

**AMENDMENT**

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 39(JUD), Draft Version "D"

1 Page 1, line 1, following "of":

2 Insert "**unlawful interference with voting, voter misconduct,**"

3

4 Page 23, following line 10:

5 Insert new bill sections to read:

6 **\*\* Sec. 47.** AS 15.56.035(a) is amended to read:

7 (a) A person commits the crime of unlawful interference with voting in the  
8 second degree if the person

9 (1) has an official ballot in possession outside of the voting room  
10 unless the person is an election official or other person authorized by law or local  
11 ordinance, or by the director or chief municipal elections official in a local election;

12 (2) makes, or knowingly has in possession, a counterfeit of an official  
13 election ballot;

14 (3) knowingly solicits or encourages, directly or indirectly, a registered  
15 voter who is no longer qualified to vote under AS 15.05.010, to vote in an election;

16 (4) as a registration official

17 (A) knowingly refuses to register a person who is entitled to  
18 register under AS 15.07.030; or

19 (B) accepts a fee from an applicant applying for registration;

20 (5) violates AS 15.20.081(a) by knowingly supplying or encouraging  
21 or assisting another person to supply to a voter an absentee ballot application form  
22 with a political party or group affiliation indicated if the voter is not already registered  
23 as affiliated with that political party or group;

1 (6) knowingly designs, marks, or encourages or assists another person  
 2 to design or mark an absentee ballot application in a manner that suggests choice of  
 3 one ballot over another as prohibited by AS 15.20.081(a); [OR]

4 (7) knowingly submits or encourages or assists another person to  
 5 submit an absentee ballot application to an intermediary who could control or delay  
 6 the submission of the application to the division of elections or who could gather data  
 7 from the application form as prohibited by AS 15.20.081(a); **or**

8 **(8) knowingly pays, offers to pay, or causes to be paid money or**  
 9 **other valuable thing to a person who is not an election official to collect a voter's**  
 10 **ballot.**

11 \* **Sec. 48.** AS 15.56.035 is amended by adding a new subsection to read:

12 (d) In this section,

13 (1) "collect" means to gain possession or control of a ballot;

14 (2) "other valuable thing"

15 (A) includes

16 (i) an entry in a game of chance in which a prize of  
 17 money or other present or future pecuniary gain or advantage may be  
 18 awarded to a participant wherein the total of the prizes offered is  
 19 greater than \$2 for a participant with a maximum of \$100; and

20 (ii) government employment or benefits;

21 (B) does not include

22 (i) materials having a nominal value bearing the name,  
 23 likeness, or other identification of a candidate, political party, political  
 24 group, party district committee, or organization, or stating a position on  
 25 a ballot proposition or question;

26 (ii) food and refreshments provided incidental to an  
 27 activity that is nonpartisan in nature and directed at encouraging  
 28 persons to vote, or incidental to a gathering in support of or in  
 29 opposition to a candidate, political party, political group, party district  
 30 committee, organization, or ballot question or proposition;

31 (iii) care of a person's dependents provided in

1 connection with the absence of the person from home for the purpose  
2 of collecting a ballot; and  
3 (iv) services provided by a person acting as a  
4 representative under AS 15.20.072."  
5

6 Renumber the following bill sections accordingly.  
7

8 Page 26, line 15, following "Act,":

9 Insert "AS 15.56.035(a), as amended by sec. 47 of this Act,"  
10

11 Page 26, line 16:

12 Delete "sec. 47"

13 Insert "sec. 49"

14 Delete "sec. 48"

15 Insert "sec. 50"  
16

17 Page 26, line 17:

18 Delete "sec. 49"

19 Insert "sec. 51"  
20

21 Page 26, line 18:

22 Delete "sec. 50"

23 Insert "sec. 52"  
24

25 Page 26, lines 18 - 19:

26 Delete "secs. 46 - 50"

27 Insert "secs. 46, 47, and 49 - 52"  
28

29 Page 26, line 27:

30 Delete "Section 58"

31 Insert "Section 60"

1

2 Page 26, line 28:

3 Delete "secs. 59 and 60"

4 Insert "secs. 61 and 62"