

ANCHORAGE, ALASKA
AO NO. 2000-68(S)

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE TITLE 2 BY ENACTING A NEW CHAPTER 2.35 TO REGULATE LOBBYING IN MUNICIPAL LEGISLATIVE AND ADMINISTRATIVE ACTIONS BY PROVIDING FOR REGISTRATION OF LOBBYISTS AND REPORTING OF LOBBYING ACTIVITIES AND FINANCES AND PROHIBITING SPECIFIED ACTIVITIES AND ACTIONS, PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND ESTABLISHING PROCEDURES AND IMPLEMENTING PROVISIONS.

THE ANCHORAGE ASSEMBLY ORDAINS

Section 1: Anchorage Municipal Code Title 2 is hereby amended by enacting a new chapter 2.35 to read as follows:

Chapter 2.35
REGULATION OF LOBBYING

2.35.010 Purpose.

The Assembly finds and declares that the operation of responsible representative Municipal government requires that the fullest opportunity be afforded to the people to petition their government and to express freely to their local, elected and appointed representatives and officials, their opinions on pending legislation or government actions; and that the people are entitled to know the identity, ~~income, expenditures,~~ and activities of those persons who pay, are paid or reimbursed for expenses, or who make expenditures or other payments in an effort to influence legislative or other government action.

2.35.020 Definitions

A In this chapter, unless the context clearly indicates otherwise,

Administrative action means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection, or postponement by any municipal agency of any rule, regulation, order, decision, determination, or any other quasi-legislative or quasi-judicial action or proceeding whether or not governed by this Code.

Agency means the Assembly, the Municipality's School Board and a department, division, commission, board, office, bureau, institution, ~~corporation,~~ authority, organization, committee, or council of the Municipal government.

Engaging a Lobbyist means employing, retaining, or contracting a lobbyist whether independently or jointly with other persons for the services of lobbying.

1 *Employers of Lobbyists or Employer* means a person who employs, retains, or
2 contracts for the employment, retention or services of a lobbyist whether independently or jointly
3 with other persons for the services of lobbying.
4

5 *Gift* means any payment to the extent that consideration of equal or greater value
6 is not received; and includes but is not limited to
7

8 a. A loan, loan guarantee, forgiveness of a loan, payment of a loan by a third
9 party, or an enforceable promise to make a payment except when full and adequate
10 consideration is received;
11

12 b. The purchase of tickets for travel or for entertainment events; and
13

14 c. The granting of discounts or rebates for goods or services not extended to
15 the public generally; but does not include
16

17 d. Informational or promotional materials, including but not limited to books,
18 reports, pamphlets, calendars, or periodicals; however, payments for travel or reimbursement
19 for expenses may not be considered "informational material";
20

21 e Food and beverages consumed in places of public accommodation
22

23 *Immediate family* means anyone related by blood, marriage or adoption or who
24 lives in that person's household.
25

26 *Individual* means a natural person
27

28 *Influencing legislative or administrative action* means promoting, advocating,
29 supporting, modifying, opposing, or delaying or seeking to do the same with respect to any
30 legislative or administrative action by means including but not limited to the provision or use of
31 information, statistics, studies, analyses in written or oral form or format.
32

33 *Legislative action* means the preparation, research, drafting, introduction,
34 consideration, modification, amendment, approval, passage, enactment, defeat, or rejection of
35 any bill, resolution, amendment, motion, report, nomination, appointment, or other matter by the
36 Assembly, or by a standing, interim, or special committee of the Assembly, or by a member or
37 employee of the Assembly acting in an official capacity; it includes, but is not limited to, the
38 action of the Mayor in approving or vetoing a bill or the action of the Assembly in considering,
39 overriding, or sustaining that veto and the action of the Assembly in considering, confirming, or
40 rejecting an executive appointment of the Mayor; it also includes the same actions with respect
41 to School Board policies, procedures, bylaws and other matters on which the School Board has
42 authority to consider, act or advise.
43

44 *Lobbyist* means
45

46 a. A person who is employed and receives payments, or who contracts for
47 economic consideration, including reimbursement for reasonable travel and living expenses, to
48 communicate directly or through the person's agents with any public official for the purpose of
49 influencing legislative or administrative action if a substantial or regular portion of the activities

1 for which the person receives consideration is for the purpose of influencing legislative or
2 administrative action; or

3
4 b. A person who represents oneself as engaging in the influencing of
5 legislative or administrative action as a business, occupation, or profession.

