

HOUSE CS FOR CS FOR SENATE BILL NO. 89(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FIRST LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/8/19

Referred: Today's Calendar

Sponsor(s): SENATE RULES COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the Legislative Ethics Act; and providing for an effective date."**

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

3 *** Section 1.** AS 24.60.010 is amended by adding a new paragraph to read:

4 (9) a fair and open government requires that constituents have
5 unencumbered access to legislators about issues important to the state pursuant to art.
6 I, secs. 5 and 6, Constitution of the State of Alaska, which protect the right of a
7 legislator and a constituent to meet and the right of a person to petition the
8 government, and this chapter is not intended to restrict those rights.

9 *** Sec. 2.** AS 24.60.030(e) is amended to read:

10 (e) A legislator may not directly, or by authorizing another to act on the
11 legislator's behalf,

12 (1) agree to, threaten to, or state or imply that the legislator will take or
13 withhold a legislative, administrative, or political action, including support for or
14 opposition to a bill, employment, nominations, and appointments, as a result of a
15 person's decision to provide or not provide a political contribution, donate or not

1 donate to a cause favored by the legislator, or provide or not provide a thing of value;

2 (2) state or imply that the legislator will perform or refrain from
3 performing a lawful constituent service as a result of a person's decision to provide or
4 not provide a political contribution, donate or not donate to a cause favored by the
5 legislator, or provide or not provide a thing of value; or

6 (3) **unless required by the Uniform Rules of the Alaska State**
7 **Legislature** [EXCEPT AS PROVIDED IN (g) OF THIS SECTION OR WHILE
8 PARTICIPATING IN A PUBLIC DISCUSSION OR DEBATE], take or withhold
9 official action or exert official influence that could substantially benefit or harm the
10 financial interest of **another** [A] person

11 [(A) WHO IS A MEMBER OF THE LEGISLATOR'S
12 IMMEDIATE FAMILY;

13 (B) BY WHOM THE LEGISLATOR OR A MEMBER OF
14 THE LEGISLATOR'S IMMEDIATE FAMILY IS EMPLOYED;

15 (C)] with whom the legislator **or the legislator's spouse is**
16 **employed or** is negotiating for employment [;

17 (D) FROM WHOM THE LEGISLATOR OR A MEMBER OF
18 THE LEGISLATOR'S IMMEDIATE FAMILY HAS, IN THE
19 IMMEDIATELY PRECEDING 12-MONTH PERIOD, RECEIVED MORE
20 THAN \$10,000 OF INCOME].

21 * **Sec. 3.** AS 24.60.030(g) is amended to read:

22 (g) Unless [OTHERWISE] required by the Uniform Rules of the Alaska State
23 Legislature, a legislator shall declare a conflict of interest before voting on a question
24 before a committee of the legislature, and shall request to be excused from voting on a
25 question before a house of the legislature, if the legislator **or the legislator's spouse**
26 [OR A MEMBER OF THE LEGISLATOR'S IMMEDIATE FAMILY] has **an equity**
27 **or ownership** [A FINANCIAL] interest in a business, investment, real property, lease,
28 or other enterprise if the interest is substantial and the effect on that interest of the
29 action to be voted on is greater than the effect on **a substantial class of persons to**
30 **which the legislator or the legislator's spouse belongs as a member of a**
31 **profession, occupation, industry, or region** [THE GENERAL PUBLIC OF THE

1 STATE. HOWEVER, NOTWITHSTANDING (e)(3) OF THIS SECTION AND THE
2 LIMITATIONS OF THIS SUBSECTION, A LEGISLATOR MAY VOTE ON AN
3 APPROPRIATION BILL THAT MEETS THE REQUIREMENTS OF
4 AS 37.07.020(a) OR 37.07.100].

5 * **Sec. 4.** AS 24.60.030(j)(2) and 24.60.990(a)(6) are repealed.

6 * **Sec. 5.** This Act takes effect immediately under AS 01.10.070(c).