

AN ORDINANCE ADOPTING ALEUTIANS EAST BOROUGH CODE OF ORDINANCES TITLE 1.28 AND AMENDING CHAPTERS 2.02, 2.04, 2.16, 4.12 AND 40.05 TITLED, FINANCIAL DISCLOSURE.

WHEREAS, on June 6, 2011, the Aleutians East Borough Assembly passed Ordinance 2011-04, an ordinance placing the question of exemption from the Alaska public officials financial disclosure law (AS 39.50) before the Borough voters for the October 4, 2011 regular election and providing for local adoption of public official disclosure laws using the State public official financial disclosure statement prior to the 2007 amendment; and

WHEREAS, the ballot proposition has been approved by the voters, local ordinance relating to financial disclosure would become effective on adoption; and

WHEREAS the proposed additions to Title 1, 2, 4 and 40 provides for thorough disclosure of financial interests of officials and candidates while at the same time addressing the concerns which gave rise to the Assembly's decision to put the question of exempting the Borough from all of the requirements of AS 39.50.

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE ALEUTIANS EAST BOROUGH:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become part of the Borough Code.

Section 2. Purpose. The purpose of this ordinance is to create Title 1, Chapter 1.28; amend Title 2, Sections 2.02.030, 2.04.070 and 2.16.080; and Title 4 Section 4.12.060; and Title 40, Section 40.05.110:

Chapter 1.28 Financial Disclosure

1.28 Financial Disclosure

A. Financial disclosure is required by all Aleutians East Borough Assembly members, Aleutians East Borough School Board members, Planning Commission members and the Aleutians East Borough Mayor.

B. Each elected or appointed official shall complete and file with the clerk a report of financial disclosure and business interest, the Aleutians East Borough Financial Disclosure form, no later than April 15 of each year.

Chapter 2.02 Borough School Board

2.02.030 Financial Disclosure

- A. Aleutians East Borough School Board members shall submit a financial and business disclosure form in accordance with and as required by Borough Code 1.28.
- B. Participation in all borough governmental activities without the required disclosure by School board members is prohibited.

Chapter 2.04 Borough Assembly

2.04.070 Financial Disclosure

- A. Aleutians East Borough Assembly members shall submit a financial and business disclosure form in accordance with and as required by Borough Code 1.28.
- B. Participation in all borough governmental activities without the required disclosure by Assembly members is prohibited.

Chapter 2.16 Mayor

2.16.080 Financial Disclosure

- A. Aleutians East Borough Mayor shall submit a financial and business disclosure form in accordance with and as required by Borough Code 1.28.
- B. Participation in all borough governmental activities without the required disclosure by the Mayor is prohibited.

Chapter 4.12 Election Candidates -Nominations

4.12.060 Conflict of interest statement requirement

- A. No candidate's nomination petition for an elected municipal office may be accepted by the clerk unless the candidate has also filed a report of financial and business interest as required by Borough Code 1.28. In the event such petition has been accepted without such statement, the clerk shall return such items to the candidate.

B. A write-in candidate who wins election shall execute a report of financial and business interest as required by Borough Code 1.28 prior to taking the oath of office.

C. A person who has on file with the borough clerk a report of financial and business interest as required by Borough Code 1.28 for the current year shall not be required to file such a statement required under subsection A or B of this section. Candidates are required to comply with AS 15.13.010 through 15.13.130 as regards to election spending.

Chapter 40.05 Planning Commission

40.05.110 Financial Disclosure

A. Planning Commission members shall submit a financial and business disclosure form in accordance with and as required by Borough Code 1.28.

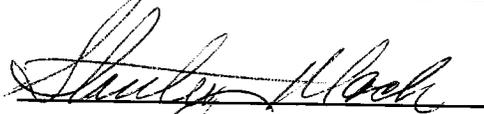
B. Participation in all borough governmental activities without the required disclosure is prohibited.

Section 3. Effective Date. This ordinance becomes effective upon adoption.

INTRODUCED: 1/12/12

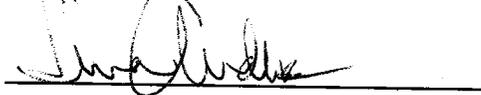
ADOPTED: 2/16/12

PASSED AND APPROVED by the Aleutians East Borough Assembly this 16 day of February, 2012.


Stanley Mack, Mayor

2/16/12
Date

ATTEST:



Tina Anderson, Clerk

2/16/12
Date