

SENATE CS FOR CS FOR HOUSE BILL NO. 211(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 5/4/96

Referred: Rules

Sponsor(s): REPRESENTATIVE BUNDE

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to voter registration and to state election administration; and
2 providing for an effective date."

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

4 * **Section 1.** AS 15.07.050 is amended to read:

5 Sec. 15.07.050. **MANNER OF** REGISTRATION [IN PERSON OR BY
6 MAIL]. Registration may be made

7 **(1)** in person before a registration official or through a voter registration
8 agency;

9 **(2)** [, OR MAY BE MADE] by mail; **or**

10 **(3) by facsimile transmission or another method of electronic**
11 **transmission that the director approves.**

12 * **Sec. 2.** AS 15.07.060(a) is amended to read:

13 (a) Each applicant who requests registration or reregistration shall supply the
14 following information [UNDER OATH]:

- 1 (1) name and sex;
- 2 (2) address and other necessary information establishing residence,
3 including the term of residence in the state and in the district, if requested;
- 4 (3) whether the applicant has previously been registered to vote in
5 another jurisdiction, and, if so, the jurisdiction and the address of the previous
6 registration;
- 7 (4) a declaration that the registrant will be 18 years of age or older
8 within 90 days of the date of registration;
- 9 (5) a declaration that the registrant is a citizen of the United States;
- 10 (6) date of application;
- 11 (7) signature or mark;
- 12 **(8) any former name under which the applicant was registered to**
13 **vote in the state;**
- 14 **(9) an attestation that the information provided by the applicant**
15 **in (1) - (8) of this subsection is true; and**
- 16 **(10) a certification that the applicant understands that a false**
17 **statement on the application may make the applicant subject to prosecution for**
18 **a misdemeanor under this title or AS 11.**

19 * Sec. 3. AS 15.07.070(b) is amended to read:

20 (b) To register by mail **or by facsimile or other electronic transmission**
21 **approved by the director under AS 15.07.050**, the director, the area election
22 supervisor, or a voter registration agency shall furnish, at no cost to the voter, forms
23 prepared by the director on which the registration information required under
24 AS 15.07.060 shall be inserted by the voter, or by a person on behalf of the voter if
25 the voter is physically incapacitated. The director may require proof of identification
26 of the applicant as required by regulations adopted by the director under **AS 44.62 (**
27 **[THE] Administrative Procedure Act) [(AS 44.62)]**. Upon receipt and approval of the
28 completed registration forms the director or the election supervisor shall forward to the
29 voter an acknowledgment in the form of a registration card, and the voter's name shall
30 immediately be placed on the master register located in the office of the director and
31 on the district register located in the office of the election supervisor. If the

1 registration is denied, the voter shall immediately be informed in writing that
2 registration was denied and the reason for denial.

3 * **Sec. 4.** AS 15.07.070(c) is amended to read:

4 (c) The names of persons submitting completed registration forms by mail that
5 are postmarked at least 30 days before the next election, or submitting completed
6 registration forms by facsimile or other electronic transmission approved by the
7 director under AS 15.07.050 that are received at least 30 days before the next
8 election, shall be placed on the official registration list for that election. If a
9 registration form received by mail less than 30 days before an election does not have
10 a legible and dated postmark, the name of the person submitting the form shall be
11 placed on the official registration list for that election if the form was signed and dated
12 by the person at least 30 days before the election and if the form is received by the
13 director or election supervisor at least 25 days before the election. The name of a
14 person submitting a completed registration form by mail or by facsimile or other
15 electronic transmission that does not meet the applicable requirements of this
16 subsection may not be placed on the official registration list for that election but shall
17 be placed on the master register after that election.

18 * **Sec. 5.** AS 15.07.070(f) is amended to read:

19 (f) Incomplete or inaccurate registration forms may not be accepted. A person
20 who submitted an incomplete or inaccurate registration form may register by
21 reexecuting and resubmitting a registration form in person, [OR] by mail, or by
22 facsimile or other electronic transmission approved by the director under
23 AS 15.07.050. The requirements of (c) or (d) of this section apply to a registration
24 form resubmitted under this subsection.

