

SENATE BILL NO. 24

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - FIRST SESSION

BY SENATOR GARDNER

Introduced: 1/21/15

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the applicability of the Legislative Ethics Act to legislative interns,
2 legislative volunteers, consultants, independent contractors, sole proprietorships, and
3 other legal entities."

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

5 * **Section 1.** AS 24.60.112 is repealed and reenacted to read:

6 **Sec. 24.60.112. Applicability to legislative interns, volunteers, consultants,**
7 **and independent contractors.** (a) A legislative intern or legislative volunteer is a
8 legislative employee for purposes of compliance with AS 24.60.030 - 24.60.039,
9 24.60.060, 24.60.080, 24.60.085, 24.60.155 - 24.60.170, 24.60.176, and 24.60.178.

10 (b) A legislative consultant or legislative independent contractor is a
11 legislative employee for purposes of compliance with AS 24.60.030(a)(1) and (3),
12 24.60.031(a), 24.60.033, 24.60.060, 24.60.080(a), (c)(1) - (6), (g), and (j), 24.60.158 -
13 24.60.170, 24.60.176, and 24.60.178.

14 (c) If a person believes that a legislative intern, legislative volunteer,

1 legislative consultant, or legislative independent contractor has violated a provision of
 2 this chapter that is made applicable by this section, the person may file a complaint
 3 under AS 24.60.170.

4 * **Sec. 2.** AS 24.60.134(c) is amended to read:

5 (c) A person under contract to provide personal services to the committee who
 6 **does so as** [IS] part of a **sole proprietorship,** corporation, [OR] partnership, **or other**
 7 **legal entity** that includes individuals who will not be participating directly in the work
 8 performed by the entity for the committee may request the committee to exclude
 9 members of the entity from some or all of the provisions of this section. The
 10 committee may grant the request if it finds that

11 (1) doing so will not lead to the appearance that the committee is
 12 subject to undue political influence; and

13 (2) [IF] there is no appearance of impropriety.

14 * **Sec. 3.** AS 24.60.990(a)(11) is amended to read:

15 (11) "legislative employee" means a **public member of the**
 16 **committee, a staff member of the committee, and a** person, other than a legislator,
 17 who is compensated by the legislative branch in return for **providing** regular or
 18 substantial personal services, regardless of the person's pay level or technical status as
 19 **full time or part time; except where expressly provided otherwise by this chapter,**
 20 **"legislative employee"** [A FULL-TIME OR PART-TIME EMPLOYEE,
 21 INDEPENDENT CONTRACTOR, OR CONSULTANT; IT INCLUDES PUBLIC
 22 MEMBERS AND STAFF OF THE COMMITTEE; IT] does not include **legislative**
 23 **interns, legislative volunteers, legislative consultants, legislative independent**
 24 **contractors,** individuals who perform functions that are incidental to legislative
 25 functions, and other employees designated by the committee;