

HOUSE BILL NO. 231

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE BERKOWITZ

Introduced: 4/4/01

Referred: State Affairs, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act eliminating the primary election, relating to the general election, and**
2 **eliminating state recognition of political parties."**

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

4 *** Section 1.** AS 04.16.070(a) is amended to read:

5 (a) A person may not sell, barter, give, consume, or dispose of alcoholic
6 beverages within licensed premises

7 (1) in the state on a day on which a statewide special [, PRIMARY,] or
8 general election is held for the purpose of voting for a candidate for public office, until
9 the polls have closed;

10 (2) in a municipality on a day on which a local option election or an
11 election is held for the purpose of voting for a candidate for public office, until the
12 polls are closed.

13 *** Sec. 2.** AS 09.20.035 is amended to read:

14 **Sec. 09.20.035. Deferral of jury service.** A person may have jury service

1 deferred if the person shows that jury service at the time for which the person is
 2 summoned will cause hardship to that person or another, that transportation problems
 3 make it temporarily impossible for the person to serve, or that the person summoned is
 4 employed as a full-time or temporary election official and the jury service is during
 5 the month in which a [PRIMARY OR] general election is held. Jury service may be
 6 deferred under this section only if the person seeking the deferment agrees to a
 7 deferred date. Jury service may not be deferred for more than 10 months from the date
 8 the initial jury service was to begin.

9 * **Sec. 3.** AS 14.07.085(a) is amended to read:

10 (a) The seven members of the board [, NO MORE THAN FOUR OF WHOM
 11 SHALL BE MEMBERS OF THE SAME POLITICAL PARTY AS THE
 12 GOVERNOR,] shall be appointed by the governor, subject to confirmation by a
 13 majority of the members of the legislature in joint session. In appointing board
 14 members, the governor shall consider recommendations made by recognized
 15 educational associations in the state.

16 * **Sec. 4.** AS 15.07.030(a) is amended to read:

17 (a) A person who has the qualifications of a voter as set out in
 18 AS 15.05.010(1) - (3) or who will have the qualifications at the succeeding
 19 [PRIMARY OR] general election is entitled to be registered as a voter in the precinct
 20 in which the person resides.

21 * **Sec. 5.** AS 15.07.127 is amended to read:

22 **Sec. 15.07.127. Preparation of master register.** The director shall prepare
 23 both a statewide list and a list by precinct of the names and addresses of all persons
 24 whose names appear on the master register [AND THEIR POLITICAL PARTY
 25 AFFILIATION]. Any person may obtain a copy of the list, or a part of the list, or an
 26 electronic format containing both residence and mailing addresses of voters, by
 27 applying to the director and paying to the state treasury a fee as determined by the
 28 director.

29 * **Sec. 6.** AS 15.07.130(b) is amended to read:

30 (b) If a registered voter has not, within the preceding four calendar years,
 31 contacted the division and has neither voted nor appeared to vote in a local, regional

1 school board, [PRIMARY,] special, or general election during the last four calendar
 2 years and a notice sent to the voter under (a) of this section was returned as
 3 undeliverable, the voter shall be advised by a notice sent by forwardable mail to the
 4 voter's last known address that registration will be inactivated unless the voter
 5 responds to the notice no later than 45 days after the date of the notice sent under this
 6 section. The director shall maintain on the master register the name of a voter whose
 7 registration is inactivated. The director shall cancel a voter's inactive registration in
 8 accordance with the procedures set out in 42 U.S.C. 1973gg-6 (sec. 8, National Voter
 9 Registration Act of 1993) after the second general election that occurs after the
 10 registration becomes inactive if the voter does not contact the division or vote or
 11 appear to vote.

12 * **Sec. 7.** AS 15.07.140 is amended to read:

13 **Sec. 15.07.140. General administrative supervision by director.** The
 14 director shall provide general administrative supervision over the registration and
 15 reregistration of voters. [THE DIRECTOR SHALL, NO LATER THAN 120 DAYS
 16 BEFORE ANY GENERAL ELECTION, ARRANGE TO HAVE THE LIST OF
 17 REGISTERED VOTERS IN A USABLE ELECTRONIC FORMAT PROVIDED
 18 FREE OF CHARGE TO EACH POLITICAL PARTY.] Upon request by the mayor
 19 or manager of a municipality, the director shall furnish registration information for all
 20 precincts all or part of which are within the boundaries of the local government unit.

21 * **Sec. 8.** AS 15.10.105(b) is amended to read:

22 (b) It is essential that the nonpartisan nature, integrity, credibility, and
 23 impartiality of the administration of elections be maintained. To that end,

24 (1) the director of elections, the election supervisors appointed under
 25 AS 15.10.110, and the full-time members of the director's staff

26 (A) may not join, support, or otherwise participate in a partisan
 27 political organization, faction, or activity, including but not limited to the
 28 making of political contributions; and

29 (B) may not hold or campaign for elective office, [BE AN
 30 OFFICER OF A POLITICAL PARTY OR MEMBER OR OFFICER OF A
 31 POLITICAL COMMITTEE,] permit their name to be used, or make any

1 contributions, in support of or in opposition to a candidate or a ballot
 2 proposition or question, participate in any way in a national, state, or local
 3 election campaign, or lobby or employ or assist a lobbyist;

4 (2) the full-time employees of the division of elections, except for the
 5 director of elections and the elections supervisors appointed under AS 15.10.110, are
 6 subject to the personnel rules adopted under the authority of AS 39.25.150(7), (15),
 7 and (16); and

8 (3) the director of elections, the election supervisors appointed under
 9 AS 15.10.110, and the full-time members of the director's staff may, notwithstanding
 10 (1) of this subsection, express private opinion [, REGISTER AS TO POLITICAL
 11 PARTY,] and vote.

12 * **Sec. 9.** AS 15.10.107 is amended to read:

13 **Sec. 15.10.107. Staff training.** The director shall, before each [PRIMARY]
 14 election in even-numbered years, provide for a comprehensive training program for
 15 election officials, both the full-time members of the staff of the division of elections
 16 and those who are appointed as members of election boards under AS 15.10.120 -
 17 15.10.140 and other temporary election employees. The director shall annually
 18 prepare and, not later than January 10, file with the lieutenant governor a plan that
 19 describes the comprehensive training program for election officials to be provided to
 20 those officials during that calendar year.

21 * **Sec. 10.** AS 15.10.140 is amended to read:

22 **Sec. 15.10.140. Appointment of counters.** The chairperson of the election
 23 board may appoint a team of counters to assist with the counting of the ballots in each
 24 precinct where the election supervisor considers it necessary. The appointments may
 25 be made from among the qualified voters in the precincts in which they reside [,] and
 26 may be made at any time before the completion of the precinct count. There shall be
 27 four counters on each counting team [, NO MORE THAN TWO OF WHOM MAY
 28 BE OF THE SAME POLITICAL PARTY].

