

HOUSE BILL NO.

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Introduced:**Referred:****A BILL****FOR AN ACT ENTITLED**

1 "An Act relating to the duties of the Alaska Public Offices Commission; clarifying the
2 limits on making, accepting, and reporting certain cash campaign contributions;
3 relating to campaign finance reporting by certain groups; relating to the identification
4 of certain campaign communications; increasing the time the Alaska Public Offices
5 Commission has to respond to a request for an advisory opinion; repealing a reporting
6 requirement for certain contributions; relating to propositions and initiative proposals;
7 and providing for an effective date."

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

9 * **Section 1.** AS 15.13.030 is amended to read:

10 **Sec. 15.13.030. Duties of the commission.** The commission shall

11 (1) develop and provide all forms for the reports and statements
12 required to be made under this chapter, AS 24.45, and AS 39.50;

13 (2) prepare and publish a manual setting out uniform methods of

1 bookkeeping and reporting for use by persons required to make reports and statements
2 under this chapter and otherwise assist all persons in complying with the requirements
3 of this chapter;

4 (3) receive and hold open for public inspection reports and statements
5 required to be made under this chapter and, upon request, furnish copies at cost to
6 interested persons;

7 (4) compile and maintain a current list of all filed reports and
8 statements;

9 (5) prepare a summary of each report filed under AS 15.13.110 and
10 make copies of this summary available to interested persons at their actual cost;

11 (6) notify, by registered or certified mail, all persons who are
12 delinquent in filing reports and statements required to be made under this chapter;

13 (7) examine, investigate, and compare [ALL] reports, statements, and
14 actions required by this chapter, AS 24.45, and AS 39.50;

15 (8) prepare and publish a biennial report concerning the activities of
16 the commission, the effectiveness of this chapter, its enforcement by the attorney
17 general's office, and recommendations and proposals for change; the commission shall
18 notify the legislature that the report is available;

19 (9) adopt regulations necessary to implement and clarify the provisions
20 of AS 24.45, AS 39.50, and this chapter, subject to the provisions of AS 44.62
21 (Administrative Procedure Act); and

22 (10) consider a written request for an advisory opinion concerning the
23 application of this chapter, AS 24.45, AS 24.60.200 - 24.60.260, or AS 39.50.

24 * **Sec. 2.** AS 15.13.040(b) is amended to read:

25 (b) Each group shall make a full report on [UPON] a form prescribed by the
26 commission, listing

27 (1) the name and address of each officer and director;

28 (2) the aggregate amount of all contributions made to it; and, for all
29 contributions in excess of \$100 in the aggregate in a calendar year, the name, address,
30 principal occupation, and employer of the contributor, and the date and amount
31 contributed by each contributor; for purposes of this paragraph, "contributor" means

1 the true source of the funds, property, or services being contributed; and

2 (3) the date and amount of all contributions made by it and all
3 expenditures made, incurred, or authorized by it.

4 * **Sec. 3.** AS 15.13.040(g) is amended to read:

5 (g) The provisions of (a), **(b)**, and (l) of this section do not apply to a

6 **(1)** delegate to a constitutional convention, a judge seeking judicial
7 retention, or a candidate for election to a municipal office under AS 15.13.010, if that
8 delegate, judge, or candidate

9 **(A)** [(1)] indicates, on a form prescribed by the commission, an
10 intent not to raise and not to expend more than \$5,000 in seeking election to
11 office, including both the primary and general elections;

12 **(B)** [(2)] accepts contributions totaling not more than \$5,000 in
13 seeking election to office, including both the primary and general elections;
14 and

15 **(C)** [(3)] makes expenditures totaling not more than \$5,000 in
16 seeking election to office, including both the primary and general elections;

17 **(2) group, if the group**

18 **(A) indicates, on a form prescribed by the commission, an**
intent not to raise and not to expend more than \$2,500 in a calendar year;

20 **(B) accepts contributions totaling not more than \$2,500 in a**
calendar year; and

22 **(C) makes expenditures totaling not more than \$2,500 in a**
calendar year.

24 * **Sec. 4.** AS 15.13.040(m) is amended to read:

25 (m) Information required under this chapter shall be submitted to the
26 commission electronically, except that the following information may be submitted in
27 clear and legible black typeface or hand-printed in dark ink on paper in a format
28 approved by the commission or on forms provided by the commission:

29 (1) information submitted by

30 (A) a candidate for election to a borough or city office of
31 mayor, membership on a borough assembly, city council, or school board, or

1 any state office, who

2 (i) meets the requirements of **(g)(1)(A) - (C)** [(g)(1) -
3 (3)] of this section; or

4 (ii) does not have reasonable access to the technology
5 necessary to file electronically; in this sub subparagraph, a candidate is
6 considered not to have reasonable access to the technology necessary to
7 file electronically if the candidate does not own a personal computer or
8 does not have broadband Internet access at the candidate's residence; in
9 this sub subparagraph, "broadband Internet access" means high-speed
10 Internet access that is always on and that is faster than traditional dial-
11 up access; or

12 (B) a candidate for municipal office for a municipality with a
13 population of less than 15,000; in this subparagraph, "municipal office" means
14 the office of an elected borough or city

15 (i) mayor; or

16 (ii) assembly, council, or school board member;

17 (2) any information if the commission determines that circumstances
18 warrant an exception to the electronic submission requirement.

19 * **Sec. 5.** AS 15.13.072(b) is amended to read:

20 (b) **In a calendar year, a** [A] candidate or an individual who has filed with
21 the commission the document necessary to permit the individual to incur election-
22 related expenses under AS 15.13.100, or a group, may not solicit or accept a cash
23 contribution that exceeds \$100.

24 * **Sec. 6.** AS 15.13.074(e) is amended to read:

25 (e) A person or group may not make a cash contribution that exceeds \$100 **in**
26 **a calendar year.**

27 * **Sec. 7.** AS 15.13.090 is amended by adding a new subsection to read:

28 (g) A "paid for by" identifier for a printed communication is clearly identified
29 and easily discernible under this section if, for a communication

30 (1) smaller than 24 inches by 36 inches in size or that includes a video
31 component, the "paid for by" identifier is

- (A) in a font not smaller than 12 points;
- (B) separate from the body of the text of the communication;

and

(C) if applicable, viewable for a period sufficient to be read

(2) greater than or equal to 24 inches by 36 inches in size, the "paid for by" identifier is

(A) in a font not smaller than 10 percent of the largest font size used in the communication;

(B) separate from the body of the text of the communication;

and

(C) if applicable, on both sides of a two-sided communication.

* Sec. 8. AS 15.13.374(c) is amended to read:

(c) Within **10 business** [SEVEN] days after receiving a request satisfying the requirements of (b) of this section, the executive director of the commission shall recommend a draft advisory opinion for the commission to consider at its next meeting.

* Sec. 9. AS 15.13.040(k) is repealed.

* **Sec. 10.** This Act takes effect January 1, 2019.