



ALASKA LEGISLATURE COMMITTEE

| STATUTORY CHANGE | HB 5 Neuman | HB 6 Harris, etc. | HB 10 Lynn, D's | HB 20 Harris | HB 27 Gardner | HB*38 Gara | HB 58 Gara | HB 109 Gov | SB 13 Stevens | SB 19 French | SB 20 French | SB 63 Bunde | 136/C.5 Har/Bul | 529/A Ethics Har/Wayne | 1059/A.1 Thom/Cook | Tab # |
|--|----------------|----------------------|--------------------|-----------------|------------------|---------------|---------------|---------------|------------------|-----------------|-----------------|----------------|--------------------|---------------------------|-----------------------|----------|
| AS 24.60.210(a) & (b) Requires former legislators, public members of Ethics Committee, & legislative directors to submit financial disclosures to APOC within 90 days after leaving those positions | | | | | | | | | X | | | | | | | 11 |
| AS 24.60.210(c) new subsection makes electronic reporting of Annual Reports to APOC mandatory except in extraordinary circumstances, which would have to comply with APOC requirements | | | | | | | | | X | | | | | | | 12 |
| AS 24.60.990(a) adds definition for "professional license" to mean a license required for a profession regulated by the federal government or a state | | | | | X | | | | | | | | | | | 13 |
| UNCODIFIED LAW - Creates an applicability of disclosure of former legislators, legislative staff, and public members of the committee to April 9, 2006 HB 10 made this applicability for legislators only | | | X | | | | | | | | | | X | | | 14 |

TITLE 11.56 BRIBERY AND RELATED OFFENSES - REJECTED BY SUBCOMMITTEE

| EXISTING STATUTE | HB 58 - Gara | EXPLANATION |
|----------------------------|--|---|
| <p align="center">NONE</p> | <p>* Section 1 AS 11 56 is amended by adding a new section to article 1 to read</p> <p>Sec. 11.56.135. Improper legislative campaign contribution and agreement. (a) A person commits the crime of improper legislative campaign contribution and agreement if the person</p> <p>(1) explicitly agrees to make a campaign contribution to a member of the legislature or a candidate for the legislature, and makes that contribution in exchange for an agreement by the legislator or the candidate to alter the legislator's or candidate's position on a legislative matter, or</p> <p>(2) as a member of the legislature or a candidate for the legislature, accepts a campaign contribution and explicitly agrees, in exchange for that contribution, to alter the legislator's or candidate's position on a legislative matter</p> <p>(b) Improper legislative campaign contribution and agreement is a class B felony</p> <p>* Sec. 2 The uncodified law of the State of Alaska is amended by adding a new section to read</p> <p>APPLICABILITY This Act applies to offenses occurring on or after the effective date of this Act</p> | <p>Bribery is based on a benefit being given to either party Under AS 11 56 130. Definitions political campaign contributions are not included as a benefit HB 38 adds a new section to the bribery statute to include campaign contributions in the bribery statutes</p> <p>The new offense would apply to offenses occurring on or after the effective date of AS 11 56 135 which is 90 days after the bill becomes law</p> |

TAB 1

*HB 115
Amendments
Rejected by
Subcommittee
Date of introduction*

TITLE 15.13 STATE ELECTION CAMPAIGNS - AS 15.13.040(a)

EXISTING STATUTE

HB 20 - Harris

EXPLANATION

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| <p>AS 15.13.040(a) Except as provided in (g) and (l) of this section, each candidate shall make a full report, upon a form prescribed by the commission,</p> <p>(1) listing</p> <p>(A) the date and amount of all expenditures made by the candidate.</p> <p>(B) the total amount of all contributions including all funds contributed by the candidate.</p> <p>(C) the name, address, date, and amount contributed by each contributor, and</p> <p>(D) for contributions in excess of \$250 in the aggregate during a calendar year, the principal occupation and employer of the contributor, and</p> <p>(2) filed in accordance with AS 15 13 110 and certified correct by the candidate or campaign treasurer</p> | <p>AS 15.13.040(a) Each [EXCEPT AS PROVIDED IN (g) AND (l) OF THIS SECTION, EACH] candidate shall make a full report, upon a form prescribed by the commission.</p> <p>(1) listing</p> <p>(A) the date and amount of all expenditures made by the candidate.</p> <p>(B) the total amount of all contributions, including all funds contributed by the candidate, <u>and</u></p> <p>(C) the name, address, <u>principal occupation, and employer of each contributor and the</u> date, and amount <u>of each contribution from</u> [CONTRIBUTED BY] each contributor [. AND</p> <p>(L) FOR CONTRIBUTIONS IN EXCESS OF \$250 IN THE AGGREGATE DURING A CALENDAR YEAR, THE PRINCIPAL OCCUPATION AND EMPLOYER OF THE CONTRIBUTOR, AND]</p> <p>(2) filed in accordance with AS 15 13 110 and certified correct by the candidate or campaign treasurer</p> | <p>Adds reporting requirement of principle occupation and employer information for contributor and specifies this is for each contribution of each contributor and repeals (D) because they now require the information for all contributions not just those over \$250. Amends (b) & (j) from "the" to "each"</p> |
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TITLE 15.13 STATE ELECTION CAMPAIGNS - AS 15.13.040(b)

EXISTING STATUTE

HB 20 - Harris

EXPLANATION

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| <p>(b) Each group shall make a full report upon a form prescribed by the commission, listing (2) the aggregate amount of all contributions made to it, and, for all contributions in excess of \$100 in the aggregate a year, the name, address, principal occupation, and employer of the contributor, and the date and amount contributed by each contributor, for purposes of this paragraph, "contributor" means the true source of the funds, property, or services being contributed, and</p> | <p>* Sec 2 AS 15 13 040(b) is amended to read (b) Each group shall make a full report upon a form prescribed by the commission, listing (2) the aggregate amount of all contributions made to it [. AND FOR ALL CONTRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR], the name, address, principal occupation and employer of each [THE] contributor, and the date and amount of each contribution from [CONTRIBUTED BY] each contributor, for purposes of this paragraph, "contributor" means the true source of the funds, property, or services being contributed and</p> | <p>Requires full disclosure of all contributions regardless of the amount</p> |
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TAB 3

TITLE 15.13 STATE ELECTION CAMPAIGNS - AS 15.13.040(m)

EXISTING STATUTE

HB 109

EXPLANATION

Governor

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| <p>(m) The commission may request that the information required under this chapter be submitted electronically but shall accept any information required under this chapter that is typed in clear and legible black typeface or hand-printed in dark ink on paper in a format approved by the commission or on forms provided by the commission and that is filed with the commission</p> | <p>(m) The commission <u>shall require</u> [MAY REQUEST] that the information required under this chapter be submitted electronically but <u>may, when extraordinary circumstances warrant an exception,</u> [SHALL] accept any information required under this chapter that is typed in clear and legible black typeface or hand-printed in dark ink on paper in a format approved by the commission or on forms provided by the commission and that is filed with the commission</p> | <p>AS 15.13.040(m) requires mandatory electronic filing with APOC but allows APOC to allow exceptions in extraordinary circumstances</p> |
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TAB 4