25 * **Sec. 6.** AS 15.07.070(h) is amended to read:

26 (h) The director shall design the form of the voter's certificate appearing on
27 the [LARGE] envelope that is used for voting a questioned ballot so that all
28 information required for registration by AS 15.07.060(a) may be obtained from a voter
29 who votes a questioned ballot. If the voter voting a questioned ballot has completed
30 all information on the voter registration portion of the questioned ballot voter's
31 certificate, the director shall place the name of the voter on the official registration list.

1 * **Sec. 7.** AS 15.07 is amended by adding a new section to read:

2 Sec. 15.07.127. PREPARATION OF MASTER REGISTER. The director shall
3 prepare both a statewide list and a list by precinct of the names and addresses of all
4 persons whose names appear on the master register and their political party affiliation.
5 Any person may obtain a copy of the list, or a part of the list, or an electronic format
6 containing both residence and mailing addresses of voters, by applying to the director
7 and paying to the state treasury a fee as determined by the director.

8 * **Sec. 8.** AS 15.07.130(b) is amended to read:

9 (b) When a registered voter has not indicated in writing a desire to remain
10 registered within the preceding four [TWO] calendar years and has neither [NOT]
11 voted nor appeared to vote in a local, regional school board, primary, special, or
12 general election during the last four [AT LEAST ONCE IN TWO CONSECUTIVE]
13 calendar years, the voter shall be advised by a notice sent by forwardable mail to the
14 voter's last known address that registration will be inactivated unless the voter
15 responds to the notice at least 30 days before the date of the next primary election on
16 a form furnished by the director. The director shall maintain on the master register the
17 name of a voter whose registration is inactivated. The director shall cancel a voter's
18 inactive registration after the second general election that occurs after the registration
19 becomes inactive if the voter does not vote or appear to vote [EITHER A
20 QUESTIONED BALLOT OR AN ABSENTEE BALLOT THAT IS COUNTED
21 UNDER AS 15.15.198(b) AT OR BEFORE THAT ELECTION].

22 * **Sec. 9.** AS 15.07.130(c) is amended to read:

23 (c) The director shall obtain from the bureau of vital statistics a certified list
24 of all residents over 18 years of age who have died or who have been presumptively
25 declared dead. Promptly after receipt of each list, but, in any event, at least once
26 each month, the [THE] director shall cancel the registration of all deceased voters.

27 * **Sec. 10.** AS 15.07.130(d) is amended to read:

28 (d) The notice described in (b) of this section must include a postage prepaid
29 and pre-addressed return card on which the voter may state the voter's current address.
30 The notice must indicate

31 (1) that the voter should return the card not later than 30 days before

1 the next primary election if the voter did not change residence;

2 (2) that the voter may vote only a questioned or absentee ballot if the
3 voter does not return the card at least 30 days before the next primary election;

4 (3) that the voter's registration will be cancelled if the voter does not
5 vote **or appear to vote** in an election held during the period beginning on the date of
6 the notice and ending on the day after the **last day** [DATE] of the **fourth calendar**
7 **year** [SECOND GENERAL ELECTION] that occurs after the date of notice; and

8 (4) how the voter can continue to be eligible to vote if the voter has
9 changed residence.

10 * **Sec. 11.** AS 15.07.130 is amended by adding a new subsection to read:

11 (e) For purposes of (b) and (d) of this section, a voter "appears to vote" if

12 (1) the voter is present at a polling place or at an absentee voting
13 station at a time when the polling place or absentee voting station is operating, for the
14 purpose of casting a vote;

15 (2) the voter applies to the division to obtain an absentee ballot; or

16 (3) in an election conducted by mail under AS 15.20.800, a voter who
17 has not received a ballot by mail makes a timely request to the division for a ballot.

18 * **Sec. 12.** AS 15.07.135 is amended to read:

19 Sec. 15.07.135. CANCELLATION OF REGISTRATION OF CONVICTED
20 PERSONS. **(a)** The director shall make reasonable efforts to obtain the names of
21 persons convicted of a felony involving moral turpitude. **Promptly after receipt of**
22 **evidence satisfactory to the director that a person has been convicted of a felony**
23 **involving moral turpitude, the** [THE] director shall cancel the registration of **the** [A]
24 person [CONVICTED OF A FELONY INVOLVING MORAL TURPITUDE].

