

**HOUSE CS FOR SENATE BILL NO. 307(STA)**  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Offered: 3/23/98

Referred: Rules

Sponsor(s): SENATORS HALFORD, Leman, Green, Miller, Torgerson, Pearce, Ward, Phillips, Taylor, Kelly

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to conditions for filling vacancies in the office of United States  
2 senator; and providing for an effective date."

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

4 \* Section 1. AS 15.40.010 is amended to read:

5           **Sec. 15.40.010. Condition [CONDITIONS] and time of calling special**  
6           **election [FILLING VACANCY BY APPOINTMENT].** When a vacancy occurs in  
7           the office of United States senator, the governor [, WITHIN 30 DAYS,] shall, **by**  
8           **proclamation and subject to AS 15.40.050, call a special election to be held on a**  
9           **date not less than 60 nor more than 90 days after the date the vacancy occurs**  
10           [APPOINT A QUALIFIED PERSON TO FILL THE VACANCY]. However, if the  
11           [REMAINDER OF THE TERM OF THE PREDECESSOR IN OFFICE WILL  
12           EXPIRE OR IF THE] vacancy **occurs on a date that is less than 180 but more than**  
13           **60 days before the date of the primary election for the office** [WILL BE FILLED  
14           BY A SPECIAL ELECTION BEFORE THE SENATE WILL NEXT MEET,

1 CONVENE, OR RECONVENE], the governor may not **call a special election** [FILL  
2 THE VACANCY].

3 \* **Sec. 2.** AS 15.40.050 is amended to read:

4 **Sec. 15.40.050. Date of special election.** The special election to fill the  
5 vacancy shall be held on the date of the first [GENERAL] election, **whether primary**  
6 **or general**, [WHICH IS HELD MORE THAN THREE FULL CALENDAR  
7 MONTHS] after the vacancy occurs **if the vacancy occurs on a date that is less than**  
8 **180 but more than 60 days before**

9 **(1) a primary election, other than the primary election for the**  
10 **office; or**

11 **(2) a general election.**

12 \* **Sec. 3.** AS 15.40.060 is amended to read:

13 **Sec. 15.40.060. Proclamation of special election.** The governor shall issue  
14 the proclamation calling the special election at least **50** [80] days before the election.

15 \* **Sec. 4.** AS 15.40 is amended by adding a new section to read:

16 **Sec. 15.40.075. Date of nominations.** Candidates for the special election shall  
17 be nominated by petition transmitted to the director before the 21st day after the  
18 vacancy occurs by

19 (1) the actual physical delivery of the petition in person;

20 (2) mail postmarked not later than midnight of that date; or

21 (3) telegram of a copy in substance of the statements made in the  
22 petition.

23 \* **Sec. 5.** AS 15.40.030, 15.40.040, 15.40.080, and 15.40.090 are repealed.

24 \* **Sec. 6.** This Act takes effect immediately under AS 01.10.070(c).