29 * **Sec. 11.** AS 15.10.170 is amended to read:

30 **Sec. 15.10.170. Appointment and privileges of watchers.** [THE
 31 PRECINCT PARTY COMMITTEE, WHERE AN ORGANIZED PRECINCT

1 COMMITTEE EXISTS, OR THE PARTY DISTRICT COMMITTEE WHERE NO
 2 ORGANIZED PRECINCT COMMITTEE EXISTS, OR THE STATE PARTY
 3 CHAIRPERSON WHERE NEITHER A PRECINCT NOR A PARTY DISTRICT
 4 COMMITTEE EXISTS, MAY APPOINT ONE OR MORE PERSONS AS
 5 WATCHERS IN EACH PRECINCT AND COUNTING CENTER FOR ANY
 6 ELECTION.] Each candidate [NOT REPRESENTING A POLITICAL PARTY] may
 7 appoint one or more watchers for each precinct or counting center in the candidate's
 8 respective district or the state for any election. Any organization or organized group
 9 that sponsors or opposes an initiative, referendum, or recall may have one or more
 10 persons as watchers at the polls and counting centers after first obtaining authorization
 11 from the director. A **candidate, organization, or organized group that sponsors or**
 12 **opposes an initiative, referendum, or recall** [STATE PARTY CHAIRPERSON, A
 13 PRECINCT PARTY COMMITTEE, A PARTY DISTRICT COMMITTEE, OR A
 14 CANDIDATE NOT REPRESENTING A POLITICAL PARTY OR
 15 ORGANIZATION OR ORGANIZED GROUP] may not have more than one watcher
 16 on duty at a time in any precinct or counting center. The watcher may be present at a
 17 position inside the place of voting or counting that affords a full view of all action of
 18 the election officials taken from the time the polls are opened until the ballots are
 19 finally counted and the results certified by the election board or the data processing
 20 review board. The election board or the data processing review board may require
 21 each watcher to present written proof showing appointment by [THE PRECINCT
 22 PARTY COMMITTEE, THE PARTY DISTRICT COMMITTEE,] the organization or
 23 organized group, [OR] the candidate the watcher represents, **or** [THAT IS SIGNED
 24 BY THE CHAIRPERSON OF THE PRECINCT PARTY COMMITTEE, THE
 25 PARTY DISTRICT COMMITTEE, THE STATE PARTY CHAIRPERSON,] the
 26 organization or organized group [, OR THE CANDIDATE REPRESENTING NO
 27 PARTY].

28 * **Sec. 12.** AS 15.10.180 is amended to read:

29 **Sec. 15.10.180. Appointment of state ballot counting review board.** The
 30 director shall appoint **four or more persons** [TWO PERSONS FROM THE
 31 POLITICAL PARTY OF WHICH THE GOVERNOR IS A MEMBER AND TWO

1 PERSONS FROM THE POLITICAL PARTY THAT RECEIVED THE SECOND
 2 LARGEST NUMBER OF VOTES STATEWIDE IN THE PRECEDING
 3 GUBERNATORIAL ELECTION] to participate in the state ballot counting review.
 4 [THE DIRECTOR MAY APPOINT ADDITIONAL INDIVIDUALS TO
 5 PARTICIPATE IN THE STATE BALLOT COUNTING REVIEW. EACH
 6 POLITICAL PARTY MAY PRESENT TO THE DIRECTOR A LIST OF THREE
 7 OR MORE NAMES FROM WHICH THE DIRECTOR SHALL SELECT THE
 8 PERSONS TO REPRESENT THE PARTY. THE LIST OF NAMES MAY BE
 9 SUBMITTED IN WRITING AT LEAST 30 DAYS BEFORE THE DATE OF THE
 10 ELECTION. THE LIST OF NAMES SHALL BE CERTIFIED BY THE STATE
 11 CHAIRPERSON OF THE POLITICAL PARTY OR BY THE PERSON
 12 AUTHORIZED BY THE PARTY BYLAWS TO ACT IN THE ABSENCE OF THE
 13 CHAIRPERSON.]

14 * **Sec. 13.** AS 15.13.020(b) is amended to read:

15 (b) The governor shall appoint **four members to the commission** [TWO
 16 MEMBERS OF EACH OF THE TWO POLITICAL PARTIES WHOSE
 17 CANDIDATE FOR GOVERNOR RECEIVED THE HIGHEST NUMBER OF
 18 VOTES IN THE MOST RECENT PRECEDING GENERAL ELECTION AT
 19 WHICH A GOVERNOR WAS ELECTED. THE TWO APPOINTEES FROM
 20 EACH OF THESE TWO PARTIES SHALL BE CHOSEN FROM A LIST OF FOUR
 21 NAMES TO BE SUBMITTED BY THE CENTRAL COMMITTEE OF EACH
 22 PARTY].

23 * **Sec. 14.** AS 15.13.020(d) is amended to read:

24 (d) Members of the commission serve staggered terms of five years, or until a
 25 successor is appointed and qualifies. [THE TERMS OF NO TWO MEMBERS WHO
 26 ARE MEMBERS OF THE SAME POLITICAL PARTY MAY EXPIRE IN
 27 CONSECUTIVE YEARS.] A member may not serve more than one term. However,
 28 a person appointed to fill the unexpired term of a predecessor may be appointed to a
 29 successive full five-year term.

30 * **Sec. 15.** AS 15.13.020(e) is amended to read:

31 (e) A member of the commission, during tenure, may not

- 1 (1) hold or campaign for elective office;
- 2 (2) be an officer of a [POLITICAL PARTY,] political committee [,] or
3 group;
- 4 (3) permit the member's name to be used, or make any contributions
5 whatsoever, in support of or in opposition to a candidate or proposition or question
6 that appears on any ballot in the state including but not limited to that of a
7 municipality; however, contributions may be made to a candidate for the office of
8 President of the United States;
- 9 (4) participate in any way in an election campaign [OR
10 PARTICIPATE IN OR CONTRIBUTE TO ANY POLITICAL PARTY]; or
- 11 (5) lobby, employ or assist a lobbyist.

12 * **Sec. 16.** AS 15.13.040(g) is amended to read:

13 (g) The provisions of (a) of this section do not apply if a candidate

- 14 (1) indicates, on a form prescribed by the commission, an intent not to
15 raise and not to expend more than \$2,500 in seeking election to office [, INCLUDING
16 BOTH THE PRIMARY AND GENERAL ELECTIONS];
- 17 (2) accepts contributions totaling not more than \$2,500 in seeking
18 election to office [, INCLUDING BOTH THE PRIMARY AND GENERAL
19 ELECTIONS]; and
- 20 (3) makes expenditures totaling not more than \$2,500 in seeking
21 election to office [, INCLUDING BOTH THE PRIMARY AND GENERAL
22 ELECTIONS].

23 * **Sec. 17.** AS 15.13.060(c) is amended to read:

24 (c) Each candidate for state office shall file the name and address of the
25 campaign treasurer with the commission, or submit, in writing, the name and address
26 of the campaign treasurer to the director for filing with the commission, no later than
27 15 days after the date of filing [THE DECLARATION OF CANDIDACY OR] the
28 nominating petition. Each candidate for municipal office shall file the name and
29 address of the campaign treasurer with the commission no later than seven days after
30 the date of filing the declaration of candidacy or the nominating petition. If the
31 candidate does not designate a campaign treasurer, the candidate is the campaign

1 treasurer.

2 * **Sec. 18.** AS 15.13.065(a) is amended to read:

3 (a) Individuals **and** [,] groups [, AND POLITICAL PARTIES] may make
4 contributions to a candidate. An individual or group may make a contribution to a
5 group [OR TO A POLITICAL PARTY].

6 * **Sec. 19.** AS 15.13.070(b) is amended to read:

7 (b) An individual may contribute not more than
8 [(1)] \$500 per year to a candidate, to an individual who conducts a
9 write-in campaign as a candidate, or to a group [THAT IS NOT A POLITICAL
10 PARTY];

11 (2) \$5,000 PER YEAR TO A POLITICAL PARTY].

12 * **Sec. 20.** AS 15.13.070(c) is amended to read:

13 (c) A group [THAT IS NOT A POLITICAL PARTY] may contribute not
14 more than \$1,000 per year

15 (1) to a candidate, or to an individual who conducts a write-in
16 campaign as a candidate; or

17 (2) to another group [OR TO A POLITICAL PARTY].

18 * **Sec. 21.** AS 15.13.072(f) is amended to read:

19 (f) A group [OR POLITICAL PARTY] may solicit or accept contributions
20 from an individual who is not a resident of the state at the time the contribution is
21 made, but the amounts accepted from individuals who are not residents may not
22 exceed 10 percent of total contributions made to the group [OR POLITICAL PARTY]
23 during the calendar or group year in which the contributions are received.