25 **(b)** Upon presenting proof that **a** [THE] person **whose registration was**
26 **canceled under (a) of this section has been** [IS] unconditionally discharged from
27 custody, the person may register. The director shall make reasonable efforts to verify
28 the unconditional discharge of persons applying for registration under this **subsection**
29 [SECTION].

30 * **Sec. 13.** AS 15.07.190 is amended to read:

31 Sec. 15.07.190. VIOLATIONS. A person who violates **AS 15.07.180**

1 [AS 15.07.170 OR 15.07.180] is guilty of a misdemeanor and upon conviction is
2 punishable by imprisonment for not more than one year, or by a fine of not more than
3 \$1,000, or by both.

4 * **Sec. 14.** AS 15.10.110 is amended to read:

5 Sec. 15.10.110. APPOINTMENT OF ELECTION SUPERVISORS. The
6 director shall appoint election supervisors, including one in each of the municipalities
7 of Juneau, Anchorage, Fairbanks, and Nome, to assist in the administration of elections
8 in the election districts designated by the director. The director may appoint as an
9 election supervisor a person who is a qualified voter in the area over which the person
10 has jurisdiction and who meets the applicable requirements of AS 15.10.105(b)
11 [DOES NOT HOLD AN OFFICE IN A POLITICAL PARTY]. An election supervisor
12 is entitled to receive compensation in an amount that is comparable to that received
13 for similar state employment as determined by the director.

14 * **Sec. 15.** AS 15.15.030(5) is amended to read:

15 (5) The state general election ballot shall be printed on white paper
16 with the names of the candidates and their party designations placed in separate
17 sections under the office designation to which they were nominated. The party
18 affiliation, if any, shall be designated after the name of the candidate. The lieutenant
19 governor and the governor shall be included under the same section. Provision shall
20 be made for voting for write-in and no-party candidates within each section. [THE
21 SQUARES APPEARING ON THE BALLOTS SHALL MEASURE 1/4 INCH ON
22 EACH SIDE.]

23 * **Sec. 16.** AS 15.15.140(a) is amended to read:

24 (a) If the election board receives an insufficient number of official [PAPER
25 BALLOTS, OFFICIAL PUNCH-CARD] ballots [,] or official election materials, it
26 shall provide and the voters may use unmarked substitute ballots or other election
27 materials to indicate the intent of the voter.

28 * **Sec. 17.** AS 15.15.198(b) is amended to read:

29 (b) A person whose registration is inactive under AS 15.07.130(b) and who
30 votes a questioned or absentee ballot shall have the ballot counted if

31 (1) the person was registered to vote for either of the two most recent

1 general elections;

2 (2) the person signs [UNDER OATH] a statement to that effect; and

3 (3) the earlier registration is verified by the director.

4 * **Sec. 18.** AS 15.15.210 is amended to read:

5 Sec. 15.15.210. QUESTIONING OF VOTERS OF SUSPECT
6 QUALIFICATION. Every election judge and election clerk shall question, and every
7 watcher and any other person qualified to vote in the precinct may question a person
8 attempting to vote if the questioner has good reason to suspect that the questioned
9 person is not qualified to vote. All questions regarding a person's qualifications to
10 vote shall be made in writing setting out the reason the person has been questioned.
11 A questioned person before voting shall subscribe to **a declaration** [AN OATH OR
12 AFFIRMATION] in a form provided by the director attesting to the fact that in each
13 particular the person meets all the qualifications of a voter, is not disqualified, and has
14 not voted at the same election, **and certifying that the person understands that a**
15 **false statement on the declaration may subject the person to prosecution for a**
16 **misdemeanor under this title or AS 11.** The questioned person shall also state the
17 place from which that person came immediately before living in the precinct where
18 offering to vote and the length of time of residence in the former place. After the
19 questioned person has executed the **declaration** [OATH OR AFFIRMATION], the
20 person may vote. If the questioned person refuses to execute the **declaration** [OATH
21 OR AFFIRMATION], the person may not vote.