6
7 *Payment* means the disbursement, distribution, transfer, loan, advance, deposit, gift,
8 or other rendering or tendering of money, property, goods, or services or anything else of value.

9
10 *Payment to influence legislative or administrative action* means:

11
12 a. A direct or indirect payment to a lobbyist whether for salary, fee,
13 compensation for expenses, or any other purpose, by a person employing, retaining, or
14 contracting for the services of the lobbyist separately or jointly with other persons; or

15
16 b. A payment in support of or assistance to a lobbyist or the lobbyist's
17 activities, including but not limited to the direct payment of expenses incurred at the request or
18 suggestion of the lobbyist; or

19
20 c. A payment that directly benefits a public official or a member of the
21 immediate family of that official; or

22
23 d. A payment, including compensation, payment, or reimbursement for the
24 services, time, or expenses of an employee for or in connection with direct communication with
25 a public official; or

26
27 e. A payment for or in connection with soliciting or urging other persons to
28 enter into direct communication with a public official; or

29
30 f. A payment or reimbursement for disbursements or expenditures made or
31 incurred during the period in support of or in connection with influencing legislative or
32 administrative action by the lobbyist or on behalf of the lobbyist by the lobbyist's employer for

33
34 (1) Food and beverages; or

35
36 (2) Living accommodations; or

37
38 (3) Travel.

39
40 *Person*, includes associations, clubs, societies, firms, partnerships, public and
41 private corporations, bodies politic, individuals or groups of individuals and labor unions.

42
43 *Public official or public officer* means the following persons in either the Municipal
44 general government or the Municipal school district:

45
46 a. A quasi-judicial officer;

47
48 b. Assembly and School Board members;

49

- 1 c. The Mayor, Municipal Manager, Executive Manager, Chief Fiscal Officer
2 Superintendent of Schools, assistant superintendents of schools, Municipal Attorney and
3 Ombudsman;
4
5 d A department head including the Municipal Clerk, Director of the
6 Assembly Office, the Executive Director of the Anchorage Equal Rights Commission, and the
7 Executive Director of the Anchorage Parking Authority;
8
9 e. A deputy department head including the deputy to of those offices listed in
10 subsection d. above;
11
12 f. A division director;
13
14 g. A special assistant to the department head;
15
16 h. A person serving as a legislative liaison for a department;
17
18 i. An assistant to the Mayor, Municipal Manager, Executive Manager, Chief
19 Fiscal Officer, Municipal Attorney, Ombudsman, Assembly or School Board member,
20 Superintendent of Schools;
21
22 j. A member of a board or commission elected or appointed by the Mayor
23 and confirmed by the Assembly; and
24
25 k. The Municipal Treasurer, Comptroller and investment officer.
26

27 *Source of Income* means the entity for which service is performed or which is
28 otherwise the origin of payment.; ~~if the person whose income is being reported is employed by~~
29 ~~another, the employer is the source of income; but if the person is self-employed by means of a~~
30 ~~sole proprietorship, partnership, professional corporation, or a corporation in which the person,~~
31 ~~the person's spouse or spousal equivalent, or the person's children, or a combination of them,~~
32 ~~hold a controlling interest, the "source" is the client or customer of the proprietorship,~~
33 ~~partnership, or corporation, but, if the entity which is the origin of payment is not the same as the~~
34 ~~client or customer for whom the service is performed, both are considered the source;~~
35

36 *Spousal equivalent* means a person who is cohabiting with another person in a
37 relationship that is like a marriage but that is not a legal marriage.
38
39

40 2.35.030 Exemptions.

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42 A. This chapter does not apply to

43
44 1 An individual

45
46 a. Who lobbies without payment of compensation or other
47 consideration and makes no disbursement or expenditure for or on behalf of a public official to
48 influence legislative or administrative action other than to pay the individual's reasonable
49 personal travel and living expenses; and

b. Who limits lobbying activities to appearances before public sessions of the Assembly or School Board or a committee or subcommittee of such bodies, or to public hearings or other public proceedings of municipal agencies.

2. An elected or appointed state or municipal public officer or an employee of the state or a municipality acting in an official capacity or within the scope of employment.