24 * **Sec. 22.** AS 15.13.074(c) is amended to read:

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

26 (1) to a candidate or an individual who files with the commission the
27 document necessary to permit that individual to incur certain election-related expenses
28 as authorized by AS 15.13.100 when the office is to be filled at a general election
29 before the date that is 18 months before the general election;

30 (2) to a candidate or an individual who files with the commission the
31 document necessary to permit that individual to incur certain election-related expenses

1 as authorized by AS 15.13.100 for an office that is to be filled at a special election or
 2 municipal election before the date that is 18 months before the date of the regular
 3 municipal election or that is before the date of the proclamation of the special election
 4 at which the candidate or individual seeks election to public office; or

5 (3) to any candidate later than the 45th day

6 [(A) AFTER THE DATE OF A PRIMARY ELECTION IF
 7 THE CANDIDATE

8 (i) HAS BEEN NOMINATED AT THE PRIMARY
 9 ELECTION OR IS RUNNING AS A WRITE-IN CANDIDATE; AND

10 (ii) IS NOT OPPOSED AT THE GENERAL
 11 ELECTION;

12 (B) AFTER THE DATE OF THE PRIMARY ELECTION IF
 13 THE CANDIDATE WAS NOT NOMINATED AT THE PRIMARY
 14 ELECTION; OR

15 (C)] after the date of the general election, or after the date of a
 16 municipal or municipal runoff election, if the candidate was opposed at the
 17 general, municipal, or municipal runoff election.

18 * **Sec. 23.** AS 15.13.074(h) is amended to read:

19 (h) Notwithstanding AS 15.13.070, a candidate for governor or lieutenant
 20 governor and a group that [IS NOT A POLITICAL PARTY AND THAT], under the
 21 definition of the term "group," is presumed to be controlled by a candidate for
 22 governor or lieutenant governor, may not make a contribution to a candidate for
 23 another office, to a person who conducts a write-in campaign as a candidate for other
 24 office, or to another group of amounts received by that candidate or controlled group
 25 as contributions between January 1 and the date of the general election of the year of a
 26 general election for an election for governor and lieutenant governor. This subsection
 27 does not prohibit

28 [(1)] the group described in this subsection from making contributions
 29 to the candidates for governor and lieutenant governor whom the group supports [; OR

30 (2) THE GOVERNOR OR LIEUTENANT GOVERNOR, OR THE
 31 GROUP DESCRIBED IN THIS SUBSECTION, FROM MAKING

1 CONTRIBUTIONS UNDER AS 15.13.116(a)(2)(A)].

2 * **Sec. 24.** AS 15.13.110(f) is amended to read:

3 (f) During the year in which the election is scheduled, each of the following
4 shall file the campaign disclosure reports in the manner and at the times required by
5 this section:

6 (1) a person who, under the regulations adopted by the commission to
7 implement AS 15.13.100, indicates an intention to become a candidate for elective
8 state executive or legislative office;

9 (2) a person who has filed a nominating petition under AS 15.25.140 -
10 15.25.200 to become a candidate [AT THE PRIMARY ELECTION] for elective state
11 executive or legislative office;

12 (3) a person who campaigns as a write-in candidate for elective state
13 executive or legislative office at the general election; and

14 (4) a group that receives contributions or makes expenditures on behalf
15 of or in opposition to a person described in (1) - (3) of this subsection.

16 * **Sec. 25.** AS 15.13.116(a) is amended to read:

17 (a) A candidate who, after the date of the general, special, municipal, or
18 municipal runoff election or after the date the candidate withdraws as a candidate,
19 whichever comes first, holds unused campaign contributions shall distribute the
20 amount held within 90 days. The distribution may only be made to

21 (1) pay bills incurred for expenditures reasonably related to the
22 campaign and the winding up of the affairs of the campaign, including a victory or
23 thank you party and thank you gifts to campaign employees and volunteers, and to pay
24 expenditures associated with post-election fund raising that may be needed to raise
25 funds to pay off campaign debts;

26 (2) make donations, without condition, to

27 (A) [A POLITICAL PARTY;

28 (B)] the state's general fund;

29 **(B)** [(C)] a municipality of the state; or

30 **(C)** [(D)] the federal government;

31 (3) make donations, without condition, to organizations qualified as

1 charitable organizations under 26 U.S.C. 501(c)(3), provided the organization is not
2 controlled by the candidate or a member of the candidate's immediate family;

3 (4) repay loans from the candidate to the candidate's own campaign
4 under AS 15.13.078(b);

5 (5) repay contributions to contributors, but only if repayment of the
6 contribution is made pro rata in approximate proportion to the contributions made
7 using one of the following, as the candidate determines:

8 (A) to all contributors;

9 (B) to contributors who have contributed most recently; or

10 (C) to contributors who have made larger contributions;

11 (6) establish a fund for, and from that fund to pay, attorney fees or
12 costs incurred in the prosecution or defense of an administrative or civil judicial action
13 that directly concerns a challenge to the victory or defeat of the candidate in the
14 election;

15 (7) transfer all or a portion of the unused campaign contributions to an
16 account for a future election campaign; a transfer under this paragraph is limited to

17 (A) \$50,000, if the transfer is made by a candidate for governor
18 or lieutenant governor;

19 (B) \$10,000, if the transfer is made by a candidate for the state
20 senate;

21 (C) \$5,000, if the transfer is made by a candidate for the state
22 house of representatives; and

23 (D) \$5,000, if the transfer is made by a candidate for an office
24 not described in (A) - (C) of this paragraph;

25 (8) transfer all or a portion of the unused campaign contributions to a
26 public office expense term account or to a public office expense term account reserve
27 in accordance with (d) of this section; a transfer under this paragraph is subject to the
28 following:

29 (A) the authority to transfer is limited to candidates who are
30 elected to the state legislature;

31 (B) the public office expense term account established under

1 this paragraph may be used only for expenses associated with the candidate's
2 serving as a member of the legislature;

3 (C) all amounts expended from the public office expense term
4 account shall be annually accounted for under AS 15.13.110(a)(4); and

5 (D) a transfer under this paragraph is limited to \$5,000
6 multiplied by the number of years in the term to which the candidate is elected;
7 and

8 (9) transfer all or a portion of the unused campaign contributions to a
9 municipal office account; a transfer under this paragraph is subject to the following:

10 (A) the authority to transfer is limited to candidates who are
11 elected to municipal office, including a municipal school board;

12 (B) the municipal office account established under this
13 paragraph may be used only for expenses associated with the candidate's
14 serving as mayor or as a member of the assembly, city council, or school
15 board;

16 (C) all amounts expended from the municipal office account
17 shall be annually accounted for under AS 15.13.110(a)(4); and

18 (D) a transfer under this paragraph is limited to \$5,000.

19 * **Sec. 26.** AS 15.13.116(b) is amended to read:

20 (b) After a general, special, municipal, or municipal runoff election, a
21 candidate may retain the ownership of one computer and one printer and of personal
22 property, except money, that was acquired by and for use in the campaign. The
23 current fair market value of the property retained, exclusive of the computer and
24 printer, may not exceed \$2,500. All other property shall be disposed of, or sold and
25 the sale proceeds disposed of, in accordance with (a) or (c) of this section.
26 Notwithstanding any other provision of this chapter, a candidate may (1) retain a bulk
27 mailing permit that was paid for with campaign funds, and (2) use personal funds,
28 campaign funds, or unused campaign contributions transferred to a public office
29 expense term account under (a)(8) of this section to pay the continuing charges for the
30 permit after the election. Money used to continue the life of the permit is not
31 considered to be a contribution under this chapter. In addition to any other use

1 permitted under this chapter, during the candidate's term of office, the candidate may
 2 use the bulk mailing permit for mailings associated with service in the office to which
 3 the candidate was elected. During the candidate's term of office, if the candidate files
 4 a **nominating petition**, declaration of candidacy, or a letter of intent to become a
 5 candidate for the same or a different elective office, the candidate may also use the
 6 bulk mailing permit in that election campaign.