TITLE 24.50 STANDARDS OF CONDUCT - AMENDING AS 24.60.030(a)

| EXISTING STATUTE | 5291A Ethics - Harris/ Wayne | | | EXPLANATION |
|--|---|--|--|--|
| <p>AS 24.60.030(a)(2)(L) this paragraph does not prohibit</p> <p>(L) full participation in a charity event approved in advance by the Alaska Legislative Council.</p> | <p>AS 24.60.030(a)(2)(L) this paragraph does not prohibit</p> <p>(L) full participation in a charity event approved in advance by the Select Committee on Legislative Ethics [ALASKA LEGISLATIVE COUNCIL].</p> | | | <p>This is language clean up for changes recommended by the Ethics Committee to transfer the sanctioning of charity events from the Alaska Legislative Council to the Select Committee on Legislative Ethics See AS 24 60 080(c)(10) Gifts</p> |

TAB 5

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.030(a)

| EXISTING STATUTE | HB 20 - Harris | EXPLANATION |
|--|--|---|
| <p>Sec. 24.60.030(a) Prohibitions related to conflicts of interest and unethical conduct</p> <p>This subsection provides a list of things a legislator or an employee of a legislator cannot do such as solicit unofficial compensation, using public facilities for official purposes only, require a legislative employee to perform services for the private benefit of the legislator or employee, use public funds or facilities for campaign purposes, etc</p> <p>AS 24.60.030 currently does not have a subsection (a)(6).</p> | <p>Sec 4 AS 24 60 030(a) is amended to read</p> <p>(a) A legislator or legislative employee may not</p> <p><u>(6) enter into a contract to provide consulting services.</u></p> | <p>Adds an additional restriction to Prohibitions related to conflicts of interest and unethical conduct prohibiting a legislator or legislative employee from entering into a consulting contract</p> |

TITLE 24.60 STANDARDS OF CONDUCT - AMENDING AS 24.60.080(c)

| EXISTING STATUTE | 529(A) Ethics-HarrisWayne | EXPLANATION |
|---|--|---|
| <p>AS 24.60.080(c)(10) tickets from a lobbyist for a charity event at any time, including during a legislative session, except that tickets to or gifts received at a charity event under this paragraph are subject to the calendar year limit on the value of gifts received by a legislator or legislative employee in (a) of this section. in this paragraph, "charity event" means an event the proceeds of which go to a charitable organization with tax-free status under 26 U.S.C. 501(c)(3) and that the Alaska Legislative Council has approved in advance. the tickets may entitle the bearer to admission to the event, to entertainment, to food or beverages, or to other gifts or services involved in the charity event, or</p> | <p>AS 24.60.080(c)(10) tickets from a lobbyist for a charity event at any time, including during a legislative session, except that tickets to or gifts received at a charity event under this paragraph are subject to the calendar year limit on the value of gifts received by a legislator or legislative employee in (a) of this section. in this paragraph "charity event" means an event the proceeds of which go to a charitable organization with tax-free status under 26 U.S.C. 501(c)(3) and that the <u>Select Committee on Legislative Ethics</u> [ALASKA LEGISLATIVE COUNCIL] has approved in advance. the tickets may entitle the bearer to admission to the event, to entertainment, to food or beverages, or to other gifts or services involved in the charity event, or</p> | <p>This is language recommended by the Ethics Committee to transfer the sanctioning of charity events from the Alaska Legislative Council to the Select Committee on Legislative Ethics. The committee believes this will allow oversight from one area and provide consistency of information provided by Ethics and APOC.</p> |

TITLE 24.60 STANDARDS OF CONDUCT - AMENDING AS 24.60.080(e)

| EXISTING STATUTE | HB 20 - Harris | SB 20 - French | EXPLANATION |
|---|---|---|---|
| <p>Sec 24 60 080(e) Gifts</p> <p>(e) A political contribution is not a gift under this section if it is reported under AS 15 13 040 or is exempt from the reporting requirement under AS 15 13 040(g). The use of a bulk mailing permit owned by a legislator's campaign committee or used in a legislator's election campaign is not a gift to the legislator under this section.</p> | <p>Sec 6 AS 24 60 080(e) is amended to read</p> <p>(e) A political contribution is not a gift under this section if it is reported under AS 15 13 040 [OR IS EXEMPT FROM THE REPORTING REQUIREMENT UNDER AS 15 13 040(g)] The use of a bulk mailing permit owned by a legislator's campaign committee or used in a legislator's election campaign is not a gift to the legislator under this section.</p> | <p>Sec 4 AS 24 60 080(e) is amended to read</p> <p>(e) A political contribution is not a gift under this section if it is reported under AS 15 13 040 [OR IS EXEMPT FROM THE REPORTING REQUIREMENT UNDER AS 15 13 040(g)] The use of a bulk mailing permit owned by a legislator's campaign committee or used in a legislator's election campaign is not a gift to the legislator under this section.</p> | <p>Eliminates an exemption for a candidate who does not intend to raise more than \$5,000 in his campaign or expend more than \$5,000 in his campaign. All candidates will be required to report gifts per statute.</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.085

| EXISTING STATUTE | HB 10 - Lynn | SB 13 - Stevens | 136IC.9 - Harris Bullard | EXPLANATION |
|---|---|---|--|--|
| <p>AS 24 60 085 Restrictions on earned income and honoraria.</p> <p>This section prohibits a legislator or legislative employee from seeking or accepting unreasonable compensation for the services rendered, accepting anything other than actual travel expenditures for an appearance under normal course of legislative business, and permits payment for a speech or appearance if not connected to person's legislative status</p> <p>It currently does not address consulting</p> | <p>Sec 2 AS 24 60 085 is amended by adding a new subsection to read</p> <p>(c) During the term for which elected or appointed and for one year thereafter, a legislator may not directly or by authorizing another to act on the legislator's behalf, accept or agree to accept compensation, except from the State of Alaska, for work associated with legislative, administrative or political action</p> | <p>Sec 1 AS 24 60 085 is amended by adding a new subsection to read</p> <p>(c) A legislator may not, directly or by authorizing another to act on the legislator's behalf provide consulting services to a person in the private sector or accept or agree to accept consulting fees from a person in the private sector</p> | <p>Sec 7 AS 24 60 085 is amended by adding a new subsection to read</p> <p>(c) A legislator may not seek or accept compensation for personal services or performing a contract if the services or programs are outside the cope of the ordinary course of the legislator's previous employment, practice or experience</p> | <p>The way written this one and only section of SB 13 would prohibit a legislator or his staff from providing consulting services to "a person in the private sector", including constituents because it is written in "either-or" language</p> <p>Recommend amending language</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.100