3. Any newspaper or other periodical of general circulation, book publisher, radio or television station (including an individual who owns, publishes, or is employed by that newspaper or periodical, radio or television station) that publishes news items, editorials, or other comments, or paid advertisements, that directly or indirectly urge legislative or administrative action if the newspaper, periodical, book publisher, radio or television station, or individual engages in no further or other activities in connection with urging or advocating legislative or administrative action other than to appear before public sessions of the Assembly or School Board or a committee or subcommittee of such bodies, or public hearings or other public proceedings of municipal agencies and identifying themselves as covered by this subsection.

4. A person who appears before an elected or appointed body, in response to an invitation, not including a notice of public hearing, by the body.

B. Nothing in this chapter may be construed as prohibiting or affecting the rendering of professional services in drafting legislative measures or in advising clients and in rendering opinions as to the construction or effect of proposed or pending legislative or administrative action when these professional services are not otherwise connected with influencing or attempting to influence legislative or administrative action.

C. Nothing in this chapter prevent members of an elected or appointed body from discussing with constituents the advisability of passing or adopting legislative type ordinances, resolutions, motions or other actions, then pending before, or proposed to be presented to, the elected or appointed body, provided such are not quasi-judicial actions of the body subject to the rules against *ex parte* contacts

D. An individual exempt from this chapter may nonetheless register and report under this chapter.

2.35.040 Administration

A. This chapter shall be administered by the ~~Ethics Board and the Municipal Clerk.~~

B. The Municipal Clerk shall develop a Lobbyist Registration Form for the registration statement required in subsection 2.35.050A. of this chapter.

~~B. All forms for registration, reports, statements, notices, and other documents required by this chapter shall be, to the greatest extent possible, those forms, reports, statements, notices and other documents required by and in accordance with Alaska Statutes chapter 24.45 and the regulations of the Alaska Public Offices Commission enacted pursuant thereto.~~

~~C. The preparation and publication of instructions setting out the methods of accounting, bookkeeping, and preservation of records required to facilitate compliance with and enforcement of this chapter and explaining the duties of persons subject to the provisions of this chapter, to the greatest extent possible, shall be the instructions, methods and duties specified by Alaska Statute chapter 24.45 and the regulations of the Alaska Public Offices Commission.~~

~~D. The Municipal Clerk and the Ethics Board shall prepare and publish a biennial report of activities, findings, and recommendations under this chapter.~~

~~E. The Municipal Clerk shall report suspected violations of this chapter to the Municipal attorney and the Ethics Board.~~

~~4. The Ethics Board may:~~

~~a. Hold hearings and conduct investigations into compliance with the provisions of this chapter and in connection therewith issue subpoenas, compel the attendance and testimony of witnesses, administer oaths and affirmations, and require the production of books, papers, records, documents, or other material items~~

~~b. Prepare, publish, and make available to the public, periodic summaries of the statements and reports received by separate individual lobbyists and employers of lobbyists.~~

2.35.050 Registration

A. Before engaging in lobbying, a lobbyist shall file a notarized registration statement annually and within 10 days after any change in the information contained therein or in any accompanying document, with the Municipal Clerk including the following information: ~~at least:~~

1. The lobbyist's full name and complete permanent residence and business address and telephone number, as well as any temporary residential and business address and telephone number;

2. The full name and complete address of each person and organization by whom the lobbyist is retained or employed, to include signature authorization that the lobbyist may engage in lobbying activities on behalf of the person and organization;

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

4. If the lobbyist is compensated with public funds, the nature or form of the lobbyist's compensation for engaging in lobbying, including salary, fees, or reimbursement for expenses received in consideration for, or directly in support of or in connection with, the influencing of legislative or administrative action;

5. A general description of the subjects or matters on which the registrant expects to lobby or to engage in the influencing of legislative or administrative action; and

~~6. The full name and complete address of the person, if other than the registrant, who has custody of the accounts, books, papers, bills, receipts, and other documents required to be maintained under this chapter;~~

~~6. 7.~~ The identification of an Assembly or School Board member, or employee thereof, or other public official to whom the lobbyist is married or who is the spousal equivalent of the lobbyist.

~~8. Four two and one-half inch by two and one-half inch black and white photographs of the lobbyist not more than five years old.~~

~~9. Other information required under Alaska Statutes chapter 24.45 or the Regulations of the Alaska Public Offices Commission.~~

~~B. No registration statement required under this section may be accepted for filing by the Municipal Clerk unless all reports required by this chapter have been filed by the person filing the registration statement regardless of whether such reports are timely filed.~~

G. A separate notarized registration statement shall be filed by the lobbyist with the Municipal Clerk for each person and organization which retains or employs the lobbyist.