7 * **Sec. 27.** AS 15.13.150 is amended to read:

8 **Sec. 15.13.150. Election educational activities not prohibited.** This chapter
 9 does not prohibit a person from engaging in educational election-related
 10 communications and activities, including

- 11 (1) the publication of the date and location of an election;
- 12 (2) the education of students about voting and elections;
- 13 (3) the sponsorship of open candidate debate forums;
- 14 (4) participation in get-out-the-vote or voter registration drives that do
 15 not favor a particular candidate [, POLITICAL PARTY,] or political position;
- 16 (5) the dissemination of the views of all candidates running for a
 17 particular office.

18 * **Sec. 28.** AS 15.13.400(3) is amended to read:

- 19 (3) "contribution"
- 20 (A) means a purchase, payment, promise or obligation to pay,
 21 loan or loan guarantee, deposit or gift of money, goods, or services for which
 22 charge is ordinarily made and that is made for the purpose of influencing the
 23 nomination or election of a candidate, and in AS 15.13.010(b) for the purpose
 24 of influencing a ballot proposition or question, including the payment by a
 25 person other than a candidate [OR POLITICAL PARTY], or compensation for
 26 the personal services of another person, that are rendered to the candidate [OR
 27 POLITICAL PARTY];
- 28 (B) does not include
 - 29 (i) services provided without compensation by
 30 individuals volunteering a portion or all of their time on behalf of a
 31 candidate or ballot proposition or question, but it does include

1 professional services volunteered by individuals for which they
2 ordinarily would be paid a fee or wage;

3 (ii) services provided by an accountant or other person
4 to prepare reports and statements required by this chapter; or

5 (iii) ordinary hospitality in a home;

6 * **Sec. 29.** AS 15.13.400(4) is amended to read:

7 (4) "expenditure"

8 (A) means a purchase or a transfer of money or anything of
9 value, or promise or agreement to purchase or transfer money or anything of
10 value, incurred or made for the purpose of

11 (i) influencing the nomination or election of a candidate
12 or of any individual who files for nomination at a later date and
13 becomes a candidate;

14 (ii) [USE BY A POLITICAL PARTY;

15 (iii)] the payment by a person other than a candidate
16 [OR POLITICAL PARTY] of compensation for the personal services
17 of another person that are rendered to a candidate [OR POLITICAL
18 PARTY]; or

19 (iii) [iv] influencing the outcome of a ballot proposition
20 or question;

21 (B) does not include a candidate's filing fee or the cost of
22 preparing reports and statements required by this chapter;

23 * **Sec. 30.** AS 15.13.400(5) is amended to read:

24 (5) "group" means

25 [(A) EVERY STATE AND REGIONAL EXECUTIVE
26 COMMITTEE OF A POLITICAL PARTY; AND

27 (B)] any combination of two or more individuals acting jointly
28 who organize for the principal purpose of influencing the outcome of one or
29 more elections and who take action the major purpose of which is to influence
30 the outcome of an election; a group that makes expenditures or receives
31 contributions with the authorization or consent, express or implied, or under

1 the control, direct or indirect, of a candidate shall be considered to be
 2 controlled by that candidate; a group whose major purpose is to further the
 3 nomination, election, or candidacy of only one individual, or intends to expend
 4 more than 50 percent of its money on a single candidate, shall be considered to
 5 be controlled by that candidate and its actions done with the candidate's
 6 knowledge and consent unless, within 10 days from the date the candidate
 7 learns of the existence of the group, the candidate files with the commission,
 8 on a form provided by the commission, an affidavit that the group is operating
 9 without the candidate's control; a group organized for more than one year
 10 preceding an election and endorsing candidates for more than one office [OR
 11 MORE THAN ONE POLITICAL PARTY] is presumed not to be controlled
 12 by a candidate; however, a group that contributes more than 50 percent of its
 13 money to or on behalf of one candidate shall be considered to support only one
 14 candidate for purposes of AS 15.13.070, whether or not control of the group
 15 has been disclaimed by the candidate;

16 * **Sec. 31.** AS 15.15.030(5) is amended to read:

17 (5) The state general election ballot shall be printed on white paper
 18 with the names of the candidates [AND THEIR PARTY DESIGNATIONS] placed in
 19 separate sections under the office designation to which they were nominated. [THE
 20 PARTY AFFILIATION, IF ANY, SHALL BE DESIGNATED AFTER THE NAME
 21 OF THE CANDIDATE.] The lieutenant governor and the governor shall be included
 22 under the same section. Provision shall be made for voting for write-in [AND NO-
 23 PARTY] candidates within each section.

24 * **Sec. 32.** AS 15.15.030(7) is amended to read:

25 (7) The general election ballot shall be designed with the names of
 26 candidates [OF EACH POLITICAL PARTY] for the office of President and Vice-
 27 President of the United States placed in the same section on the ballot rather than the
 28 names of electors of President and Vice-President.

29 * **Sec. 33.** AS 15.15.040(b) is amended to read:

30 (b) The director shall prepare and issue or make available with each sample
 31 ballot for a special election the statement provided for in AS 24.08.037 of the scope of

1 each project included in a proposed general obligation bond issue creating a state debt
 2 for capital improvements that is submitted to the electorate for ratification under
 3 AS 15.15.030(11). The statement of scope for each project shall be the same
 4 statement included in the authorization bill. When a ballot proposition is submitted to
 5 the voters at [A PRIMARY OR] a special election, a statement the same as that
 6 provided for in the election pamphlet under AS 15.58.020(6) shall be made available
 7 with each sample ballot.

8 * **Sec. 34.** AS 15.15.080(b) is amended to read:

9 (b) On the day of any election that is not a general election, [A PRIMARY
 10 ELECTION,] a special election, or a federal election held under this title, the director
 11 shall require each election board to open the polls for voting at eight o'clock in the
 12 morning, shall close the polls for voting at eight o'clock in the evening, and shall keep
 13 the polls open during the time between these hours. The election board members shall
 14 report to the polling place one-half hour before the polls are to open on election day.

15 * **Sec. 35.** AS 15.15.120 is amended to read:

16 **Sec. 15.15.120. Filling vacancies in election board.** If an appointed election
 17 board member fails to appear and subscribe to the oath on election day or becomes
 18 incapacitated during the time of the election or the counting of the ballots, the election
 19 board members present shall elect, by a majority voice vote, a qualified voter to fill the
 20 vacancy. [THE QUALIFIED VOTER ELECTED TO FILL THE VACANCY
 21 SHALL BE OF THE SAME POLITICAL PARTY AS THE PERSON FOR WHOM
 22 THE SUBSTITUTION IS MADE UNLESS, AFTER REASONABLE EFFORT, THE
 23 ELECTION BOARD MEMBERS DETERMINE THAT A QUALIFIED VOTER OF
 24 THE SAME POLITICAL PARTY IS NOT AVAILABLE.]

25 * **Sec. 36.** AS 15.15.160 is amended to read:

26 **Sec. 15.15.160. Prohibition of political discussion by election board.**
 27 During the hours that the polls are open, an election board member may not discuss
 28 any [POLITICAL PARTY,] candidate [,] or issue while on duty.

29 * **Sec. 37.** AS 15.15.360(a)(11) is amended to read:

30 (11) A vote for a write-in candidate, other than a write-in vote for
 31 governor and lieutenant governor, shall be counted if the oval is filled in for that

1 candidate and if the name, as it appears on the write-in **letter of intent**
 2 [DECLARATION OF CANDIDACY], of the candidate or the last name of the
 3 candidate is written in the space provided.