EXISTING STATUTE

1361C.5 - Harris/Bullard

EXPLANATION

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|--|---|--|
| <p>AS 24.60.100 Representation. A legislator or legislative employee who represents another person for compensation before an agency, board, or commission of the state shall disclose the name of the person represented, the subject matter of the representation, and the body before which the representation is to take place to the committee. The disclosure shall be made by the deadlines set out in AS 24.60.105. The committee shall maintain a public record of a disclosure under this section and forward the disclosure to the respective house for inclusion in the journal. A legislator or legislative employee may not represent another person for compensation before an agency, committee, or other entity of the legislative branch.</p> | <p>AS 24.60.100 Representation. A legislator or legislative employee <u>may not</u> [WHO REPRESENTS] represent another person for compensation before <u>a municipality or a legislative or executive branch</u> [AN] agency, board or commission of the state [SHALL DISCLOSE THE NAME OF THE PERSON REPRESENTED, THE SUBJECT MATTER OF THE REPRESENTATION, AND THE BODY BEFORE WHICH THE REPRESENTATION IS TO TAKE PLACE TO THE COMMITTEE. THE DISCLOSURE SHALL BE MADE BY THE DEADLINES SET OUT IN AS 24.60.105. THE COMMITTEE SHALL MAINTAIN A PUBLIC RECORD OF A DISCLOSURE UNDER THIS SECTION AND FORWARD THE DISCLOSURE TO THE RESPECTIVE HOUSE FOR INCLUSION IN THE JOURNAL. A LEGISLATOR OR LEGISLATIVE EMPLOYEE MAY NOT REPRESENT ANOTHER PERSON FOR COMPENSATION BEFORE AN AGENCY, COMMITTEE, OR OTHER ENTITY OF THE LEGISLATIVE BRANCH].</p> | <p>The purpose of this amendment is to prevent a legislator or legislative employee from being compensated by a client or constituent for representing them before a municipality or a legislative or executive branch agency, board, or commission. Such representation would fall within the boundaries of the legislator's or legislative employee's normal duties.</p> |
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TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.210(a) - (b)

EXISTING STATUTE

HB 109 - Governor

EXPLANATION

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|---|--|--|
| <p>Sec. 24 60 210. Deadlines for filing of disclosure statements (a) A person required to file a disclosure statement under AS 24 60 200 shall file an annual report with the Alaska Public Offices Commission, covering the previous calendar year, containing the disclosures required by AS 24 60 200, on or before March 15 of each year</p> <p>(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</p> | <p>Sec. 24 60 210. Deadlines for filing of disclosure statements (a) A person required to file a disclosure statement under AS 24 60 200 shall file an annual report with the Alaska Public Offices Commission, covering the previous calendar year, containing the disclosures required by AS 24 60 200, on or before March 15 of each year. <u>On or before the 90th day after ending service as a legislator or legislative director, a 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.</u></p> <p>(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. <u>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.</u></p> | <p>24 60 210(a) places a deadline on when a legislator or legislative director who leaves service must report all unreported disclosures required by AS 24 60 200</p> <p>AS 24 60 210(B) places a deadline on when an ethics committee member who leaves service must report all unreported disclosures required by AS 24 60 200</p> |
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TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.210 with new subsection (c)

EXISTING STATUTE

HB 109 - Governor

EXPLANATION

| EXISTING STATUTE | HB 109 - Governor | EXPLANATION |
|------------------|--|--|
| NONE | <p>Sec. 4. AS 24 60 210 is amended by adding a new subsection to read:</p> <p>(c) The Alaska Public Offices Commission shall require that the reports required under this section be submitted electronically but may, when extraordinary circumstances warrant an exception, accept any information required under this section that is typed in clear legible black typeface or hand-printed in dark ink on paper in a format approved by the commission or on forms provided by the commission and that is filed with the commission.</p> | Makes electronic filing of disclosure statements mandatory |

TAB 12

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.990 New Definition

EXISTING STATUTE

HB 27 - Gardner

EXPLANATION

| | | |
|-----------------------------------|---|---|
| <p align="center">NONE</p> | <p>Sec. 2. AS 24 60 990(a) is amended by adding a new paragraph to read</p> <p>(17) "professional license" means a license required for a profession regulated by the federal government or by a state</p> | <p>This accomplishes the same goal as Rep Lynn's HB 10 subsection (A) which stated a person must disclose services unless <i>"those services are required to be kept confidential under a state or federal law, including the common law."</i></p> <p>Rep Gardner requires disclosure of services unless those services require a professional license issued by the state or federal government. The question is are there professional licenses that would not require confidentiality by the state or federal government? In addition there may be services that don't require a license but are protected by the state or federal government for confidentiality.</p> |
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Tied to AS 24 60 200(2) which was deferred to Feb 15 subcommittee meeting

TITLE 24.60 STANDARDS OF CONDUCT - UNCODIFIED APPLICABILITY

| EXISTING STATUTE | HB 10 - Lynn | 136IC.5 - Harris/Pullard | EXPLANATION |
|--------------------------|---|---|--|
| <p>UNCODIFIED</p> | <p>Sec. 5 The uncodified law of the State of Alaska is amended by adding a new section to read</p> <p>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</p> <p>(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</p> | <p>Section 7 The uncodified law of the State of Alaska is amended by adding a new section to read</p> <p>TRANSITION A person who is not a legislator, legislative employee, or public member of the Select Committee on Legislative Ethics on the effective date of this Act but who served as a legislator, legislative employee or public member of the Select Committee on Legislative Ethics between April 9, 2006, and the effective date of this Act shall make the disclosure required by AS 24 60 115, added by sec. 6 of this Act, within 90 days after the effective date</p> | <p>Creates an applicability of disclosure of former legislators, legislative staff, and public members of the committee to April 9, 2006. Rep Lynn had this requirement for legislators in HB 10, but his language did not include legislative employees, nor public members of the ethics committee</p> |

HB

109

SUBCOMM.

FILE #9

AMEND.

