

**HOUSE BILL NO. 132**

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVES MACKIE, Phillips, Green**

**Introduced: 1/27/95**

**Referred:**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act repealing the ability of persons seeking an elective state executive office  
2 or a state or national legislative office to petition for inclusion of their names on  
3 the state general election ballot; requiring candidates of all political groups for  
4 a state or national legislative office to compete at the state primary election for  
5 the placement on the general election ballot of the name of the one candidate  
6 from each political group that receives the greatest number of votes cast; and  
7 requiring candidates of all political groups for state executive office to compete  
8 at the state primary election for the placement on the general election ballot of  
9 the name of the one candidate for governor from each political group that  
10 receives the greatest number of votes cast and the name of the one candidate for  
11 lieutenant governor from the same political group that receives the greatest  
12 number of votes cast."

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

2 \* **Section 1.** AS 15.25.150 is amended to read:

3           Sec. 15.25.150. DATE OF FILING PETITION. The petition is filed with the  
4 director by actual physical delivery in person at or before 5:00 p.m., prevailing time,  
5 **June 1** [AUGUST 1] in the year in which a general election is held for the office, or  
6 by actual physical delivery to the director by registered or certified mail return receipt  
7 requested which is postmarked at or before 5:00 p.m., prevailing time, **June 1**  
8 [AUGUST 1] in the year in which a general election is held for the office, and  
9 received not more than 15 days after that time. If the postmark is illegible, a dated  
10 receipt from the post office where dispatched shall be acceptable as evidence of  
11 mailing. If **June 1** [AUGUST 1] is a Sunday or holiday, the deadlines for  
12 postmarking and receipt of the petition shall be extended 24 hours in each instance.

13 \* **Sec. 2.** AS 15.25.160 is amended to read:

14           Sec. 15.25.160. REQUIRED NUMBER OF SIGNATURES FOR STATEWIDE  
15 OFFICE. Petitions for the nomination of candidates for the office of governor,  
16 lieutenant governor, United States senator, and United States representative shall be  
17 signed by qualified voters of the state equal in number to at least one percent of the  
18 number of voters who cast ballots in the preceding general election. [CANDIDATES  
19 FOR THE OFFICE OF GOVERNOR AND LIEUTENANT GOVERNOR SHALL  
20 FILE JOINTLY.]

21 \* **Sec. 3.** AS 15.25.180(a) is amended to read:

- 22           (a) The petition **must** [SHALL] state in substance
- 23                       (1) the full name of the candidate;
  - 24                       (2) the full residence address of the candidate, and the date on which  
25 residency at that address began;
  - 26                       (3) the full mailing address of the candidate;
  - 27                       (4) the name of the political group, **if any**, supporting the candidate;
  - 28                       (5) if the candidacy is for the office of state senator or state  
29 representative, the election or senate district of which the candidate is a resident;
  - 30                       (6) the office for which the candidate is nominated;
  - 31                       (7) the date of the election at which the candidate seeks election;

1 (8) the length of residency in the state and in the district of the  
2 candidate;

3 (9) that the subscribers are qualified voters of the state or election or  
4 senate district in which the candidate resides;

5 (10) that the subscribers request that the candidate's name be placed  
6 on the primary election ballot;

7 (11) that the proposed candidate accepts the nomination and will serve  
8 if elected, with the statement signed by the proposed candidate;

9 (12) [IF THE CANDIDACY IS FOR THE OFFICE OF THE  
10 GOVERNOR, THE NAME OF THE CANDIDATE FOR LIEUTENANT GOVERNOR  
11 RUNNING JOINTLY WITH THE CANDIDATE FOR GOVERNOR;

12 (13)] the name of the candidate as the candidate wishes it to appear on  
13 the ballot; and

14 (13) [(14)] that the candidate is not a candidate for any other office to  
15 be voted on at the primary or general election and that the candidate is not a candidate  
16 for this office under any other nominating petition or declaration of candidacy.

17 \* **Sec. 4.** AS 15.25.180(b) is amended to read:

18 (b) A person filing a nominating petition under this section, other than a  
19 person subject to AS 24.60 who is filing a petition for a state legislative office, shall  
20 simultaneously [ALSO] file with the director a statement of income sources and  
21 business interests that complies with the requirements of AS 39.50 [WITHIN 30  
22 DAYS OF FILING THE PETITION]. A person who is subject to AS 24.60 and is  
23 filing a nominating petition for state legislative office shall simultaneously file with  
24 the director a disclosure statement that complies with the requirements of  
25 AS 24.60.200 [WITHIN 30 DAYS OF FILING THE PETITION].

26 \* **Sec. 5.** AS 15.25 is amended by adding a new section to read:

27 Sec. 15.25.185. ELIGIBILITY OF CANDIDATE. The provisions of  
28 AS 15.25.042 and 15.25.043 apply to determinations of a candidate's eligibility when  
29 a candidate seeks nomination by petition under AS 15.25.140 - 15.25.205.

30 \* **Sec. 6.** AS 15.25.190 is amended to read:

31 Sec. 15.25.190. PLACEMENT OF NAMES ON PRIMARY [GENERAL]

1 ELECTION BALLOT. The director shall place the names and the political group  
2 affiliation of persons who have been properly nominated by petition on the **primary**  
3 [GENERAL] election ballot.

4 \* **Sec. 7.** AS 15.25.200 is amended to read:

5 Sec. 15.25.200. WITHDRAWAL OF CANDIDATE'S NAME. If a candidate  
6 nominated by petition dies or withdraws after the petition has been filed and at least  
7 48 days before the date of the **primary** [GENERAL] election, the director may not  
8 place the name of the candidate on the **primary** [GENERAL] election ballot.

9 \* **Sec. 8.** AS 15.25 is amended by adding a new section to read:

10 Sec. 15.25.205. PLACEMENT OF NOMINEE ON GENERAL ELECTION  
11 BALLOT. (a) Except as provided in (b) of this section, of the names of persons that  
12 appear on the primary election ballot under AS 15.25.190, the director shall place on  
13 the general election ballot the name of the candidate of each political group that  
14 receives the greatest number of votes for an office.

15 (b) For the offices of governor and lieutenant governor, the director shall place  
16 on the general election ballot the name of the candidate of each political group  
17 receiving the greatest number of votes for the office of the governor together with the  
18 name of the candidate for lieutenant governor who received the greatest number of  
19 votes and who is from the same political group as that candidate.

20 (c) For purposes of placement of the names of nominees on the general  
21 election ballot under this section, all candidates who file nominating petitions without  
22 designating a political group name under AS 15.25.180(a) shall be treated as  
23 candidates of the same political group.