22 * **Sec. 19.** AS 15.15.215(a) is amended to read:

23 (a) A voter who casts a questioned ballot shall vote the ballot in the same
24 manner as prescribed for other voters. **The** [AFTER THE ELECTION JUDGE
25 REMOVES THE NUMBERED STUB FROM THE BALLOT, THE] voter shall insert
26 the ballot into a **secrecy sleeve, the election judge shall remove the numbered stub**
27 **from the ballot, and the voter shall** [SMALL ENVELOPE AND] put the **secrecy**
28 **sleeve** [SMALL ENVELOPE] into **an** [A LARGER] envelope on which the statement
29 the voter previously signed is located. **The envelope** [THESE LARGER
30 ENVELOPES] shall be sealed and deposited in the ballot box. When the ballot box
31 is opened, **the** [THESE] envelopes shall be segregated, counted, compared to the

1 voting list, and delivered to the official or body supervising the election. The merits
2 of the question shall be determined by this official or body in accordance with the
3 procedure prescribed for questioned votes in AS 15.20.207.

4 * **Sec. 20.** AS 15.15.440 is amended to read:

5 Sec. 15.15.440. DATES FOR OPENING AND CLOSING STATE BALLOT
6 COUNTING REVIEW. The state ballot counting review shall begin as soon as
7 practicable after the election is completed and no later than 16 days after an [NO
8 LATER THAN 11 DAYS AFTER THE] election and shall be continued [DAILY]
9 until completed. The director may designate the hours each day during which the state
10 ballot counting review board is to conduct its ballot counting review. The director
11 shall close the review when the director is satisfied that no missing precinct certificate
12 of election would, if received, change the result of the election. If no election
13 certificate has been received from a precinct, the director may secure from the election
14 supervisors and may count a certified copy of the duplicate election certificate of the
15 precinct. If no election materials have been received, but election results have been
16 received by telephone, telegram or radio, the director shall count the election results
17 so received. If the director has reason to believe that a missing precinct certificate, if
18 received, would affect the result of the election, the director shall await the receipt of
19 the certificate until the close of business on the 15th day after the date of election. A
20 certificate not actually delivered to the director by the close of business on the 15th
21 day after the election may not be counted at the state ballot counting review.

22 * **Sec. 21.** AS 15.20.010 is repealed and reenacted to read:

23 Sec. 15.20.010. PERSONS WHO MAY VOTE ABSENTEE. At any election
24 a qualified voter may vote an absentee ballot for any reason.

25 * **Sec. 22.** AS 15.20.030 is amended to read:

26 Sec. 15.20.030. PREPARATION OF BALLOTS, ENVELOPES, AND OTHER
27 MATERIAL. The director shall provide ballots for use as absentee ballots in all
28 districts. The director shall provide a secrecy sleeve [SMALL ENVELOPE] in which
29 the voter shall initially place the marked ballot, and shall provide an [A LARGER]
30 envelope [,] with the prescribed voter's certificate on it [THE BACK], in which the
31 secrecy sleeve [SMALL ENVELOPE] with ballot enclosed shall be placed. The

1 director shall prescribe the form of and prepare the voter's certificate, envelopes, and
2 other material used in absentee voting. The voter's certificate shall include a
3 declaration [AN OATH], for use when required, that the voter is a qualified voter in
4 all respects, a blank for the voter's signature, a certification that the affiant properly
5 executed the marking of the ballot and gave the voter's identity, blanks for the
6 attesting official or witnesses, and a place for recording the date the envelope was
7 sealed and witnessed.

8 * **Sec. 23.** AS 15.20.061(c) is amended to read:

9 (c) On receipt of an absentee ballot in person, the voter shall proceed to mark
10 the ballot in secret, to place the ballot in the secrecy sleeve [SMALL ENVELOPE],
11 to place the secrecy sleeve [SMALL ENVELOPE] in the [LARGER] envelope
12 provided, and to sign the voter's certificate on the [BACK OF THE LARGER]
13 envelope in the presence of the election official who shall sign as attesting official and
14 date that signature. The election official shall then accept the ballot.

15 * **Sec. 24.** AS 15.20.071(e) is amended to read:

16 (e) A candidate for office at that election may not act as a personal
17 representative. A voter's employer, an agent of a voter's employer, or an officer
18 or agent of a voter's union may not act as a personal representative for that
19 voter.