ADOPTED

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| | HB 5 | HB 6 | HB 10 | HB 20 | HB 27 | HB 38 | HB 58 | HB 109 | SB 13 | SB 19 | SB 20 | SB 63 | 136/C.5 | 529IA Ethics | 1059IA.1 | Tab |
|--|---------------|--------------------|------------------|---------------|----------------|-------------|-------------|------------|----------------|---------------|-------------------|--------------|----------------|------------------|------------------|-----|
| STATUTORY CHANGE | <u>Neuman</u> | <u>Harris. etc</u> | <u>Lynn, D's</u> | <u>Harris</u> | <u>Gardner</u> | <u>Gara</u> | <u>Gara</u> | <u>Gov</u> | <u>Stevens</u> | <u>French</u> | <u>French</u> | <u>Bunde</u> | <u>Har/Bul</u> | <u>Har/Wayne</u> | <u>Thom/Cook</u> | # |
| AS 24.60.070(c) Another amendment to the legislation prohibits a a spouse or domestic partner of a legislator from lobbying eliminating the ability for a legislator to have close economic relationship | | | | | | | | | | | | | | X | | 6 |
| AS 24.60.080(c)(7) 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. | | | | | | | | | | | | | | X | | 7 |
| AS 24.60.105(a) 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. This amendment requires all disclosures to be filed within 30 days of the association or interest. | | | | | | | | | | | | | | X | | 8 |
| AS 24.60.115 new law requires a former legislator, legislative employee or public member of the Select Committee on Legislative Ethics to file disclosure information for all matters relevant to when that person was a legislator, legislative employee or public member of the Select Committee on Legislative Ethics even though they no longer hold that position. | | | X | | | | | | | | X | | | X | | 9 |
| | | | | | | | | | | | Within 90 days | | | | | |

| STATUTORY CHANGE | HB 5 | HB 6 | HB 10 | HB 20 | HB 27 | HB 38 | HB 58 | HB 109 | SB 13 | SB 19 | SB 20 | SB 63 | 136/C.5 | 529A Ethics | 1059A.1 | Tab # |
|---|--------|-------------|-----------|--------|---------|-------|-------|--------|---------|--------|--------|-------|---------|-------------|-----------|-------|
| | Neuman | Harris, etc | Lynn, D's | Harris | Gardner | Gara | Gara | Gov | Stevens | French | French | Bunde | Har/Bul | Har/Wayne | Thom/Cook | |
| AS 24.60.130(n) 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 item on the meeting agenda. | | | | | | | | | | | | | | X | | 10 |
| AS 24.60.150(a) 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. | | | | | | | | | | | | | | X | | 11 |
| AS 24.60.160 Allows the ethics committee and APOC to request an advisory opinion. Requires the committee to purge advisory opinions to prevent the disclosure of the identity of the person requesting the opinion and any other persons named in the opinion. Clarifies person requesting the opinion can waive confidentiality. | | | | | | | | | | | | | | X | | 12 |
| AS 24.60.176(b) 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. | | | | | | | | | | | | | | X | | 13 |

TITLE 24.45 REGULATION OF LOBBYING - New Subsection AS 24.45.041

| EXISTING STATUTE | 1361C.5 - Harris Bullard | | | EXPLANATION |
|---|---|--|--|---|
| <p>AS 24.45.041(b) Registration Form Criteria for Lobbyists</p> <p>AS 24.45.041(b) requires certain disclosure on the registration form to be completed by a lobbyist and includes in subsection (7) the identification of a legislator, legislative employee, or public official to whom a lobbyist is married or who is the domestic partner of the lobbyist.</p> | <p>Sec. 1. Deletes the word [LEGISLATOR] from subsection (7)</p> | | | <p>The the provision deferred for Feb 15th subcommittee meeting for wordsmithing prohibits a spouse or domestic partner of a legislator from lobbying, eliminating the requirement to report the relationship to a legislator</p> |

TAB 1

TITLE 24.60 STANDARDS OF CONDUCT - AS 24.60.020

| EXISTING STATUTE | HB 10 - Lynn | SB 20 - French | 529VA Ethics - Harris/Wayne | EXPLANATION |
|---|---|---|--|---|
| <p>Applicability of Chapter Sec. 24.60.020 ...This chapter does not apply to (1) a former member of the legislature or to a person formerly employed by the legislative branch of government unless the provision specifically states that it applies;</p> | <p>Sec. 1. AS 24.60.020 ...This chapter does not apply to (1) a former member of the legislature or to a person formerly employed by the legislative branch of government unless a [THE] provision of this chapter specifically states that it applies.</p> | <p>Sec. 1. AS 24.60.020 is amended to read: This chapter does not apply to (1) a former member of the legislature or to a person formerly employed by the legislative branch of government unless a [THE] provision of this chapter specifically states that it applies.</p> | <p>AS 24.60.020(a)(1) a former member of the legislature or to a person formerly employed by the legislative branch of government unless a [THE] provision of this chapter specifically states that it applies.</p> | <p>Language clean up to clarify that this subsection applies to Chapter 60, Standards of Conduct.</p> |

TAB 2

TITLE 24.60 STANDARDS OF CONDUCT - AMENDING AS 24.60.030(a)

| EXISTING STATUTE | 529A Ethics - Harris/ Wayne | EXPLANATION |
|---|---|--|
| <p>AS 24.60.030(a)(2)(K)... this paragraph does not prohibit</p> <p>(K) a legislator from sending any communication in the form of a newsletter to the legislator's constituents, except a communication expressly advocating the election or defeat of a candidate or a newsletter or material in a newsletter that is clearly only for the private benefit of a legislator or a legislative employee; or</p> | <p>AS 24.60.030(a)(2)(K) this paragraph does not prohibit</p> <p>(K) a legislator from sending any communication in the form of a newsletter to the legislator's constituents, <u>unless</u></p> <p><u>i. the communication is sent during the 30-day period immediately preceding a state election; or</u></p> <p><u>ii. it is</u> [EXCEPT] a communication expressly advocating the election or defeat of a candidate or a newsletter or material in a newsletter that is clearly only for the private benefit of a legislator or a legislative employee; or</p> | <p>This would prohibit the mailing of a legislative newsletter 30 days prior to an election.</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.030(f)

| EXISTING STATUTE | 529VA Ethics-HarrisWayne | EXPLANATION |
|--|---|---|
| <p>AS 24.60.030(f)</p> <p>(f) A legislative employee may not serve in a position that requires confirmation by the legislature. A legislator or legislative employee may serve on a board of an organization, including a government entity, that regularly has a substantial interest in the legislative activities of the legislator or employee if the legislator or employee discloses the board membership to the committee. A legislator or legislative employee who is required to make a disclosure under this subsection shall file the disclosure with the committee by the deadlines set out in AS 24.60.105 stating the name of each organization on whose board the person serves. The committee shall maintain a public record of the disclosure and forward the disclosure to the appropriate house for inclusion in the journal. This subsection does not require a legislator or legislative employee who is appointed to a board by the presiding officer to make a disclosure of the appointment to the committee if the appointment has been published in the appropriate legislative journal during the calendar year.</p> | <p>AS 24.60.030(f)</p> <p>(f) A legislative employee may not serve in a position that requires confirmation by the legislature. A legislator or legislative employee <u>who serves</u> [MAY SERVE] on a board of an organization, including a government entity, <u>shall disclose</u> [THAT REGULARLY HAS A SUBSTANTIAL INTEREST IN THE LEGISLATIVE ACTIVITIES OF THE LEGISLATOR OR EMPLOYEE IF THE LEGISLATOR OR EMPLOYEE DISCLOSES] the board membership to the committee. <u>A person</u> [A LEGISLATOR OR A LEGISLATIVE EMPLOYEE WHO IS] required to make a disclosure under this subsection shall file the disclosure with the committee by the deadline [DEADLINES] set out in AS 24.60.105 stating the name of each organization on whose board the person serves. The committee shall maintain a public record of the disclosure and forward the disclosure to the appropriate house for inclusion in the journal. This subsection does not require a legislator or legislative employee who is appointed to a board by the presiding officer to make a disclosure of the appointment to the committee if the appointment has been published in the appropriate legislative journal during the calendar year.</p> | <p>Eliminates the subjective language for filing requirements for ethics disclosures and makes the filing inclusive, the same standard as APOC.</p> <p>Disclosures are on the Ethics website for public view.</p> |