4 * **Sec. 38.** AS 15.15.360(a)(12) is amended to read:

5 (12) If the write-in vote is for governor and lieutenant governor, the
 6 vote shall be counted if the oval is filled in and the names, as they appear on the write-
 7 in **letter of intent** [DECLARATION OF CANDIDACY], of the candidates for
 8 governor and lieutenant governor or the last names of the candidates for governor and
 9 lieutenant governor, or the name, as it appears on the write-in declaration of
 10 candidacy, of the candidate for governor or the last name of the candidate for governor
 11 is written in the space provided.

12 * **Sec. 39.** AS 15.15.400 is amended to read:

13 **Sec. 15.15.400. Preparation of voter list.** The director shall prepare both a
 14 statewide list and a list by precinct of the names and addresses of all persons who
 15 voted in the election [AND THEIR POLITICAL PARTY AFFILIATION]. Any
 16 person may obtain a copy of the list, or a part of the list, or a computer tape containing
 17 both residence and mailing addresses of voters, by applying to the director and paying
 18 to the state treasury a fee as determined by the director.

19 * **Sec. 40.** AS 15.15.420 is amended to read:

20 **Sec. 15.15.420. Duty to review the ballot counting.** The director shall
 21 review the counting of the ballots with the assistance of and in the presence of the
 22 appointed representatives from the **candidates** [POLITICAL PARTIES].

23 * **Sec. 41.** AS 15.15.510(a) is amended to read:

24 (a) All [PRIMARY,] special and general election ballots shall have
 25 "VIOLATED VOTER INSTRUCTION ON TERM LIMITS" printed adjacent to the
 26 name of any respective state senator or representative who during the preceding term
 27 of office:

28 (1) fails to vote in favor of the application set forth above when
 29 brought to a vote or;

30 (2) fails to second the application set forth above if it lacks for a
 31 second or;

1 (3) fails to vote in favor of bringing the application set forth above
2 before any committee or subcommittee upon which he or she serves in the respective
3 house or;

4 (4) fails to propose or otherwise bring to a vote of the full legislative
5 body the application set forth above if it otherwise lacks a legislator who so proposes
6 or brings to a vote of the full legislative body the application set forth above or;

7 (5) fails to vote against any attempt to delay, table or otherwise prevent
8 a vote by the full legislative body of the application set forth above or;

9 (6) fails in any way to ensure that all votes on the application set forth
10 above are recorded and made available to the public or;

11 (7) fails to vote against any change, addition or modification to the
12 application set forth above or;

13 (8) fails to vote in favor of the amendment set forth above if it is sent
14 to the states for ratification or;

15 (9) fails to vote against any amendment with longer limits if such an
16 amendment is sent to the state for ratification.

17 * **Sec. 42.** AS 15.15.515(a) is amended to read:

18 (a) All [PRIMARY,] special and general election ballots shall have
19 "VIOLATED VOTER INSTRUCTION ON TERM LIMITS" printed adjacent to the
20 name of any United States Senator or Representative who during the preceding term of
21 office:

22 (1) fails to vote in favor of the proposed Congressional Term Limits
23 Amendment set forth above when brought to a vote or;

24 (2) fails to second the proposed Congressional Term Limits
25 Amendment set forth above if it lacks for a second before any proceeding of the
26 legislative body or;

27 (3) fails to propose or otherwise bring to a vote of the full legislative
28 body the proposed Congressional Term Limits Amendment set forth above if it
29 otherwise lacks a legislator who so proposes or brings to a vote of the full legislative
30 body the proposed Congressional Term Limits Amendment set forth above or;

31 (4) fails to vote in favor of all votes bringing the Congressional Term

1 Limits Amendment set forth above before any committee of subcommittee of the
2 respective house upon which he or she serves or;

3 (5) fails to reject any attempt to delay, table or otherwise prevent a
4 vote by the full legislative body of the proposed Congressional Term Limits
5 Amendment set forth above or;

6 (6) fails to abstain or vote against any proposed constitutional
7 amendment that would increase term limits beyond those in the proposed
8 Congressional Term Limits Amendment set forth above regardless of any other
9 actions in support of the proposed Congressional Term Limits Amendment set forth
10 above or;

11 (7) sponsors or cosponsors any proposed constitutional amendment or
12 law that would increase term limits beyond those in the proposed Congressional Term
13 Limits Amendment set forth above or;

14 (8) fails in any way to ensure that all votes on the proposed
15 Congressional Term Limits Amendment set forth above are recorded and made
16 available to the public.

17 * **Sec. 43.** AS 15.15.520(a) is amended to read:

18 (a) Non-incumbent candidates for United States Senator and Representative,
19 and state senator and representative shall be given an opportunity to take a "Term
20 Limits" pledge regarding Term Limits each time they file to run for such office.
21 Those who decline to take the "Term Limits" pledge shall have "DECLINED TO
22 TAKE PLEDGE TO SUPPORT TERM LIMITS" printed adjacent to their name on
23 every [PRIMARY AND] general election ballot.

24 * **Sec. 44.** AS 15.20.190(a) is amended to read:

25 (a) Thirty days before the date of an election, the election supervisors shall
26 appoint, in the same manner provided for the appointment of election officials
27 prescribed in AS 15.10, district absentee ballot counting boards and district questioned
28 ballot counting boards, each composed of at least four members. [AT LEAST ONE
29 MEMBER OF EACH BOARD MUST BE A MEMBER OF THE SAME
30 POLITICAL PARTY OF WHICH THE GOVERNOR IS A MEMBER, AND AT
31 LEAST ONE MEMBER OF EACH BOARD MUST BE A MEMBER OF THE

1 POLITICAL PARTY WHOSE CANDIDATE FOR GOVERNOR RECEIVED THE
 2 SECOND LARGEST NUMBER OF VOTES IN THE PRECEDING
 3 GUBERNATORIAL ELECTION.] The district boards shall assist the election
 4 supervisors in counting the absentee and questioned ballots and shall receive the same
 5 compensation paid election officials under AS 15.15.380.

6 * **Sec. 45.** AS 15.20.203(i) is amended to read:

7 (i) The director shall mail the materials described in (h) of this section to the
 8 voter not later than

9 [(1) 10 DAYS AFTER COMPLETION OF THE REVIEW OF
 10 BALLOTS BY THE STATE REVIEW BOARD FOR A PRIMARY ELECTION;

11 (2)] 60 days after certification of the results of a general or special
 12 election.

13 * **Sec. 46.** AS 15.20.207(i) is amended to read:

14 (i) The director shall mail the materials described in (h) of this section to the
 15 voter not later than

16 [(1) 10 DAYS AFTER COMPLETION OF THE REVIEW OF
 17 BALLOTS BY THE STATE REVIEW BOARD FOR A PRIMARY ELECTION;

18 (2)] 60 days after certification of the results of a general or special
 19 election.

20 * **Sec. 47.** AS 15.20.207(j) is amended to read:

21 (j) **For** [IN ADDITION TO MAILING THE MATERIALS UNDER (i)(1) OF
 22 THIS SECTION, FOR] a questioned voter whose questioned primary election ballot
 23 was rejected, not later than the deadline set out in (i)(1) of this section, the director
 24 shall

25 (1) determine whether, from the information obtained under
 26 AS 15.07.070(h), the voter's name may be entered on the voter registration list;

27 (2) if the voter is eligible, register the voter in accordance with the
 28 information submitted by the voter under AS 15.07.070(h); and

29 (3) confirm or deny the registration by written notice mailed to the
 30 voter.

31 * **Sec. 48.** AS 15.20.211(d) is amended to read:

1 (d) The director shall mail the materials described in (c) of this section to the
2 voter not later than

3 [(1) 10 DAYS AFTER COMPLETION OF THE REVIEW OF
4 BALLOTS BY THE STATE REVIEW BOARD FOR A PRIMARY ELECTION;

5 (2)] 60 days after certification of the results of a general or special
6 election.

