

SENATE BILL NO. 109

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY SENATOR HOFFMAN BY REQUEST

Introduced: 3/18/99

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to prohibited campaign contributions; and providing for an
2 effective date."

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

4 * **Section 1.** AS 15.13.074(c) is amended to read:

5 (c) A person or group may not make a contribution

6 (1) to a candidate for governor or lieutenant governor or an individual
7 who files with the commission the document necessary to permit that individual to
8 incur certain election-related expenses as authorized by AS 15.13.100 for governor or
9 lieutenant governor before the later of the following dates:

10 (A) the date the individual

11 (i) becomes a candidate; or

12 (ii) files with the commission the document necessary
13 to permit the individual to incur certain election-related expenses as
14 authorized by AS 15.13.100; or

1 (B) January 1 **following the last** [OF THE YEAR OF THE
 2 ELECTION WHEN THE OFFICE IS TO BE FILLED AT A] general election
 3 **in which a governor was elected;** or

4 (C) the date of the proclamation when the office is to be filled
 5 at a special election;

6 (2) to a candidate for the state legislature or an individual who files
 7 with the commission the document necessary to permit that individual to incur certain
 8 election-related expenses as authorized by AS 15.13.100 for the state legislature while
 9 the legislature is convened in a regular or special legislative session [,] unless the
 10 contribution is made in a place other than the capital city during the 90 days
 11 immediately preceding an election in which the candidate or individual is a candidate,
 12 or before the later of the following dates:

13 (A) the date the individual

14 (i) becomes a candidate; or

15 (ii) files with the commission the document necessary
 16 to permit the individual to incur certain election-related expenses as
 17 authorized by AS 15.13.100; or

18 (B) January 1 of the year of the election;

19 (3) to a candidate or an individual who files with the commission the
 20 document necessary to permit that individual to incur certain election-related expenses
 21 as authorized by AS 15.13.100 for an office that is to be filled at a municipal election
 22 before the later of the following dates:

23 (A) the date the individual

24 (i) becomes a candidate; or

25 (ii) files with the commission the document necessary
 26 to permit that individual to incur certain election-related expenses as
 27 authorized by AS 15.13.100;

28 (B) the date that is nine months before the date of the municipal
 29 election; [OR]

30 (4) to any candidate after the earlier of December 31 of the year of the
 31 election or the 60th day

- 1 (A) after the date of a primary election if the candidate
 2 (i) has been nominated at the primary election or is
 3 running as a write-in candidate; and
 4 (ii) is not opposed at the general election;
 5 (B) after the date of the primary election if the candidate was
 6 not nominated at the primary election; or
 7 (C) after the date of the general election, or after the date of a
 8 municipal or municipal runoff election, if the candidate was opposed at the
 9 general, municipal, or municipal runoff election; **or**
 10 (5) in the capital city to a candidate for governor or lieutenant governor
 11 or the state legislature when the legislature is convened in a regular or special
 12 legislative session.

13 * **Sec. 2.** Sec. 12, ch. 48, SLA 1996, is amended to read:

14 Sec. 12. AS 15.13.074(c) is repealed and reenacted to read:

15 (c) A person or group may not make a contribution

16 (1) to a candidate **for governor or lieutenant governor** or an
 17 individual who files with the commission the document necessary to permit that
 18 individual to incur certain election-related expenses as authorized by AS 15.13.100 **for**
 19 **governor or lieutenant governor** when the office is to be filled at a general election
 20 before **January 1 following** [THE DATE THAT IS 18 MONTHS BEFORE] the **last**
 21 general election **in which a governor was elected;**

22 **(2) to a candidate for the state legislature or municipal office or an**
 23 **individual who files with the commission the document necessary to permit that**
 24 **individual to incur certain election-related expenses for the state legislature or**
 25 **municipal office as authorized by AS 15.13.100 when the office is to be filled at**
 26 **a general election before the date that is 18 months before the general election;**

27 **(3) [(2)] to a candidate or an individual who files with the commission**
 28 **the document necessary to permit that individual to incur certain election-related**
 29 **expenses as authorized by AS 15.13.100 for an office that is to be filled at a special**
 30 **election or municipal election before the date that is 18 months before the date of the**
 31 **regular municipal election or that is before the date of the proclamation of the special**

1 election at which the candidate or individual seeks election to public office; or

2 (4) [(3)] to any candidate later than the 45th day

3 (A) after the date of a primary election if the candidate

4 (i) has been nominated at the primary election or is
5 running as a write-in candidate; and

6 (ii) is not opposed at the general election;

7 (B) after the date of the primary election if the candidate was
8 not nominated at the primary election; or

9 (C) after the date of the general election, or after the date of a
10 municipal or municipal runoff election, if the candidate was opposed at the
11 general, municipal, or municipal runoff election.

12 * **Sec. 3.** CONDITIONAL EFFECT OF SECTION 2. Section 2 of this Act takes effect
13 only if, under secs. 33(b) and 34, ch. 48, SLA 1996, sec. 12, ch. 48, SLA 1996, takes effect.

14 * **Sec. 4.** RETROSPECTIVE EFFECT OF SECTION 2. If, under secs. 33(b) and 34,
15 ch. 48, SLA 1996, sec. 12, ch. 48, SLA 1996, takes effect before the effective date of sec. 3
16 of this Act, sec. 2 of this Act is to be given retrospective effect.

17 * **Sec. 5.** If sec. 2 of this Act takes effect, it takes effect on the effective date of sec. 12,
18 ch. 48, SLA 1996.