TAB 4

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.050(c)

| EXISTING STATUTE | 5291A Ethics-HarrisWayne | EXPLANATION |
|---|---|---|
| <p>AS 24.60.050(c) A legislator or legislative employee who participates in a program or receives a loan that is not exempt from disclosure under (a) of this section shall file a written report with the committee by the date required under AS 24.60.105 stating the amounts of the loans outstanding or benefits received during the preceding calendar year from nonqualifying programs. If the committee requests additional information necessary to determine the propriety of participating in the program or receiving the loan, it shall be promptly provided. The committee shall promptly compile a list of the statements indicating the loans and programs and amounts and send it to the presiding officer of each house who shall have it published in the supplemental journals within three weeks after the filing date. A legislator or legislative employee who believes that disclosure of participation in a program would be an invasion of the participant's right to privacy under the state constitution may request the committee to keep the disclosure confidential. If the committee finds that publication would constitute an invasion of privacy, the committee shall publish only the fact that a person has participated in the program and the amount of benefit that the unnamed person received. The committee shall maintain the disclosure of the name of the person as confidential and may only use the disclosure in a proceeding under AS 24.60.170. If the disclosure becomes part of the record of a proceeding under AS 24.60.170, the disclosure may be made public as provided in that section.</p> | <p>AS 24.60.050(c) A legislator or legislative employee who participates in a program or receives a loan that is not exempt from disclosure under (a) of this section shall file [A WRITTEN REPORT] with the committee by the date required under AS 24.60.105 a <u>disclosure</u> stating the amounts of the loans outstanding or benefits received during the preceding calendar year from nonqualifying programs. If the committee requests additional information necessary to determine the propriety of participating in the program or receiving the loan, it shall be promptly provided. The committee shall promptly compile a list of the statements indicating the loans and programs and amounts and send it to the presiding officer of each house who shall have it published in the supplemental journals <u>on or before the next regularly scheduled publication of ethics disclosures</u> [WITHIN THREE WEEKS AFTER THE FILING DATE]. <u>If a</u> [A] legislator or legislative employee <u>asks</u> [WHO BELIEVES THAT DISCLOSURE OF PARTICIPATION IN A PROGRAM WOULD BE AN INVASION OF THE PARTICIPANT'S RIGHT TO PRIVACY UNDER THE STATE CONSTITUTION MAY REQUEST] the committee to keep <u>any part of</u> the disclosure confidential <u>and a quorum of the committee determines that making the entire disclosure public would cause an unjustifiable invasion of personal privacy, the committee may elect to</u> [IF THE COMMITTEE FINDS THAT PUBLICATION WOULD CONSTITUTE AN INVASION OF PRIVACY, THE COMMITTEE SHALL] publish only the fact that a person has participated in the program and the amount of benefit that the unnamed person received. The committee shall maintain the disclosure of the name of the person as confidential and may only use the disclosure in a proceeding under AS 24.60.170. If the disclosure becomes part of the record of a proceeding under AS 24.60.170, the disclosure may be made public as provided in that</p> | <p>Replaces "written report" with "disclosure" to make language consistent with other sections of the statutes.</p> <p>Allows the committee to refrain from publishing disclosures that would be considered an invasion of the discloser's privacy.</p> <p>Currently a person who is a participant on the Violent Crimes Compensation program would have to disclose, and the committee determined they don't have the authority to withhold publication of a name.</p> <p>Adds language requiring gift disclosures to be published in the journal along with other with other disclosures.</p> |

TAB 5

TITLE 24.60 STANDARDS OF CONDUCT - AMENDING AS 24.60.070

| EXISTING STATUTE | 136\C.5 - Harris/Bullard | 1059\A.1 Thomas/Cook | | EXPLANATION |
|--|--|--|--|---|
| <p>AS 24.60.070(c) requires disclosure of close economic association a spouse or domestic partner of a legislator or legislative employee who is a lobbyist</p> | <p>AS 24.60.070(c) Deletes the reference to [LEGISLATOR] in this subsection</p> | <p>AS 24.60.070(c) Deletes the reference to [LEGISLATOR] in this subsection</p> | | <p>Another amendment to the legislation prohibits a spouse or domestic partner of a legislator from lobbying, eliminating the ability for a legislator to have close economic relationship.</p> |

TAB 6

TITLE 24.60 STANDARDS OF CONDUCT - AMENDING AS 24.60.080(c)

| EXISTING STATUTE | 529A Ethics-HarrisWayne | EXPLANATION |
|--|--|--|
| <p>AS 24.60.080(c)(7) a discount for all or part of a legislative session, including time immediately preceding or following the session, or other gift to welcome a legislator or legislative employee who is employed on the personal staff of a legislator or by a standing or special committee to the capital city or in recognition of the beginning of a legislative session if the gift or discount is available generally to all legislators and the personal staff of legislators and staff of standing and special committees; this paragraph does not apply to legislative employees who are employed by the Legislative Affairs Agency, the office of the chief clerk, the office of the senate secretary, the legislative budget and audit committee, or the office of the ombudsman;</p> | <p>AS 24.60.080(c)(7) a discount for all or part of a legislative session, including time immediately preceding or following the session, or other gift to welcome a legislator or legislative employee who is employed on the personal staff of a legislator or by a standing or special committee to the capital city or in recognition of the beginning of a legislative session if the gift or discount is available generally to all legislators and the personal staff of legislators and staff of standing and special committees; this paragraph does not apply to legislative employees who are employed by the Legislative Affairs Agency, the office of the chief clerk, the office of the senate secretary, the legislative budget and audit committee, <u>the office of victims' rights</u>, or the office of the ombudsman.</p> | <p>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.</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.105