C. An application for registration or renewal of registration as a lobbyist under this section shall be accompanied by a fee of \$25. ~~100~~ Such application shall not be accepted without payment of the fee.

1 This subsection C.1. does not apply to a volunteer lobbyist.

2.35.060 Publication of Lobbyist Directory

A. The Municipal Clerk shall maintain ~~publish~~ a directory of registered lobbyists in loose leaf, three ring form containing the information prescribed in section 2.35.050 for each lobbyist.

1. The Municipal Clerk shall supplement the directory with each new or amended registration statement filed.

2. The directory, as supplemented from time to time, shall be provided:

a Each Assembly and School Board member;

b The Mayor and Municipal Attorney;

c. The Chair of all boards and commissions which shall make the directory available to all members of the Chair's board or commission; and

d All heads of Departments and agencies of the Municipality.

3. Copies of the directory, as supplemented from time to time, shall be made available to the public;

a. At the regular meeting chambers of the Assembly and School Board; and

b. The offices of the Superintendent of Schools, Municipal Clerk Ombudsman, and Assembly.

4. The directory shall also be available on the Municipality's internet website.

2.35.070 Reports by Lobbyists

A. Each lobbyist required to be registered under this chapter shall file with the Municipal Clerk:

1. An amended notarized registration statement within 10 days after any change in the information contained in the annual registration statement; and

2. A notice of termination within 10 days after the lobbyist has ceased the lobbying activity that required registration under this chapter.

~~a report concerning the lobbyist's activities during each calendar month so long as the lobbyist continues to engage in lobbying activities. The report shall include any changes in the information required to be supplied and the following information for the reporting period:~~

1. ~~— The source of income and the monetary value of all payments, including but not limited to salary, fees, and reimbursement of expenses, received in consideration for or directly or indirectly in support of or in connection with influencing legislative or administrative action, and the full name and complete address of each person from whom amounts or things of value have been received and the total monetary value received from each person;~~

2. ~~— The aggregate amount of disbursements or expenditures made or incurred during the period in support of or in connection with influencing legislative or administrative action by the lobbyist, or on behalf of the lobbyist by the lobbyist's employer in the following categories:~~

a. ~~— Food and beverages;~~

b. ~~— Living accommodations;~~

c. ~~— Travel;~~

3. ~~— The date and nature of any gift exceeding \$100 in value made to a public official and the full name and official position of that person;~~

1 4. ~~— The name and official position of each public official, and the name of~~
2 ~~each member of the immediate family of any of these officials, with whom the lobbyist has~~
3 ~~engaged in an exchange of money, goods, services, or anything of more than \$100 in value and~~
4 ~~the nature and date of each of these exchanges and the monetary values exchanged;~~

5
6 5. ~~— The name and address of any business entity in which the lobbyist knows~~
7 ~~or has reason to know that a public official is a proprietor, partner, director, officer or manager,~~
8 ~~or has a controlling interest, and whom the lobbyist has engaged in an exchange of money,~~
9 ~~goods, services, or anything of value and the nature and date of each exchange and the~~
10 ~~monetary value exchanged if the total value of these exchanges is \$100 or more in a calendar~~
11 ~~year; and~~

12
13 6. ~~— A notice of termination if the lobbyist has ceased the lobbying activity that~~
14 ~~required registration under this chapter and if this report constitutes the final report of the~~
15 ~~lobbyist's activities.~~

16
17
18 2.35.080 — Reports By Employers Of Lobbyists

19
20 A. ~~— Within 15 days after engaging a lobbyist, the employer shall file a statement with the~~
21 ~~Municipal Clerk authorizing or verifying such employment, retention, or contract for lobbying~~
22 ~~services.~~

23
24 B. ~~— An employer who directly or indirectly makes payments to influence legislative or~~
25 ~~administrative action shall file a quarterly report containing:~~

26
27 1. ~~— The full name, complete business address and telephone number of the~~
28 ~~employer;~~

29
30 2. ~~— Information sufficient to identify the nature and interests of the employer;~~

31
32 3. ~~— The total amount of payments made to influence legislative or~~
33 ~~administrative action during the period, and the name and address of each lobbyist to whom~~
34 ~~these payments have been made during the period by the maker of the report, together with the~~
35 ~~date and amount;~~