20 * **Sec. 25.** AS 15.20.081(d) is amended to read:

21 (d) Upon receipt of an absentee ballot by mail, the voter, in the presence of
22 a notary public, commissioned officer of the armed forces including the National
23 Guard, district judge or magistrate, United States postal official, registration official,
24 or other person qualified to administer oaths, may proceed to mark the ballot in secret,
25 to place the ballot in the secrecy sleeve [SMALL ENVELOPE], to place the secrecy
26 sleeve [SMALL ENVELOPE] in the [LARGER] envelope provided, and to sign the
27 voter's certificate on the [BACK OF THE LARGER] envelope in the presence of an
28 official listed in this subsection who shall sign as attesting official and shall date the
29 signature. If none of the officials listed in this subsection is reasonably accessible, an
30 absentee voter shall sign the voter's certificate in the presence of two persons over the
31 age of 18 years, who shall sign as witnesses and attest to the date on which the voter

signed the certificate in their presence, and, in addition, the voter shall provide the certification prescribed in AS 09.63.020.

* **Sec. 26.** AS 15.20.190(a) is amended to read:

(a) Thirty days before [PRIOR TO] the date of an election, the election supervisors shall appoint, in the same manner provided for the appointment of election judges prescribed in AS 15.10.150, district absentee ballot counting boards and district questioned ballot counting boards, each composed of at least four members. At least one member of each board must be a member of the same political party of which the governor is a member, and at least one member of each board must be a member of the political party whose candidate for governor received the second largest number of votes in the preceding gubernatorial election [, TWO FROM EACH POLITICAL PARTY]. The district boards shall assist the election supervisors in counting the absentee and questioned ballots and shall receive the same compensation paid election judges under AS 15.15.380.

* **Sec. 27.** AS 15.20.201(b) is amended to read:

(b) Counting of absentee ballots that [WHICH] have been reviewed shall begin at 8:00 p.m., local time, on the day of the election at places designated by each election supervisor and shall continue until all absentee ballots reviewed and eligible for counting have been counted. The counting teams shall report the count of absentee ballots to the district absentee ballot counting board. An election supervisor or an election official may not count [REMOVE] absentee ballots [FROM THE SMALL, INNER ENVELOPES] before 8:00 p.m., local time, on the day of the election. Counting of the absentee ballots shall continue at times designated by the election supervisor until all absentee ballots are counted.

* **Sec. 28.** AS 15.20.203(c) is amended to read:

(c) Any person present at the district absentee ballot counting review may challenge the name of an absentee voter when read from the voter's certificate on the [BACK OF THE LARGE] envelope if the person has good reason to suspect that the challenged voter is not qualified to vote, is disqualified, or has voted at the same election. The person making the challenge shall specify the basis of the challenge in writing. The district absentee ballot counting board by majority vote may refuse to

1 accept and count the absentee ballot of a person properly challenged on grounds listed
2 in (b) of this section.

3 * **Sec. 29.** AS 15.20.203(d) is amended to read:

4 (d) [IF AN ABSENTEE BALLOT IS REJECTED, THE ELECTION
5 SUPERVISOR SHALL SEND A COPY OF THE STATEMENT OF THE
6 CHALLENGE TO THE ABSENTEE VOTER.] The election supervisor shall place
7 all rejected absentee ballots in a separate envelope with the statements of challenge.
8 The envelope shall be labeled "rejected absentee ballots" and shall be forwarded to the
9 director with the election certificates and other returns.

10 * **Sec. 30.** AS 15.20.203(e) is amended to read:

11 (e) If an absentee ballot is not rejected, the [LARGE] envelope shall be opened
12 and the secrecy sleeve [SMALL ENVELOPE] containing the absentee ballot shall be
13 placed in a container and mixed with other secrecy sleeves [SMALL ENVELOPES].

14 * **Sec. 31.** AS 15.20.203(f) is amended to read:

15 (f) The secrecy sleeves [SMALL ENVELOPES] shall be drawn from the
16 container, the absentee ballots shall be removed from the secrecy sleeves
17 [OPENED], and the absentee ballots counted at the times specified in AS 15.20.201
18 and according to the rules for determining properly marked ballots in AS 15.15.360.

19 * **Sec. 32.** AS 15.20.203 is amended by adding new subsections to read:

20 (h) The director shall prepare and mail to each absentee voter whose absentee
21 ballot was rejected under this section a summary of the reason that the challenge to
22 the absentee ballot was upheld and the absentee ballot was rejected.

23 (i) The director shall mail the materials described in (h) of this section to the
24 voter not later than

25 (1) 10 days after completion of the review of ballots by the state review
26 board for a primary election;

27 (2) 60 days after certification of the results of a general or special
28 election.