| EXISTING STATUTE | 1361C.5 - Harris/Wayne | EXPLANATION |
|---|---|---|
| <p>AS 24.60.105(a) When a legislator or legislative employee is required to file a disclosure under this chapter and a date by which the disclosure must be filed is not otherwise set by statute, the deadlines set out in this section shall apply. For disclosure of a matter or an interest that began or was acquired during the interim between regular legislative sessions, whether or not the regular session is extended or there is a special session, or during the last 30 days of a regular session, the legislator or legislative employee shall disclose the matter by March 15. For disclosure of a matter or an interest that began or was acquired during a regular legislative session, but not during the last 30 days of the regular session, the disclosure must be made within 30 days after the commencement of the interest or representation.</p> | <p>AS 24.60.105(a) When a legislator or legislative employee is required to file a disclosure under this chapter and a date by which the disclosure must be filed is not otherwise set by statute, the <u>deadline for filing disclosure shall be 30 days</u>[DEADLINES SET OUT IN THIS SECTION SHALL APPLY. FOR DISCLOSURE OF A MATTER OR AN INTEREST THAT BEGAN OR WAS ACQUIRED DURING THE INTERIM BETWEEN REGULAR LEGISLATIVE SESSIONS, WHETHER OR NOT THE REGULAR SESSION IS EXTENDED OR THERE IS A SPECIAL SESSION, OR DURING THE LAST 30 DAYS OF A REGULAR SESSION, THE LEGISLATOR OR LEGISLATIVE EMPLOYEE SHALL DISCLOSE THE MATTER BY MARCH 15. FOR DISCLOSURE OF A MATTER OR AN INTEREST THAT BEGAN OR WAS ACQUIRED DURING A REGULAR LEGISLATIVE SESSION, BUT NOT DURING THE LAST 30 DAYS OF THE REGULAR SESSION, THE DISCLOSURE MUST BE MADE WITHIN 30 DAYS] after the commencement of the interest or representation.</p> | <p>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.</p> <p>This amendment requires all disclosures to be filed within 30 days of the association or interest.</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.1

| EXISTING STATUTE | HB 10 Lynn | SB 20 French | 1361C.5 - Harris/Bullard | EXPLANATION |
|----------------------------|---|---|--|---|
| <p align="center">NONE</p> | <p>Sec. 3. AS 24.60 is amended by adding a new section to Article 2 to read:</p> <p>Sec. 24.60.115. Disclosures by a former legislator, legislative employee, or public member of the committee. When a person who is a legislator, legislative employee, or public member of the committee is required to file a disclosure under this chapter, that person, as a former legislator, legislative employee, or public member of the committee is also required to file a disclosure if the matter subject to disclosure existed while the person was a legislator, legislative employee, or public member of the committee</p> | <p>Sec. 2. AS 24.60 is amended by adding a new section to Article 2 to read:</p> <p>Sec. 24.60.115. Disclosures required of a legislator, legislative employee or public member of the committee. A person serving as a legislator, legislative employee, or public member of the committee shall, no later than 90 days after the person's final day of service, file a disclosure of every matter that was subject to disclosure under this chapter while the person was serving</p> | <p>AS 24.60.115 Disclosures by a former legislator, legislative employee, or public member of the committee. Requires a person leaving service as a legislator, legislative employee, or public member of the committee to, within 60 days, report all disclosures required under AS 24.60.105(a) but not yet reported.</p> <p>Retroactivates requirement to April 9, 2006.</p> | <p>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. SB 20 puts a time restraint on the reporting requirement.</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.130(n)

| EXISTING STATUTE | 5291A Ethics-Harris\Wayne | EXPLANATION |
|---|---|---|
| <p>AS 24.60.130(n) When appointing members of the legislature to serve on the committee, the speaker of the house or the president of the senate, as appropriate, shall appoint an alternate member for each regular member. An alternate must have the same qualifications as the regular member for whom the alternate stands as alternate and is subject to confirmation as required for the regular member. If a regular legislative member of the committee or a subcommittee is disqualified under (h) of this section from serving on the committee or the subcommittee concerning a proceeding under AS 24.60.170, the chair of the committee or a subcommittee shall designate the regular member's alternate to serve in place of the regular member in the proceeding unless the alternate is also disqualified from serving. The designation shall be treated as confidential to the same extent that the identity of the subject of a complaint is required to be kept confidential.</p> | <p>AS 24.60.130(n) When appointing members of the legislature to serve on the committee, the speaker of the house or the president of the senate, as appropriate, shall appoint an alternate member for each regular member. An alternate must have the same qualifications as the regular member for whom the alternate stands as alternate and is subject to confirmation as required for the regular member. <u>If a regular legislative member of the committee or a subcommittee is unable to attend a meeting, the chair of the committee or a subcommittee shall designate the regular member's alternate to serve in place of the regular member at the meeting and the designed alternate shall serve unless unable to serve for any reason.</u> If a regular legislative member of the committee or a subcommittee is disqualified under (h) of this section from serving on the committee or the subcommittee concerning a proceeding under AS 24.60.170 <u>or if the regular member is unable to attend</u>, the chair of the committee or a subcommittee shall designate the regular member's alternate to serve in place of the regular member in the proceeding unless the alternate is also disqualified from serving. The designation shall be treated as confidential to the same extent that the identity of the subject of a complaint is required to be kept confidential.</p> | <p>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 item on the meeting agenda.</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.150(a)

| EXISTING STATUTE | 5291A Ethics-Harris\Wayne | EXPLANATION |
|--|---|---|
| <p>AS 24.60.150(a) Duties of the committee.</p> <p>(a) The committee shall</p> <p>(1) adopt procedures to facilitate the receipt of inquiries and prompt rendition of its opinions.</p> <p>(2) publish semi-annual summaries of decisions and advisory opinions with sufficient deletions in the summaries to prevent disclosing the identity of the persons involved in the decisions or opinions that have remained confidential.</p> | <p>AS 24.60.150(a) Duties of the committee.</p> <p>(a) The committee shall</p> <p>(1) adopt procedures to facilitate the receipt of inquiries and prompt rendition of its opinions;</p> <p>(2) <u>publish advisory opinions annually;</u></p> <p>(3) publish [SEMI-] semi-annual summaries of decision: AND ADVISORY OPINIONS and advisory opinions with sufficient deletions in the summaries to prevent disclosing the identity of the persons involved in the decisions or opinions that have remained confidential.</p> <p>(4) <u>publish legislative ethics materials, including an annually updated handbook on standards of ethical conduct and a bi-monthly legislative newsletter, to help educate legislators, legislative employees, and public members of the committee on the subject of legislative ethics;</u></p> <p>(5) <u>in January of each year and at other times determined by the committee, administer a legislative ethics course that teaches strategies for compliance with this chapter and understanding of this chapter's purpose under AS 24.60.010.</u></p> | <p>Puts current practice into statute by deleting the requirement that summaries of public decisions and advisory opinions be published on semi-annual basis. Public decisions have been published annually since 1999 and advisory opinions have been published annually since 1995.</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.160