36
37 4. ~~— The date and nature of any gift exceeding \$100 in value made to any~~
38 ~~public official and the full name and official position of the recipient of each gift;~~

39
40 5. ~~— A general description of the legislative or administrative action that the~~
41 ~~person making the report has attempted to influence;~~

42
43 6. ~~— The name of each lobbyist employed or retained by the person making~~
44 ~~the report, together with the total amount paid to each lobbyist and the portion of that amount, if~~
45 ~~any, that was paid for specific purposes, including salary, fees, and reimbursement for~~
46 ~~expenses; and~~

47
48 7. ~~— A notice of termination if the employer filing a report has ceased~~
49 ~~employing the lobbyist and if this report constitutes the final report of the lobbyist's activities on~~

1 behalf of the employer.
2
3

4 2.35.090 Certification of reports.
5

6 Every statement or report required to be filed under this chapter must identify the full
7 name of the person preparing it, the person's complete address and telephone number, and
8 shall be certified as complete and correct, both by the person preparing it and by the person on
9 whose behalf it is filed.
10

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12 2.35.080 2.35.100 Publication of reports.
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14 Copies of the statements and reports filed under this chapter shall be made available to
15 the public as soon as practicable after each reporting period.
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17
18 2.35.090 2.35.110 Public records.
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20 Statements and reports filed under this chapter are public records and shall be available
21 for public inspection and copying during normal business hours at the expense of the person
22 requesting copies.
23

24
25 2.35.100 2.35.120 Preservation of records.
26

27 A. ~~A person required to register or report as a lobbyist shall preserve all accounts, bills,~~
28 ~~receipts, books, papers, and documents necessary to substantiate the reports required to be made~~
29 ~~and filed under this chapter for a period of at least one year from the date of the filing of the report~~
30 ~~containing these items. These accounts, bills, receipts, books, papers, and other documents shall~~
31 ~~be made available for inspection by the Ethics Board or the Municipal Clerk at any time. If a lobbyist~~
32 ~~is required under the terms of the lobbyist's employment contract to turn any records over to the~~
33 ~~employer, responsibility for the preservation of these records under this section rests with the~~
34 ~~employer.~~
35

36 B. The Municipal Clerk shall preserve the statements and reports required to be filed
37 under this chapter for a period of six years from the date of filing.
38

39
40 2.35.130 Disclosure of contributions.
41

42 ~~A civic league or organization, including community councils and the Federation of~~
43 ~~Community Councils, shall report the total amount of contributions received for the reporting~~
44 ~~period and for any contribution over \$100, the name of the contributor and the amount~~
45 ~~contributed. The civic league or organization may establish a separate fund to account for~~
46 ~~receipts and expenditures arising out of activities to influence legislative action. Reports shall be~~
47 ~~made within ten days following the end of each calendar quarter listing contributions received~~
48 ~~during the prior calendar quarter.~~
49

2.35.110 2.35.140 Examination of statements, reports.

A. The **Municipal Clerk Ethics Board** shall examine each statement or report filed under this chapter and shall notify the person submitting the report if:

1. It appears that the person has failed to file a statement or report as required by law or that the statement or report filed does not conform to the requirements of this chapter; or

2. A written complaint is filed with the **Municipal Clerk Ethics Board** by any qualified voter alleging that a statement or report filed with the Municipal Clerk does not conform to the requirements of this chapter, or to the truth, or that a person subject to the provisions of this chapter has failed to file a statement or report in the manner prescribed by this chapter.

~~B. The Ethics Board shall conduct an investigation, and may thereafter conduct a hearing, into an allegation under subsection A.2. of this section.~~

~~B. C~~ The Ethics Board or the Municipal Clerk shall report any suspected violations of this chapter to the Municipal Attorney.

C. The Municipal Clerk shall prepare an annual report of violations of this chapter.

2.35.120 2.35.150 Civil penalty: Late registration, filing of required statements or reports.

A person who **knowingly** fails to register or to file a properly completed and certified report or statement, as applicable, within the time required by this chapter is subject to a civil penalty of not more than \$10 a day for each day the delinquency continues.

2.35.130 2.35.160 Prohibitions.