29 * **Sec. 33.** AS 15.20.207(c) is amended to read:

30 (c) Any person present at the district questioned ballot review may challenge
31 the name of a questioned voter when read from the voter's certificate on the [BACK

1 OF THE LARGE] envelope if the person has good reason to suspect that the
2 questioned voter is not qualified to vote, is disqualified, or has voted at the same
3 election. The person making the challenge shall specify the basis of the challenge in
4 writing. The district questioned ballot counting board by majority vote may refuse to
5 accept and count the questioned ballot of a person properly challenged under grounds
6 listed in (b) of this section.

7 * **Sec. 34.** AS 15.20.207(d) is amended to read:

8 (d) [IF A QUESTIONED BALLOT IS REJECTED, THE ELECTION
9 SUPERVISOR SHALL SEND A COPY OF THE STATEMENT OF THE
10 CHALLENGE TO THE QUESTIONED VOTER.] The election supervisor shall place
11 all rejected questioned ballots in a separate envelope with statements of challenge.
12 The envelope shall be labeled "rejected questioned ballots" and shall be forwarded to
13 the director with the election certificates and other returns.

14 * **Sec. 35.** AS 15.20.207(e) is amended to read:

15 (e) If a questioned ballot is not rejected, the [LARGE] envelope shall be
16 opened and the secrecy sleeve [SMALL ENVELOPE] containing the questioned ballot
17 shall be placed in a container and mixed with other secrecy sleeves [SMALL
18 ENVELOPES] containing questioned ballots.

19 * **Sec. 36.** AS 15.20.207(f) is amended to read:

20 (f) The secrecy sleeves [SMALL ENVELOPES] shall be drawn from the
21 container, the questioned ballots shall be removed from the secrecy sleeves
22 [OPENED], and the questioned ballots counted at the times specified in AS 15.20.205
23 and according to the rules for determining properly marked ballots in AS 15.15.360.

24 * **Sec. 37.** AS 15.20.207(g) is amended to read:

25 (g) Upon completion of the questioned ballot review, the election supervisor
26 shall prepare an election certificate for execution by the district questioned ballot
27 counting board, and shall forward the original certificate and returns to the director as
28 soon as the count is completed but no later than the 11th [NINTH] day following the
29 election.

30 * **Sec. 38.** AS 15.20.207 is amended by adding new subsections to read:

31 (h) The director shall prepare and mail to each questioned voter whose

questioned ballot was rejected under this section a summary of the reason that the challenge to the questioned ballot was upheld and the questioned ballot was rejected.

(i) The director shall mail the materials described in (h) of this section to the voter not later than

(1) 10 days after completion of the review of ballots by the state review board for a primary election;

(2) 60 days after certification of the results of a general or special election.

(j) In addition to mailing the materials under (i)(1) of this section, for a questioned voter whose questioned primary election ballot was rejected, not later than the deadline set out in (i)(1) of this section, the director shall

(1) determine whether, from the information obtained under AS 15.07.070(h), the voter's name may be entered on the voter registration list;

(2) if the voter is eligible, register the voter in accordance with the information submitted by the voter under AS 15.07.070(h); and

(3) confirm or deny the registration by written notice mailed to the voter.

*** Sec. 39.** AS 15.20.211 is amended by adding new subsections to read:

(c) The director shall prepare and mail to each voter whose ballot was subject to partial counting under this section a summary of the reason that the challenge to the ballot was upheld and the ballot was subject to only a partial counting.

(d) The director shall mail the materials described in (c) of this section to the voter not later than

(1) 10 days after completion of the review of ballots by the state review board for a primary election;

(2) 60 days after certification of the results of a general or special election.

(e) In addition to mailing the materials under (d)(1) of this section, for a questioned voter whose questioned primary election ballot was partially counted, not later than the deadline set out in (d)(1) of this section, the director shall

(1) determine whether, from the information obtained under

1 AS 15.07.070(h), the voter's name may be entered on the voter registration list;

2 (2) if the voter is eligible, register the voter in accordance with the
3 information submitted by the voter under AS 15.07.070(h); and

4 (3) confirm or deny the registration by written notice mailed to the
5 voter.

