

CS FOR HOUSE BILL NO. 241(STA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Offered: 4/28/95
Referred: Finance

Sponsor(s): REPRESENTATIVES BUNDE, Rokeberg, Toohey

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the use of a state candidate's campaign account and to assets
2 owned by a state campaign; and providing for an effective date."

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

4 * **Section 1.** AS 15.13 is amended by adding a new section to read:

5 Sec. 15.13.105. USE OF BALANCE OF A STATE CANDIDATE'S
6 CAMPAIGN ACCOUNT AND DISPOSITION OF ASSETS. (a) A candidate for
7 state office may not take money from the surplus balance of the candidate's campaign
8 account as personal income.

9 (b) The disbursement of a surplus balance of the campaign account of a
10 candidate for state office shall be reported to the commission on the next required
11 report.

12 (c) A candidate for state office disbursing the surplus balance in the candidate's
13 campaign account may only

14 (1) give the money to a charitable organization or to an agency of the

1 state or a political subdivision of the state;

2 (2) use the money to repay contributors to the candidate's campaign;
3 a repayment under this paragraph may not exceed the amount of the initial contribution
4 from the contributor;

5 (3) use the money to repay the candidate, if the candidate made
6 contributions to the campaign, but only in an amount that does not exceed the
7 contributions the candidate made; a candidate may repay a contribution the candidate
8 made during a prior campaign for the same or a different state or municipal office if
9 the contribution has not yet been repaid;

10 (4) leave the money in a campaign account until the next time the
11 candidate campaigns for elective office; however, any interest realized from a surplus
12 in a campaign account shall remain in the account and be reported on the first report
13 required of the candidate when the candidate is again a candidate for elective office;

14 (5) contribute the money to another candidate or a group controlled by
15 a candidate, subject to the limitation of AS 15.13.070, to a political party, or to a
16 group supporting or opposing a ballot proposition or question;

17 (6) spend the money on costs associated with contesting the outcome
18 of an election or a ballot recount;

19 (7) spend the money on costs associated with a legal action to qualify
20 for placement on the ballot;

21 (8) transfer the money to the candidate's office allowance under (e) of
22 this section; or

23 (9) contribute the money to the state general fund.

24 (d) If a campaign acquires furniture, office equipment, or other tangible assets,
25 either by purchase or contribution to the campaign, and if the cumulative value of the
26 assets, valued at the time of acquisition, that were acquired during the calendar year
27 exceeded \$5,000, the campaign shall report the information required by this subsection.
28 The campaign shall report the disposal of any item worth at least \$1,000 at the time
29 of acquisition as part of the campaign's next required report. As part of the year-end
30 report, the campaign shall report the current location of any item worth at least \$1,000
31 at the time of acquisition that is still owned by the campaign.

1 (e) A candidate for state office who is elected to office may transfer the
2 surplus balance of the candidate's campaign account to the candidate's office
3 allowance. The portion of the office allowance that is attributable to money from the
4 campaign account may only be spent on expenses relating to the candidate's office or
5 for a purpose permitted under (c) of this section. The candidate shall report
6 information concerning expenditures that are attributable to money from the campaign
7 account to the commission. The report must include the information that would have
8 been required had the money remained in the campaign account. Money that is
9 attributable to the campaign account that is remaining in an office allowance when a
10 candidate leaves state office may only be spent on a purpose permitted under (c) of
11 this section.

12 (f) In this section,

13 (1) "candidate for state office" means a candidate for governor,
14 lieutenant governor, or the state legislature;

15 (2) "charitable organization" means an entity that is exempt from
16 federal taxation under 26 U.S.C. 501(c)(3) (Internal Revenue Code) or an established,
17 recognized charitable organization as set out in regulations adopted by the commission;

18 (3) "personal income" means income that the candidate is required to
19 report as income on the candidate's personal income tax return to the federal
20 government.

21 * **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).