A. A lobbyist may not:

1 Engage in any activity as a lobbyist before registering under this chapter;

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

3. Intentionally deceive or attempt to deceive any public official with regard to any material fact pertinent to pending or proposed legislative or administrative action;

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

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

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

7. Serve as a member of a municipal board, or commission, if the lobbyist's employer may receive direct economic benefit from a decision of that board or commission;

8. Serve as a campaign manager or director, or serve as a campaign treasurer or deputy campaign treasurer on a finance or fund-raising committee for Municipal elections; ~~host a fund-raising event, directly or indirectly collect contributions for, or deliver contributions to, a candidate or otherwise engage in the fund-raising activity for a campaign for elective office or ballot proposition if the lobbyist has registered, or is required to register as a lobbyist, under this chapter, during the calendar year; this paragraph does not apply to a~~ volunteer lobbyist as defined in the regulations of the Alaska Public Offices Commission, and does not prohibit a lobbyist from making personal contributions to a candidate as authorized by AS 15.13 or personally advocating on behalf of a candidate;

9. Offer, solicit, initiate, facilitate, or provide to or on behalf of a person covered by the Code of Ethics, chapter 1.15, a gift, other than food or beverage for immediate consumption; or

10. Make or offer a gift or a campaign contribution whose acceptance by the person to whom it is offered would violate the Code of Ethics, chapter 1.15.

~~B. A person may not engage any person for pay or any consideration, or pay or agree to pay consideration to a person to lobby if the engaged person who is not registered under this chapter or the engaged person registers before any lobbying.~~

~~B. C~~ A former Mayor or member of the Assembly or School Board may not engage in activity as a lobbyist before the Assembly or School Board for a period of one year after ceasing to be a member or Mayor. This subsection does not prohibit a former member or Mayor from acting as a volunteer lobbyist.

~~C. D~~ With the exception of the Anchorage School District, no Municipal official, employee, agency, agent, department, enterprise activity utility, board, commission or other Municipal body, ~~including the Assembly and the School Board~~, may employ or otherwise engage or expend or appropriate public funds for employing or otherwise engaging or supporting a lobbyist to lobby any other Municipal official, employee, agency, agent, department, enterprise activity, utility, board, commission or other Municipal body. ~~including the Assembly and the School Board.~~

2.35.170 Code of Ethics Violation.

~~A violation of this chapter shall constitute a violation of the Municipal Code of Ethics provisions of chapter 1.15, provided however, the jurisdiction of the Board of Ethics and the applicability of chapter 1.15 shall not be exclusive.~~

2.35.140 2-35-180 Criminal penalties.

A. An individual who knowingly violates any provisions of this chapter, whether acting for oneself, on behalf of an employer, or in concert with other persons, is, upon conviction, punishable by a fine of not more than \$1,000, or by imprisonment for not more than one year, or by both.

B. An individual who knowingly causes, participates in, aids, abets, ratifies, or confirms any violation of a provision of this chapter is, upon conviction, punishable by a fine of not more than \$1,000, or by imprisonment for not more than one year, or by both.

~~G. A person, other than an individual, who knowingly violates any provision of this chapter, whether acting for oneself, on behalf of an employer, or in concert with other persons, or who knowingly causes, participates in, aids, abets, ratifies, or confirms any violation of a provision of this chapter is, upon conviction, punishable by a fine of not more than \$10,000 for each offense.~~

~~C. D~~ A person who knowingly makes a false or misleading report or statement required under this chapter is, upon conviction, punishable by a fine of not more than \$1,000, or by imprisonment for not more than one year, or by both.

2.35.150 2-35-190 Interpretation, Construction, and Application.

This chapter shall be interpreted, construed and applied consistent with 2 Alaska Administrative Code chapter 50 and the interpretations by the Alaska Public Offices Commission, Alaska Attorney General and Alaska Supreme Court interpretations of Alaska Statutes chapter 2.45 and 2 Alaska Administrative Code chapter 50, except where the substantive provisions of this chapter are materially different.

Section 2: Ordinance Review.

Within one year after the initial implementation of this ordinance, the Municipal Clerk shall review the ordinance and report and make recommendations to the Municipal Assembly concerning the effectiveness of the ordinance. The report shall specifically include the following information:

- 1. The practicality of the ordinance and any problems with administering the ordinance;**
- 2. The number of persons cited for a violation of the ordinance;**
- 3. The staffing/economic impact on the Municipal Clerk's Office; and**
- 4. Any needed revisions to the ordinance.**

Section 3. This ordinance shall become effective immediately upon its passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this__ day of _____,
2000.