6 * **Sec. 40.** AS 15.20.590(a) is amended to read:

7 (a) For every area of the state designated by the director for punch-card voting,
8 the director shall appoint a data processing review board that [WHICH] is responsible
9 to the director for the evaluation of all computer phases of the election. The board
10 shall consist of at least three members. A state employee may not serve as a
11 member of the board. At least one member shall be a member of the political party
12 whose candidate for governor received the largest number of statewide votes at the
13 preceding general election, one shall be a member of the party whose candidate
14 received the second largest number of votes, and one shall be registered to vote either
15 as an "independent" or "nonpartisan" or shall have declined to state a party affiliation
16 when registering to vote. At least one of the members must be familiar with the
17 election process, and at least two must have some expertise in computer programming
18 and processing. The election supervisor shall name one of the members who has
19 sufficient familiarity with computer programming and operations as presiding officer
20 of the board.

21 * **Sec. 41.** AS 15.20.620(c) is amended to read:

22 (c) As a security precaution, after the computer has been tested as prescribed
23 in (b)(2) and (4) of this section,

24 (1) the vote-counting task shall remain isolated from nonrelated
25 processing tasks;

26 (2) [PROCESSING NOT CONCERNED WITH VOTE COUNTING
27 SHALL BE LIMITED TO TASKS WHICH ARE CRITICAL TO THE COMPUTER
28 CENTER AND SHALL BE AGREED UPON IN ADVANCE BY THE MANAGER
29 OF THE COMPUTER CENTER AND THE DIRECTOR;

30 (3)] reasonable computer security controls shall be in effect to assure
31 the integrity of the vote-counting process; and

1 (3) [(4)] access to the computer counting area shall be controlled by the
2 data processing review board until the vote-counting process is terminated.

3 * **Sec. 42.** AS 15.20.620(f) is amended to read:

4 (f) At any time during the count, party representatives or members of the data
5 processing review board may request a listing of the parameter coding that
6 [PROGRAM SOURCE CODE WHICH] comprises the instructions to be executed by
7 the computer.

8 * **Sec. 43.** AS 15.20.640(a) is amended to read:

9 (a) Immediately after the polls have closed, the ballot box shall be opened by
10 election board members in full view of all persons present, and all ballots shall be
11 removed [FROM THE BALLOT ENVELOPES].

12 * **Sec. 44.** AS 15.20.700(c) is amended to read:

13 (c) The backup documentation for each counting session [BALLOT IMAGE
14 MAGNETIC TAPE WHICH CONTAINS AN EXACT IMAGE OF EACH COUNTED
15 BALLOT] shall be retained in a secure manner by the election supervisor until the
16 director determines that it is no longer needed.

17 * **Sec. 45.** AS 15.20.740 is amended to read:

18 Sec. 15.20.740. QUESTIONED PUNCH-CARD BALLOTS. The procedure
19 for reviewing and counting questioned punch-card ballots is the same procedure
20 established in AS 15.20.205 and 15.20.207 for hand-marked ballots except that
21 questioned punch-card ballots may be processed by the computer from the third
22 through the 10th [EIGHTH] day following the election. The data processing review
23 board shall supervise the count and shall follow the procedure established in
24 AS 15.20.680 and 15.20.685.

25 * **Sec. 46.** AS 15.20.800(d) is amended to read:

26 (d) The voter may cast the ballot under AS 15.20.081(d) - (f)
27 [AS 15.20.081(d) - (e)].

28 * **Sec. 47.** AS 15.58.060(a) is amended to read:

29 (a) Each general election candidate shall pay to the lieutenant governor at the
30 time of filing material under this chapter the following:

31 (1) President or Vice-President of the United States, United States

1 senator, United States representative, governor, lieutenant governor, supreme court
2 justice and court of appeals judge, \$300 [\$150] each;

3 (2) superior court judge and district court judge, \$150 [\$75] each;

4 (3) state senator and state representative, \$100 [\$50] each.

5 * **Sec. 48.** AS 15.58.060(b) is amended to read:

6 (b) The state **chair** [CHAIRMAN] or executive committee of a political party
7 shall pay to the lieutenant governor at the time of filing material under this chapter
8 \$600 [\$300] for each page purchased.

9 * **Sec. 49.** AS 15.05.040 and AS 15.07.170 are repealed.

10 * **Sec. 50.** This Act takes effect immediately under AS 01.10.070(c).