

HOUSE BILL NO. 34

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SEVENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE DOOGAN

Introduced: 1/18/11

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to eligibility to serve on state boards, commissions, and authorities."**

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

3 * **Section 1.** AS 39.05.100 is amended by adding new subsections to read:

4 (c) A person is not eligible to serve on a state board, commission, or authority
5 if the person sought nomination or became a candidate for elective municipal, state, or
6 federal office during the preceding year, unless holding a particular elective municipal,
7 state, or federal office is required by law for appointment.

8 (d) A member of a state board, commission, or authority who seeks
9 nomination or becomes a candidate for elective municipal, state, or federal office
10 terminates membership on the state board, commission, or authority unless the
11 member is standing for reelection to the municipal, state, or federal office, and is
12 serving as an ex officio member of the state board, commission, or authority.

13 (e) In this section, a person seeks nomination or becomes a candidate if the
14 person

15 (1) under regulations adopted by the Alaska Public Offices

1 Commission to implement AS 15.13.100, indicates an intention to become a candidate
2 for elective municipal office, including a seat on a municipal school board, or state
3 executive or legislative office;

4 (2) has filed a nominating petition, declaration of candidacy, or other
5 required filing for elective municipal office, including a seat on a municipal school
6 board, with a municipal clerk or other municipal official designated to receive filings
7 for municipal office;

8 (3) has filed a nominating petition under AS 15.25.140 - 15.25.200,
9 AS 15.30.026, AS 15.40.180, 15.40.190, 15.40.270 - 15.40.290, or 15.40.430 -
10 15.40.450 to become a candidate for elective state or federal executive or legislative
11 office;

12 (4) has filed a declaration of candidacy for elective state or federal
13 office under AS 15.25.030; or

14 (5) campaigns as a write-in candidate for elective municipal, state, or
15 federal executive or legislative office.

16 * **Sec. 2.** AS 39.25.160(e)(8) is repealed.

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

19 **APPLICABILITY.** This Act applies to

20 (1) members of state boards, commissions, or authorities seeking nomination
21 or becoming a candidate for elective municipal, state, or federal office on or after the effective
22 date of this Act; and

23 (2) the eligibility for appointment to state boards, commissions, or authorities
24 of persons seeking nomination or becoming a candidate for elective municipal, state, or
25 federal office on or after the effective date of this Act.

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

28 **REVISOR'S INSTRUCTION.** The revisor of statutes is instructed to change the
29 heading of AS 39.05.100 from "Qualifications for appointment" to "Qualifications for
30 appointment and service."