Chair of the Assembly

ATTEST:

Municipal Clerk



MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM

NO. AM 679-2000

Meeting Date: JUNE 27, 2000

From: Assemblymember Sullivan

Subject: AO 2000-68(S) - Registration of Lobbyists

As stated in the 'Purpose' of this ordinance, the public should know the identity and activities of persons who are paid to influence legislative or other government action. This 'S' version accomplishes this purpose through a more simplified approach to having paid lobbyists register on an annual basis with the Municipal Clerk. This registration will identify lobbyists, the persons or organizations employing the lobbyists, and the amount of compensation if public funds are expended. In summary, the major changes from AO 2000-68 are:

Administration of ordinance by the Municipal Clerk's Office.

Two reports required from lobbyists:

- An annual, notarized registration statement for each person or organization which retains or employs the lobbyist; and
- A notice of termination after the lobbyist has ceased lobbying activities.

Disclosure of compensation by lobbyist, only if public funds are expended on the lobbyist.

Copy of lobbyist directory to be placed on Municipality's internet website.

No prohibition of lobbyists engaging in fundraising activities.

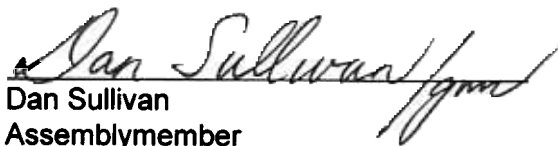
Allows ASD to employ a lobbyist.

Violation of ordinance does not constitute a Code of Ethics violation.

Removal of \$10,000 fine.

Approval of this 'S' version is recommended.

Respectfully submitted:


Dan Sullivan
Assemblymember

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects - General Government

AO Number: 2000-68(S)

Title: Registration of Lobbyists

Sponsor: Assemblymember Sullivan

Preparing Agency: Assembly Office

Others Affected: Clerk's Office

CHANGES IN EXPENDITURE AND REVENUES (Thousands of Dollars)

Operating Expenditures	FY 94	FY 95	FY 96	FY 97	FY 98
1000 Personal Services					
2000 Supplies					
3000 Other Services					
4000 Debt Service					
5000 Capital Outlay					
TOTAL DIRECT COSTS:					

ADD: 6000 Charge from Others					
LESS: 7000 Charge to Others					
FUNCTION COSTS:					

REVENUES:					
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CAPITAL:					

POSITIONS: FT/PT and Temp.					

Public Sector Economic Effects:

At this time, given the minimal number of lobbyists at the Municipal level, the economic effects on the Municipal Clerk's Office to administer the ordinance should not be substantial. Only after one year of implementation of this ordinance, as required by the Ordinance Review, will we know the actual effect on the Office.

Private Sector Economic Effects:

Given the ordinance's requirements, there should be no substantial private sector economic effects.

**Municipality of Anchorage
MUNICIPAL CLERK'S OFFICE
AGENDA DOCUMENT CONTROL SHEET**

AO 00-68(S)

1	SUBJECT OF AGENDA DOCUMENT	DATE PREPARED <i>6-23-00</i>
	<i>AO 2000-68(S) - Lobbyist Registration</i>	INDICATE DOCUMENTS ATTACHED <i>AO, AM, SEE</i>
2	DEPARTMENT NAME <i>Assembly</i>	DIRECTOR'S NAME
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY	HIS/HER PHONE NUMBER
4	COORDINATED WITH AND REVIEWED BY	INITIALS DATE
	Mayor	
	Municipal Clerk	
	Municipal Attorney	
	Employee Relations Director	
	Municipal Manager	
	Finance	
	Community Development and Planning	
	Property and Facility Management	
	Management Information Systems	
	Office of Management and Budget	
	Purchasing	
	Operations Manager	
	Cultural and Recreational Services	
	Fire	
	Health and Human Services	
	Police	
	Public Works	
	Transit	
	Merrill Field (Airport)	
	Municipal Light and Power	
	Anchorage Water and Wastewater	
	Port	
	Solid Waste Services	
5	SPECIAL INSTRUCTIONS/COMMENTS	
	<i>Addendum</i>	
	<i>11 B.2. CONTINUED PUBLIC HEARING</i>	
6	ASSEMBLY MEETING DATE <i>6-27-00</i>	7
	PUBLIC HEARING DATE REQUESTED <i>6-27-00</i>	

M.O.A.
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 CLERKS OFFICE