section to read:

8 **\*\* Sec. 22. AS 24.60.200 is amended to read:**

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

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

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

22 (A) the nature of the services performed, with sufficient  
23 description to make clear to a person of ordinary understanding the

1 specific services performed, unless those services require the issuance of a  
2 state or federal professional license; for purposes of this subparagraph,  
3 "professional license" means a license required for a profession regulated  
4 by the federal government or by a state;

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

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

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

19 Renumber the following bill sections accordingly.

20  
21 Page 22, line 9:

22 Delete "sec. 29"

23 Insert "sec. 30"

24  
25 Page 22, line 10:

26 Delete "sec. 29"

27 Insert "sec. 30"

28  
29 Page 22, line 11:

30 Delete "sec. 30"

31 Insert "sec. 31"

1

2 Page 22, line 14:

3 Delete "sec. 30"

4 Insert "sec. 31"

5

6 Page 22, line 15:

7 Delete "sec. 31"

8 Insert "sec. 32"

9

10 Page 22, line 18:

11 Delete "sec. 31"

12 Insert "sec. 32"

13

14 Page 22, line 19:

15 Delete "22, and 26"

16 Insert "23, and 27"

17

18 Page 22, line 20:

19 Delete "sec. 33"

20 Insert "sec. 34"

former legislator or legislative director shall file with the Alaska Public Offices Commission a report containing the disclosure required by AS 24.60.200, covering any period that service for which the legislator or legislative director has not already filed a report.

(b) Notwithstanding (a) of this section, a public member and a public member nominee of the committee shall file an annual report with the Alaska Public Offices Commission, on or before the second Monday in January of each year. On or before the 90th day after ending service on the committee, a former public member of the committee shall file with the Alaska Public Offices Commission a report containing the disclosure required by AS 24.60.200, covering any period that service for which the legislator or legislative director has not already filed a report.

Amendment #16

AS 24.60.990(a)

Title 24

Gardner

Tab 27

K.20

AS 24.60.990(a) is amended by adding a new paragraph to read:

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

UNCODIFIED

Title 24

Lynn/Harris

Tab 28

K.21

The uncodified law of the State of Alaska is amended by adding a new section to read:

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

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

24.60.210(a) Just brought in this bill.

AMENDMENT 17

OFFERED IN THE HOUSE

BY REPRESENTATIVE Coghill

TO: CSHB 109 "K" Version

1 Page 16, line 9.

2 Insert:

3 AS 24.60.210(a) is amended to read:

4 (a) A person required to file a disclosure statement under AS 24.60.200  
5 shall file an annual report with the Alaska Public Offices Commission, covering  
6 the previous calendar year, containing the disclosures required by AS 24.60.200,  
7 on or before March 15 of each year, except that a legislator appointed under  
8 AS 15.40.320- 15.40.320, a public member of the committee, and a legislative  
9 director must file within 30 days after the person's initial appointment.

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