| EXISTING STATUTE | 5291A Ethics-Harris\Wayne | EXPLANATION |
|---|---|---|
| <p>Sec. 24.60.160. Advisory opinions.</p> <p>(a) On the request of a person to whom this chapter applies or who has been newly elected to the legislature, the committee shall issue an advisory opinion within 60 days as to whether the facts and circumstances of a particular case constitute a violation of ethical standards. If it finds that it is advisable to do so, the committee may issue an opinion under this section on the request of a person who reasonably expects to become subject to this chapter within the next 45 days. The 60-day period for issuing an opinion may be extended by the committee if the person requesting the opinion consents.</p> <p>(b) An opinion issued under this section is binding on the committee in any subsequent proceedings concerning the facts and circumstances of the particular case unless material facts were omitted or misstated in the request for the advisory opinion. Except as provided in this chapter, an advisory opinion is confidential but shall be made public if a written request by the person who requested the opinion is filed with the committee.</p> | <p>Sec. 24.60.160. Advisory opinions.</p> <p>(a) On the request of the committee, the Alaska Public Offices Commission, a person to whom this chapter applies, or <u>a person</u> who has been newly elected to the legislature, the committee shall issue an advisory opinion within 60 days as to whether the facts and circumstances of a particular case constitute a violation of ethical standards. If it finds that it is advisable to do so, the committee may issue an opinion under this section on the request of a person who reasonably expects to become subject to this chapter within the next 45 days. The 60-day period for issuing an opinion may be extended by the committee if the person requesting the opinion consents.</p> <p>(b) An opinion issued under this section is binding on the committee in any subsequent proceedings concerning the facts and circumstances of the particular case unless material facts were omitted or misstated in the request for the advisory opinion. <u>All advisory opinions shall be issued with sufficient deletions to prevent disclosing the identity of the persons involved. Advisory opinion discussions and deliberations are confidential, unless the requester and anyone else named in the request who is covered by the ethics code waives confidentiality. The committee vote shall be a public record.</u> [EXCEPT AS PROVIDED IN THIS CHAPTER, AN ADVISORY OPINION IS CONFIDENTIAL BUT SHALL BE MADE PUBLIC IF A WRITTEN REQUEST BY THE PERSON WHO REQUESTED THE OPINION IS FILED WITH THE COMMITTEE.]</p> | <p>Extends the authority to request an advisory opinion to the ethics committee and APOC.</p> <p>Required 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.</p> <p>Clarifies that advisory opinions are confidential unless the person requesting the opinion waives confidentiality.</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.176(b)

| EXISTING STATUTE | 5291A Ethics-HarrisWayne | EXPLANATION |
|--|---|--|
| <p>AS 24.60.176(b) In this section, "appointing authority" means</p> <p>(1) the legislative council for employees of the Legislative Affairs Agency and of the legislative council and for legislative employees not otherwise covered under this subsection;</p> <p>through</p> <p>(7) the legislature for the ombudsman</p> | <p>AS 24.60.176(b) In this section, "appointing authority" means</p> <p><u>(8) the victims' advocate for employees of the office of victims' rights, other the victims' advocate;</u></p> <p><u>(9) the legislature for the victims' advocate.</u></p> | <p>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</p> |

TITLE 24.60 STANDARDS OF CONDUCT - Amending AS 24.60.250(c)

| EXISTING STATUTE | 5291A Ethics-Harris: Wayne | EXPLANATION |
|---|--|--|
| <p>AS 24.60.250(c) In addition to the sanctions described in AS 24.60.260, if the Alaska Public Offices Commission finds that a legislative director has failed or refused to file a report under AS 24.60.200 by a deadline established in AS 24.60.210, it shall notify the Alaska Legislative Council or the Legislative Budget and Audit Committee, as appropriate. For the ombudsman, the Alaska Legislative Council shall be notified.</p> | <p>AS 24.60.250(c) In addition to the sanctions described in AS 24.60.260, if the Alaska Public Offices Commission finds that a legislative director has failed or refused to file a report under AS 24.60.200 by a deadline established in AS 24.60.210, it shall notify the Alaska Legislative Council or the Legislative Budget and Audit Committee, as appropriate. For the ombudsman <u>and the office of victims' rights</u>, the Alaska Legislative Council shall be notified.</p> | <p>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</p> |

HB

109

SUBCOMM.

FILE #10

TITLE 11

AMEND. TO

BRING ...

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"

offered

A M E N D M E N T

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

20 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, ^{following} 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 ^{following} line 6:

2 Insert a new bill section to read:

3 "* Sec. ³³~~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

HB

109

SUBCOMM.

FILE #11

TITLE 15

AMEND. TO

BRING ...

A M E N D M E N T

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 days 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 **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"

1
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

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”

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

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”

A M E N D M E N T

OFFERED IN THE HOUSE

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

1 Page 1, following line 5:

2 Insert a new bill section to read:

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

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

6 (1) listing

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

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

11 (C) the name, address, principal occupation, and employer of
12 each contributor and the date [,] and amount of each contribution from
13 [CONTRIBUTED BY] each contributor [; AND

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

17 (2) filed in accordance with AS 15.13.110 and certified correct by the
18 candidate or campaign treasurer."

19

20 Renumber the following bill sections accordingly.

21

22 Page 22, line 9:

23 Delete "sec. 29"

- 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 "Sections 2, 22, and 26"
- 25 Insert "Sections 3, 23, and 27"
- 26
- 27 Page 22, line 20:
- 28 Delete "sec. 33"
- 29 Insert "sec. 34"

AMENDMENT

OFFERED IN THE HOUSE

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

Page 1, following line 5:

Insert a new bill section to read:

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

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

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

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

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

Renumber the following bill sections accordingly.

Page 22, line 9:

Delete "sec. 29"

Insert "sec. 30"

Page 22, line 10:

Delete "sec. 29"

Insert "sec. 30"

Page 22, line 11:

Delete "sec. 30"

Insert "sec. 31"

Page 22, line 14:

Delete "sec. 30"

Insert "sec. 31"

Page 22, line 15:

Delete "sec. 31"

Insert "sec. 32"

Page 22, line 18:

Delete "sec. 31"

Insert "sec. 32"

Page 22, line 19:

Delete "Sections 2, 22, and 26"

Insert "Sections 3, 23, and 27"

Page 22, line 20:

Delete "sec. 33"

Insert "sec. 34"

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

(15)Amendment 1: 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.

(24)Amendment 2: 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.

(24)Amendment 3: 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.

(24)Amendment 4: 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.

(39)Amendment 5: 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.

(39)Amendment 6: 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.

(39)Amendment 7: 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).

(39)Amendment 8: 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.

(39)Amendment 9: 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.

HB

109

SUBCOMM.

FILE #12

TITLE 24

AMEND. TO

BRING ...

Confidentiality:

Sec. 24.60.230. Statements as public records.

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

Disclosure Exemptions:

2 AAC 50.775. Exemption from reporting name and address of individual as a source of income

⊕ (a) A filer who seeks an exemption from the requirement to report the name or address of a source of income under AS 24.60.200 or 2 AAC 50.705 - 2 AAC 50.890 shall request the exemption from the commission.