7 * **Sec. 49.** AS 15.20.225 is amended to read:

8 **Sec. 15.20.225. Definition of "state election [".]"** In AS 15.20.010 -
9 15.20.225, "state election" means a [PRIMARY,] general [,] or special election a
10 purpose of which is to

11 (1) select [, NOMINATE,] or elect a governor, a lieutenant governor,
12 an acting governor, a state senator, or a state representative;

13 (2) select, nominate, or elect delegates to a constitutional convention;

14 (3) approve or reject an initiative submitted under art. XI of the state
15 constitution and AS 15.45.190 - 15.45.200 or a referendum submitted under art. XI of
16 the state constitution and AS 15.45.420 - 15.45.440;

17 (4) recall an official identified in (1) of this section when authorized by
18 art. XI of the state constitution and AS 15.45.650 - 15.45.690;

19 (5) approve or reject a proposed constitutional amendment submitted
20 under AS 15.50; or

21 (6) ratify or reject a state general obligation bond when authorized by
22 AS 37.15.

23 * **Sec. 50.** AS 15.20.440(b) is amended to read:

24 (b) Candidates [, POLITICAL PARTIES,] or organized groups having a direct
25 interest in a recount and who are seeking to protect their interests during a recount
26 may provide, at their own expense, two or more observers to witness the recount.

27 * **Sec. 51.** AS 15.20.490 is amended to read:

28 **Sec. 15.20.490. Certification of results.** If it is determined by recount that
29 the plurality of votes was cast for a candidate, the director shall issue a certificate of
30 election [OR NOMINATION] to the elected [OR NOMINATED] candidate as
31 determined by the recount. If it is determined by the recount that a proposition or

1 question should be certified as having received the required vote, the director shall so
 2 certify except that the lieutenant governor shall so certify if the proposition or question
 3 involves an initiative, a referendum, or a constitutional amendment.

4 * **Sec. 52.** AS 15.20.800(a) is amended to read:

5 (a) The director may conduct an election by mail if it is held at a time other
 6 than when the general [, PARTY PRIMARY,] or municipal election is held.

7 * **Sec. 53.** AS 15.25.042(c) is amended to read:

8 (c) If a candidate for the legislature has been registered to vote at any time
 9 during the 12 months preceding the filing of the **petition for nomination**
 10 [DECLARATION OF CANDIDACY] in a district other than the district in which the
 11 declaration of candidacy has been filed, the director may not determine that a
 12 candidate is eligible except under a standard of clear and convincing evidence.

13 * **Sec. 54.** AS 15.25.105(a) is amended to read:

14 (a) If a candidate [DOES NOT APPEAR ON THE PRIMARY ELECTION
 15 BALLOT OR IS NOT SUCCESSFUL IN ADVANCING TO THE GENERAL
 16 ELECTION AND] wishes to be a candidate in the general election, the candidate may
 17 file as a write-in candidate. Votes for a write-in candidate may not be counted unless
 18 that candidate has filed a letter of intent with the director stating

19 (1) the full name of the candidate;

20 (2) the full residence address of the candidate and the date on which
 21 residency at that address began;

22 (3) the full mailing address of the candidate;

23 (4) [THE NAME OF THE POLITICAL PARTY OR POLITICAL
 24 GROUP OF WHICH THE CANDIDATE IS A MEMBER, IF ANY];

25 (5)] if the candidate is for the office of state senator or state
 26 representative, the house or senate district of which the candidate is a resident;

27 **(5)** [(6)] the office that the candidate seeks;

28 **(6)** [(7)] the date of the election at which the candidate seeks election;

29 **(7)** [(8)] the length of residency in the state and in the house district of
 30 the candidate;

31 **(8)** [(9)] the name of the candidate as the candidate wishes it to be

1 written on the ballot by the voter;

2 (9) [(10)] that the candidate meets the specific citizenship requirements
3 of the office for which the person is a candidate;

4 (10) [(11)] that the candidate will meet the specific age requirements
5 of the office for which the person is a candidate by the time that the candidate, if
6 elected, is sworn into office;

7 (11) [(12)] that the candidate is a qualified voter as required by law;
8 and

9 (12) [(13)] that the candidate is not a candidate for any other office to
10 be voted on at the general election and that the candidate is not a candidate for this
11 office under any other nominating petition or declaration of candidacy.

12 * **Sec. 55.** AS 15.25.105(b) is amended to read:

13 (b) If a write-in candidate is running for the office of governor, the candidate
14 must file a joint letter of intent together with a candidate for lieutenant governor.
15 [BOTH CANDIDATES MUST BE OF THE SAME POLITICAL PARTY OR
16 GROUP.]

17 * **Sec. 56.** AS 15.25.140 is amended to read:

18 **Sec. 15.25.140. Provision for [NO-PARTY] candidate nominations.**
19 Candidates for the general election [NOT REPRESENTING A POLITICAL
20 PARTY] are nominated by petition. A petition for nomination for a candidate for
21 the office of governor shall be filed jointly with a petition for a candidate for the
22 office of lieutenant governor, and a petition for nomination for a candidate for
23 the office of lieutenant governor shall be filed jointly with a petition for a
24 candidate for the office of governor.

25 * **Sec. 57.** AS 15.25.150 is amended to read:

26 **Sec. 15.25.150. Date of filing petition.** The petition is filed with the director
27 by actual physical delivery in person at or before 5:00 p.m., prevailing time,
28 August 15, [JUNE 1] in the year in which a general election is held for the office, or
29 by actual physical delivery to the director by registered or certified mail, return receipt
30 requested, that [WHICH] is postmarked at or before 5:00 p.m., prevailing time,
31 August 15, [JUNE 1] in the year in which a general election is held for the office, and

1 received not more than 15 days after that time. If the postmark is illegible, a dated
 2 receipt from the post office where dispatched shall be acceptable as evidence of
 3 mailing. If **August 15** [JUNE 1] is a Sunday or holiday, the deadlines for postmarking
 4 and receipt of the petition shall be extended 24 hours in each instance.

5 * **Sec. 58.** AS 15.25.180(a) is amended to read:

6 (a) The petition must state in substance

7 (1) the full name of the candidate;

8 (2) the full residence address of the candidate and the date on which
 9 residency at that address began;

10 (3) the full mailing address of the candidate;

11 (4) [THE NAME OF THE POLITICAL GROUP, IF ANY,
 12 SUPPORTING THE CANDIDATE];

13 (5) if the candidacy is for the office of state senator or state
 14 representative, the house or senate district of which the candidate is a resident;

15 **(5)** [(6)] the office for which the candidate is nominated;

16 **(6)** [(7)] the date of the election at which the candidate seeks election;

17 **(7)** [(8)] the length of residency in the state and in the district of the
 18 candidate;

19 **(8)** [(9)] that the subscribers are qualified voters of the state or house
 20 or senate district in which the candidate resides;

21 **(9)** [(10)] that the subscribers request that the candidate's name be
 22 placed on the **general** [PRIMARY] election ballot;

23 **(10)** [(11)] that the proposed candidate accepts the nomination and will
 24 serve if elected, with the statement signed by the proposed candidate;

25 **(11)** [(12)] the name of the candidate as the candidate wishes it to
 26 appear on the ballot;

27 **(12)** [(13)] that the candidate is not a candidate for any other office to
 28 be voted on at the [PRIMARY OR] general election and that the candidate is not a
 29 candidate for this office under any other nominating petition [OR DECLARATION
 30 OF CANDIDACY];

31 **(13)** [(14)] that the candidate meets the specific citizenship

1 requirements of the office for which the person is a candidate;

2 (14) [(15)] that the candidate will meet the specific age requirements
3 of the office for which the person is a candidate by the time that the candidate, if
4 elected, is sworn into office; and

5 (15) [(16)] that the candidate is a qualified voter.

