



25th ALASKA STATE LEGISLATURE

SENATE REPUBLICAN CAUCUS

SENATOR GENE THERRIAULT, MINORITY LEADER
STATE CAPITOL, ROOM 427, 465-4797 (FAX 465-3884)

SENATOR CON BUNDE
SENATOR FRED DYSON
SENATOR TOM WAGONER
SENATOR GARY WILKEN

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Fact Sheet

Resolution Number: Not yet assigned
Sponsor: Senator Tom Wagoner
Contact: Amy Seitz, 465-2828

Summary:

- States that the Senate finds by clear and convincing evidence that James C. Hayes has committed an impeachable offense by his unauthorized use of the University of Alaska seal to secure funding for his personal benefit and use; and by being unable or unwilling to carry out his duties to the University of Alaska as demonstrated by his past and continuing absences from Board of Regents meetings.
- Refers the matter to the House of Representatives for an impeachment trial for the removal of James C. Hayes from the University of Alaska Board of Regents.

Benefits:

- Frees the University from a damaging and needless distraction so it can focus on the important issues facing the institution.
- Removes the cloud of impropriety arising from an indicted official serving on an influential and prominent State board.
- Clears the way for naming a replacement who would have adequate time, resources and focus to concentrate on the important role the board serves.

Background:

- A federal grand jury has indicted Mr. Hayes on multiple counts of theft, conspiracy and money laundering, charging that Mr. Hayes and his wife improperly diverted \$825,000 from federal grants that were supposed to go to a nonprofit organization, LOVE Social Services Inc. Mr. Hayes also used his title of University of Alaska regent and the university's official seal on a document to help secure federal money for the organization. Hayes's 8-year appointment to the Board of Regents expires in 2011, and he has stated he does not plan to step down. The resolution is not an indication that the Legislature believes Mr. Hayes is guilty, only that he should be removed until the case has been concluded.

This resolution, which has to be approved by a 2/3 vote in the Senate, would cause the House to initiate an impeachment trial presided over by the Chief Justice of the Alaska Supreme Court as outlined in Article II, sec. 20 of the Alaska Constitution. The House would make the actual decision on whether or not to impeach Mr. Hayes.

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