(b) To request an exemption under (a) of this section, a filer shall file a written request for exemption with the disclosure statement for which the exemption is requested. The written request for exemption must be on a form prescribed by the commission and must, for each name or address for which an exemption is requested,

(1) state the facts that support the exemption; and

(2) identify the exemption circumstance under (c) - (j) of this section that applies to the request.

(c) A filer may request a mental health practice exemption if during the preceding calendar year the

(1) filer or the filer's family member was an owner, partner, or shareholder in a sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation in which a mental health practitioner, including a psychiatrist, psychologist, or therapist, worked;

(2) source of income was an individual who received mental health services from the mental health practitioner; and

(3) income was received as payment for the mental health services.

(d) A filer may request a sensitive medical practice exemption if during the preceding calendar year

(1) the filer or the filer's family member was an owner, partner, or shareholder in a sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation;

(2) at least 67 percent of the patients of the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation consisted of individuals w.

(A) received medical services related to abortion, contraception, reproductive health, a sexual disorder, or a terminal illness from the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation;

(B) were minors, and who, unknown to their parents or legal guardians, received medical services from the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation; or

(C) were married, and who, unknown to their spouses, received medical services from the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation;

(3) the source of income was an individual who received medical services of any nature from the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation; and

(4) the income was received as payment for the medical services.

(e) A filer may request a sensitive medical procedure exemption if during the preceding calendar year the

(1) filer or the filer's family member was an owner, partner, or shareholder in a sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation;

(2) source of income was an individual who received medical services related to abortion, contraception, reproductive health, a sexual disorder, or a terminal illness from the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation; and

(3) income was received as payment for the medical services.

(f) A filer may request an embarrassing medical procedure exemption if during the preceding calendar year

(1) the filer or the filer's family member was an owner, partner, or shareholder in a sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation;

(2) the source of income was a

(A) minor who, unknown to a parent or legal guardian of the minor, received medical services from the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation; or

(B) married individual who, unknown to the individual's spouse, received medical services from the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation;

(3) the income was received as payment for the medical services; and

(4) reporting the name or address of the source of income would tend to cause a reasonable person in the situation of the source of income substantial concern, anxiety, or embarrassment.

(g) A filer may request a legal services practice exemption if during the preceding calendar year

(1) the filer or the filer's family member was an owner, partner, or shareholder in a sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation where an attorney worked;

(2) at least 67 percent of the clients of the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation consisted of individuals who were

(A) minors, and who, unknown to their parents or legal guardians, received professional legal services from the attorney; or

(B) married, and who, unknown to their spouses, received professional legal services from the attorney;

(3) the source of income was an individual who received legal services of any nature from the sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation; and

(4) the income was received as payment for the professional legal services.

(h) A filer may request a legal services exemption if

(1) the filer or the filer's family member was an owner, partner, or shareholder in a sole proprietorship, partnership, limited liability partnership, professional corporation, or corporation where an attorney worked;

(2) the source of income was a

(A) minor who, unknown to a parent or legal guardian of the minor, received professional legal services from the attorney; or

(B) married individual who, unknown to the individual's spouse, received professional legal services from the attorney;

(3) the income was received as payment for the professional legal services; and

(4) reporting the name or address of the source of income would tend to cause a reasonable person in the situation of the source of income substantial concern, anxiety, or embarrassment.

(i) A filer may request a filer prohibition exemption if the filer is prohibited by law from reporting the name or address of a source of income.

(j) A filer may request a right of source exemption if the filer believes that reporting the name or address of a source of income would violate a right of the source under the state or federal constitution.

(k) A filer may request a HIPAA exemption if the filer believes that reporting the name of a source of income would disclose protected health information that the filer is prohibited from disclosing under 42 U.S.C. 1320d - 1320d-8 (Health Insurance Portability and Accountability Act (HIPAA) of 1996).

⊕ **History:** Eff. 7/20/95, Register 135; am 1/1/2001, Register 156; am 2/20/2005, Register 173

⊕ **Authority:** AS 24.60.200

AS 24.60.220

AS 24.60.230

AS 39.50.050

A M E N D M E N T

OFFERED IN THE HOUSE

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

1 Page 7, line 14, following "photographs of that legislator":

2 Insert ";

3 (6) enter into a contract to provide consulting services"

A M E N D M E N T

OFFERED IN THE HOUSE

TO: C 3HB 109(), Draft Version "K"

- 1 Page 6, line 11:
- 2 Delete "Alaska 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]"

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"

AMENDMENT

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

- 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"

AMENDMENT

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"

1 Insert "matter or interest [OR REPRESENTATION]"

2

3 Page 12, lines 14 - 15:

4 Delete all material.

5 Insert "AS 24.60.070 [;

6 (5) REPRESENTATION OF A CLIENT UNDER AS 24 60.100]."

A M E N D M E N T

OFFERED IN THE HOUSE

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

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

2 Insert "relating to disclosures by legislators, public members of the Select
3 Committee on Legislative Ethics, and legislative directors;"

4

5 Page 16, following line 8:

6 Insert a new bill section to read:

7 "* Sec. 22. AS 24.60.210 is amended to read:

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

17 (b) Notwithstanding (a) of this section, a public member and a public member
18 nominee of the committee shall file an annual report with the Alaska Public Offices
19 Commission, covering the previous calendar year, containing the disclosures required
20 by AS 24.60.200, on or before the second Monday in January of each year. On or
21 before the 90th day after ending service on the committee, a former public
22 member of the committee shall file with the Alaska Public Offices Commission a
23 report containing the disclosures required by AS 24.60.200, covering any period

1 of that service for which the public member has not already filed a report."

2

3 Rerumber the following bill sections accordingly.

4

5 Page 22, line 9:

6 Delete "sec. 29"

7 Insert "sec. 30"

8

9 Page 22, line 10:

10 Delete "sec. 29"

11 Insert "sec. 30"

12

13 Page 22, line 11:

14 Delete "sec. 30"

15 Insert "sec. 31"

16

17 Page 22, line 14:

18 Delete "sec. 30"

19 Insert "sec. 31"

20

21 Page 22, line 15:

22 Delete "sec. 31"

23 Insert "sec. 32"

24

25 Page 22, line 18:

26 Delete "sec. 31"

27 Insert "sec. 32"

28

29 Page 22, line 19:

30 Delete "22, and 26"

31 Insert "23, and 27"

1

2 Page 22, line 20:

3 Delete "sec. 33"

4 Insert "sec. 34"

AMENDMENT

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"

1 **Governor's A M E N D M E N T #2** (Parallel Positions for Lobbyists – Title 24)

2
3 OFFERED IN THE HOUSE BY THE GOVERNOR
4 STATE AFFAIRS COMMITTEE

5 TO: CSHB 109() (25-GH1059K; 2/21/07)

6 Page 4, following line 2:

7 Insert new bill sections to read:

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

9 (a) A lobbyist may not

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

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

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

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

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

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