

Fastened indefinitely 9/10/02

Submitted by: Assemblymember Tesche

Prepared by: Department of Assembly

For reading: August 20, 2002

ANCHORAGE, ALASKA

AO NO. 2002- 132

AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING
ANCHORAGE MUNICIPAL CODE SECTION 1.15.180, PROHIBITED ACTS, BY ADDING
A NEW SUBSECTION K. REGARDING PUBLIC ACCESS TO MUNICIPAL RECORDS

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1: That Anchorage Municipal Code Section 1.15.180, Prohibited Acts, is
amended by adding a new section K. to read as follows:

1.15.180 **Prohibited acts.**

K. **No Municipal official or Municipal employee shall refuse, restrict, or
impede public access to Municipal records as guaranteed by AMC 3.90,
and AMC 2.80.090, or AMC 6.10.033.**

Section 2: That this ordinance shall take effect immediately upon passage and
approval.

PASSED AND APPROVED by the Anchorage Assembly this day of
_____, 2002.

Chair

ATTEST:

Municipal Clerk

AM 769-2002

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

AO Number: 2002- 132

Title: An Ordinance Amending Anchorage Municipal Code Section 1.15.180,
Prohibited Acts, By Adding a New Subsection KMunicipal Records

Sponsor: Assemblymember Tesche

Preparing Agency: Department of Assembly

Others Impacted: All Departments

CHANGES IN EXPENDITURES AND REVENUES:

(In Thousands of Dollars)

	<u>FY02</u>	<u>FY03</u>	<u>FY04</u>	<u>FY05</u>	<u>FY06</u>
Operating Expenditures					
1000 Personal Services					
2000 Non-Labor					
3900 Contributions					
4000 Debt Service					
TOTAL DIRECT COSTS:	\$	\$	\$	\$	\$
Add: 6000 Charges from Others					
Less: 7000 Charges to Others					
FUNCTION COST:	\$	\$	\$	\$	\$

REVENUES:

CAPITAL:

POSITIONS: FT/PT and Temp

PUBLIC SECTOR ECONOMIC EFFECTS:

There are no public sector economic effects anticipated

PRIVATE SECTOR ECONOMIC EFFECTS:

There are no private sector economic effects anticipated.

Prepared by: Elm Gray-Jackson

Telephone: 343-4751

Approved by: _____
Director/Municipal Clerk

Date _____

Postponed Indefinitely 9/10/02



MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM
NO. 769-2002

Meeting Date: August 20, 2002

From: Assemblymember Tesche

Subject: AO 2002-132- JURISDICTION OF BOARD OF ETHICS TO PUBLIC RECORDS ISSUES

Current provisions of the Code of Ethics are silent over whether the Board of Ethics may hear and resolve citizens' complaints over decisions of Municipal officials which deny access to public records under existing State and local laws. If enacted, AO 2002- 132 would resolve this issue and allow the Board of Ethics to hear, decide, and remedy complaints made against Municipal officials who wrongfully deny access to public records. Use of the administrative, rather than the legal process through an action in State court, provides private citizens an effective and efficient way to enforce their rights to view public records, maintaining accountability of elected and appointed officials to the public they serve.

AO 2002- 132 makes no substantive changes in existing ordinances which define the public's right to access public records. Instead the ordinance simply provides an additional remedy to the public in order to enforce existing rights to access public records without delay or hindrance.

Enactment of AO 2002- 132 is recommended.

Respectfully submitted,

Allan Tesche
Allan Tesche
Assemblymember

EGJ/2002AMS/AM41

Municipality of Anchorage
MUNICIPAL CLERK'S OFFICE
Agenda Document Control Sheet

Av 2002-132

(SEE REVERSE SIDE FOR FURTHER INFORMATION)

1	SUBJECT OF AGENDA DOCUMENT	DATE PREPARED
	An Ordinance Amending AMC Section 1.15.180, Prohibited Acts, by Adding a New Subsection K. Regarding Public Access to Municipal Records	20-Aug-02
		Indicate Documents Attached <input checked="" type="checkbox"/> AO <input type="checkbox"/> AR <input checked="" type="checkbox"/> AM <input type="checkbox"/> AIM
2	DEPARTMENT NAME Assembly	DIRECTOR'S NAME Greg Moyer
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY Elvi Gray-Jackson	HIS/HER PHONE NUMBER 343-4751
4	COORDINATED WITH AND REVIEWED BY	INITIALS DATE
	Mayor	
	Heritage Land Bank	
	Merrill Field Airport	
	Municipal Light & Power	
	Port of Anchorage	
	Solid Waste Services	
	Water & Wastewater Utility	
	Municipal Manager	
	Cultural & Recreational Services	
	Employee Relations	
	Finance, Chief Fiscal Officer	
	Fire	
	Health & Human Services	
	Office of Management and Budget	
	Management Information Services	
	Police	
	Planning, Development & Public Works	
	Development Services	
	Facility Management	
	Planning	
	Project Management & Engineering	
	Street Maintenance	
	Traffic	
	Public Transportation Department	
	Purchasing	
	Municipal Attorney	
	Municipal Clerk	
	Other	
5	Special Instructions/Comments	
	<i>Laid on the Table</i>	
	CLERK'S OFFICE	
	2002 AUG 21 PM 3:32	
6	ASSEMBLY HEARING DATE REQUESTED <i>8/24/02</i>	7
		PUBLIC HEARING DATE REQUESTED <i>9/10/02</i>