

SENATE BILL NO. 80 am

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FIRST LEGISLATURE - FIRST SESSION

BY SENATOR BIRCH

Amended: 4/30/19

Introduced: 3/6/19

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to proposing and enacting laws by initiative; and prohibiting the state
2 and its agencies and corporations from spending funds to influence the outcome of
3 certain ballot propositions and questions."

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

5 * **Section 1.** AS 15.13.145(b) is amended to read:

6 (b) Money held by an entity identified in (a)(1) - (3) of this section may be
7 used to influence the outcome of an election concerning a ballot proposition or
8 question, but only if the funds have been specifically appropriated for that purpose by
9 a state law or a municipal ordinance. **However, money held by an entity identified**
10 **in (a)(1) of this section may not be used to influence the outcome of an election**
11 **concerning whether**

12 **(1) an Act proposed by initiative shall become law;**

13 **(2) an Act referred by referendum shall be rejected;**

14 **(3) a constitutional amendment shall be adopted;**

1 **(4) a constitutional convention shall be called; or**

2 **(5) a state official shall be recalled.**

3 * **Sec. 2.** AS 15.45.240 is amended by adding a new subsection to read:

4 (b) The provisions of an initiative are not severable after being circulated
5 under AS 15.45.110. An initiative petition may not contain a severability clause. If a
6 court finds a provision of an initiative petition unconstitutional during a review under
7 (a) of this section, the court shall order the lieutenant governor to reject the entire
8 initiative petition and prohibit the placement of the initiative on the ballot.