6 * **Sec. 59.** AS 15.25.185 is amended to read:

7 **Sec. 15.25.185. Eligibility of candidate.** The provisions of AS 15.25.042 and
8 15.25.043 apply to determinations of a candidate's eligibility when a candidate seeks
9 nomination by petition under AS 15.25.140 - 15.25.200 [15.25.205].

10 * **Sec. 60.** AS 15.25.190 is amended to read:

11 **Sec. 15.25.190. Placement of names on general [PRIMARY] election**
12 **ballot.** The director shall place the names [AND THE POLITICAL GROUP
13 AFFILIATION] of persons who have been properly nominated by petition on the
14 general [PRIMARY] election ballot. The director shall place the name of a
15 candidate for the office of governor on the ballot together with the name of the
16 candidate for the office of lieutenant governor running jointly with that
17 candidate for the office of governor.

18 * **Sec. 61.** AS 15.25.200 is amended to read:

19 **Sec. 15.25.200. Withdrawal of candidate's name.** If a candidate nominated
20 by petition dies or withdraws

21 [(1)] after the petition has been filed [AND AT LEAST 48 DAYS
22 BEFORE THE DATE OF THE PRIMARY ELECTION, THE DIRECTOR MAY
23 NOT PLACE THE NAME OF THE CANDIDATE ON THE PRIMARY ELECTION
24 BALLOT; OR

25 (2) ON OR AFTER THE DATE OF THE PRIMARY ELECTION]
26 and 48 days or more before the general election, the director may not place the name
27 of the candidate on the general election ballot.

28 * **Sec. 62.** AS 15.30.180(f) is amended to read:

29 (f) Nothing in this section shall be construed as preventing or prohibiting the
30 name of any person from appearing on the ballot at any [DIRECT PRIMARY OR]
31 general election unless that person is specifically prohibited from doing so by the

1 provisions of this section and to that end any such prohibiting provisions shall be
2 strictly construed.

3 * **Sec. 63.** AS 15.40.010 is amended to read:

4 **Sec. 15.40.010. Conditions and time of filling vacancy by appointment and**
5 **special election.** When a vacancy occurs in the office of United States senator, the
6 governor, within 30 days after the date of the vacancy, shall

7 (1) appoint a qualified person [WHO, IF THE PREDECESSOR IN
8 OFFICE WAS NOMINATED BY A POLITICAL PARTY, HAS BEEN, FOR THE
9 SIX MONTHS BEFORE THE DATE OF THE VACANCY AND IS ON THE DATE
10 OF APPOINTMENT, A MEMBER OF THE SAME POLITICAL PARTY AS THAT
11 WHICH NOMINATED THE PREDECESSOR IN OFFICE] to fill the vacancy
12 temporarily until the vacancy is filled permanently by election; and

13 (2) by proclamation and subject to this chapter, call [A SPECIAL
14 PRIMARY ELECTION AND] a special election to fill the vacancy for the remainder
15 of the term of the predecessor in office if the predecessor's term would expire more
16 than 30 calendar months after the date of the vacancy.

17 * **Sec. 64.** AS 15.40.050(b) is amended to read:

18 (b) The special election to fill the vacancy shall be held on the date of the first
19 general election that is held [AFTER THE FIRST PRIMARY ELECTION THAT IS
20 HELD] more than 30 days after the vacancy occurs.

21 * **Sec. 65.** AS 15.40.075(a) is amended to read:

22 (a) **Candidates** [SUBJECT TO (b) - (d) OF THIS SECTION,
23 CANDIDATES] for the special election shall be nominated as provided in AS 15.25.

24 * **Sec. 66.** AS 15.40.075(c) is amended to read:

25 (c) Notwithstanding AS 15.25.150, **a candidate** [AN INDIVIDUAL WHO
26 WILL NOT BE REPRESENTING A POLITICAL PARTY] shall be nominated by
27 petition transmitted to the director before the 21st day after the vacancy occurs by

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

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

30 (3) telegram of a copy in substance of the statements made in the
31 petition.

1 * **Sec. 67.** AS 15.40.130 is amended to read:

2 **Sec. 15.40.130. General provision for conduct of special election.** Unless
 3 specifically provided otherwise, all provisions regarding the conduct of the general
 4 election shall govern the conduct of the special election of United States senators,
 5 [AND ALL PROVISIONS REGARDING THE CONDUCT OF THE PRIMARY
 6 ELECTION SHALL GOVERN THE CONDUCT OF THE SPECIAL PRIMARY
 7 ELECTION OF UNITED STATES SENATORS,] including, but not limited to,
 8 provisions concerning voter qualifications; provisions regarding the duties, powers,
 9 rights and obligations of the director, of other election officials, and of cities and
 10 organized boroughs; provision for notification of the election; provision for payment
 11 of election expenses; provisions regarding employees being allowed time from work
 12 to vote; provisions for the counting, reviewing, and certification of returns; provisions
 13 for the determination of the votes and of recounts, contests, and appeal; and provision
 14 for absentee voting.

15 * **Sec. 68.** AS 15.40.140 is amended to read:

16 **Sec. 15.40.140. Condition and time of calling special election.** When a
 17 vacancy occurs in the office of United States representative, the governor shall, by
 18 proclamation, call a special election to be held on a date not less than 60, nor more
 19 than 90, days after the date the vacancy occurs. [HOWEVER, IF THE VACANCY
 20 OCCURS ON A DATE THAT IS LESS THAN 60 DAYS BEFORE OR IS ON OR
 21 AFTER THE DATE OF THE PRIMARY ELECTION IN GENERAL ELECTION
 22 YEARS, THE GOVERNOR MAY NOT CALL A SPECIAL ELECTION.]

23 * **Sec. 69.** AS 15.40.190 is amended to read:

24 **Sec. 15.40.190. Requirements of petition for [NO-PARTY] candidates.**
 25 Petitions for the nomination of candidates [NOT REPRESENTING A POLITICAL
 26 PARTY] shall be signed by qualified voters of the state equal in number to at least one
 27 percent of the number of voters who cast ballots in the preceding general election and
 28 shall state in substance that which is required for nomination petitions by
 29 AS 15.25.180.

30 * **Sec. 70.** AS 15.40.230 is amended to read:

31 **Sec. 15.40.230. Condition and time of calling special election.** When a

1 person appointed to succeed to the office of lieutenant governor succeeds to the office
 2 of acting governor, the acting governor shall, by proclamation, call a special election
 3 to be held on a date not less than 60, nor more than 90, days after the date the vacancy
 4 in the office of the governor occurred. However, if the vacancy occurs on a date that
 5 is less than 60 days before the general [OR IS ON OR AFTER THE DATE OF THE
 6 PRIMARY] election in years in which a governor is regularly elected, the acting
 7 governor shall serve the remainder of the unexpired term and may not call a special
 8 election.

9 * **Sec. 71.** AS 15.40.240 is amended to read:

10 **Sec. 15.40.240. Conditions for holding special election with [PRIMARY**
 11 **OR] general election.** If the vacancy occurs on a date not less than 60, nor more than
 12 90, days before the date of a general election [THE PRIMARY ELECTION IN
 13 YEARS IN WHICH A GOVERNOR IS REGULARLY ELECTED OR IF THE
 14 VACANCY OCCURS ON A DATE NOT LESS THAN 60, NOR MORE THAN 90,
 15 DAYS BEFORE THE DATE OF THE PRIMARY ELECTION OR GENERAL
 16 ELECTION IN ELECTION YEARS IN WHICH A GOVERNOR IS NOT
 17 REGULARLY ELECTED], the acting governor shall, by proclamation, call the
 18 special election to be held on the date of the [PRIMARY ELECTION OR] general
 19 election.

20 * **Sec. 72.** AS 15.40.280 is amended to read:

21 **Sec. 15.40.280. Requirements of petition for [NO-PARTY] candidates.**
 22 Petitions for the nomination of candidates [NOT REPRESENTING A POLITICAL
 23 PARTY] shall be signed by qualified voters of the state equal in number to at least one
 24 percent of the number of voters who cast ballots in the preceding general election,
 25 shall include nominees for the office of governor and lieutenant governor, and shall
 26 state in substance that which is required for nomination petitions by AS 15.25.180.

27 * **Sec. 73.** AS 15.40.330(a) is amended to read:

28 (a) The appointee shall meet the qualifications of a member of the legislature
 29 as prescribed in sec. 2, art. II of the state constitution. The [, SHALL BE A
 30 MEMBER OF THE SAME POLITICAL PARTY AS THAT WHICH NOMINATED
 31 THE PREDECESSOR IN OFFICE, AND SHALL BE SUBJECT TO

1 CONFIRMATION BY A MAJORITY OF THE MEMBERS OF THE
 2 LEGISLATURE WHO ARE MEMBERS OF THE SAME POLITICAL PARTY
 3 WHICH NOMINATED THE PREDECESSOR IN OFFICE AND OF THE SAME
 4 HOUSE AS WAS THE PREDECESSOR IN OFFICE. IF THE PREDECESSOR IN
 5 OFFICE WAS NOT NOMINATED BY A POLITICAL PARTY OR IF NO OTHER
 6 MEMBER OF THE PREDECESSOR'S POLITICAL PARTY IS A MEMBER OF
 7 THE PREDECESSOR'S HOUSE OF THE LEGISLATURE, THE] governor may
 8 appoint any qualified person. [IF THE APPOINTEE IS NOT A MEMBER OF A
 9 POLITICAL PARTY, THE APPOINTMENT IS NOT SUBJECT TO
 10 CONFIRMATION. IF THE APPOINTEE IS A MEMBER OF A POLITICAL
 11 PARTY, THE APPOINTMENT IS SUBJECT TO CONFIRMATION AS
 12 PROVIDED BY THIS SECTION FOR THE CONFIRMATION OF POLITICAL
 13 PARTY APPOINTEES.]

14 * **Sec. 74.** AS 15.40.440 is amended to read:

15 **Sec. 15.40.440. Requirements of petition [FOR NO-PARTY**
 16 **CANDIDATES].** Petitions for the nomination of candidates [NOT REPRESENTING
 17 A POLITICAL PARTY] shall be signed by qualified voters equal in number to at least
 18 one percent of the number of voters who cast ballots in the proposed nominee's
 19 respective house or senate district in the preceding general election. A nominating
 20 petition may not contain less than 50 signatures for any district, and must state in
 21 substance that which is required in petitions for nomination by AS 15.25.180.

22 * **Sec. 75.** AS 15.45.190 is amended to read:

23 **Sec. 15.45.190. Placing proposition on ballot.** The lieutenant governor shall
 24 direct the director to place the ballot title and proposition on the election ballot of the
 25 first statewide general or [,] special [, OR PRIMARY] election that is held after

26 (1) the petition has been filed;

27 (2) a legislative session has convened and adjourned; and

28 (3) a period of 120 days has expired since the adjournment of the
 29 legislative session.

30 * **Sec. 76.** AS 15.45.420 is amended to read:

31 **Sec. 15.45.420. Placing proposition on ballot.** The lieutenant governor shall

1 direct the director to place the ballot title and proposition on the election ballot for the
 2 first statewide general or [,] special [, OR PRIMARY] election held more than 180
 3 days after adjournment of the legislative session at which the act was passed.

4 * **Sec. 77.** AS 15.45.650 is amended to read:

5 **Sec. 15.45.650. Calling special election.** If the director determines the
 6 petition is properly filed and if the office is not vacant, the director shall prepare the
 7 ballot and shall call a special election to be held on a date not less than 60, nor more
 8 than 90, days after the date that notification is given that the petition was properly
 9 filed. If a [PRIMARY OR] general election is to be held not less than 60, nor more
 10 than 90, days after the date that notification is given that the petition was properly
 11 filed, the special election shall be held on the date of the [PRIMARY OR] general
 12 election.

13 * **Sec. 78.** AS 15.50.070 is amended to read:

14 **Sec. 15.50.070. Placing question of constitutional convention on ballot.** If,
 15 during any 10-year period, a constitutional convention has not yet been held, and the
 16 question of holding a constitutional convention has not been placed before the voters,
 17 the lieutenant governor shall direct the director to place the question on the ballot for
 18 the next regular statewide general [OR PRIMARY] election.

19 * **Sec. 79.** AS 15.56.030(d) is amended to read:

20 (d) For purposes of (a)(2) and (3) of this section, "other valuable thing"

21 (1) includes

22 (A) an entry in a game of chance in which a prize of money or
 23 other present or future pecuniary gain or advantage may be awarded to a
 24 participant wherein the total of the prizes offered is greater than \$2 per
 25 participant with a maximum of \$100; and

26 (B) government employment or benefits;

27 (2) does not include

28 (A) materials having a nominal value bearing the name,
 29 likeness, or other identification of a candidate, [POLITICAL PARTY,]
 30 political group, [PARTY DISTRICT COMMITTEE,] or organization, or
 31 stating a position on a ballot proposition or question;

1 (B) food and refreshments provided incidental to an activity
 2 that is nonpartisan in nature and directed at encouraging persons to vote, or
 3 incidental to a gathering in support of or in opposition to a candidate,
 4 [POLITICAL PARTY,] political group, [PARTY DISTRICT COMMITTEE,]
 5 organization, or ballot question or proposition;

6 (C) care of the voter's dependents provided in connection with
 7 the absence of a voter from home for the purpose of voting;

8 (D) services provided by a person acting as a representative
 9 under AS 15.20.072;

10 (E) services provided by an election official as defined in
 11 AS 15.60.010; and

12 (F) transportation of a voter to or from the polls without charge.

13 * **Sec. 80.** AS 15.58.020 is amended to read:

14 **Sec. 15.58.020. Contents of pamphlet.** Each election pamphlet must contain

15 (1) photographs and campaign statements submitted by eligible
 16 candidates for elective office in the region;

17 (2) information and recommendations filed under AS 15.58.050 on
 18 judicial officers subject to a retention election in the region;

19 (3) a map of the house district or districts of the region;

20 (4) sample ballots for house districts of the region;

21 (5) an absentee ballot application;

22 (6) for each ballot proposition submitted to the voters by initiative or
 23 referendum petition or by the legislature,

24 (A) the full text of the proposition specifying constitutional or
 25 statutory provisions proposed to be affected;

26 (B) the ballot title and the summary of the proposition prepared
 27 by the director or by the lieutenant governor;

28 (C) a neutral summary of the proposition prepared by the
 29 Legislative Affairs Agency;

30 (D) statements submitted that advocate voter approval or
 31 rejection of the proposition not to exceed 500 words;

1 (7) for each bond question, a statement of the scope of each project as
2 it appears in the bond authorization;

3 (8) [A MAXIMUM OF TWO PAGES OF MATERIAL SUBMITTED
4 BY EACH POLITICAL PARTY];

5 (9)] additional information on voting procedures that the lieutenant
6 governor considers necessary;

7 (9) [(10)] for the question whether a constitutional convention shall be
8 called,

9 (A) a full statement of the question placed on the ballot;

10 (B) statements not to exceed 500 words that advocate voter
11 approval or rejection of the question;

12 (10) [(11)] under AS 37.13.170, the Alaska permanent fund annual
13 income statement and balance sheet for the two fiscal years preceding the publication
14 of the election pamphlet.

15 * **Sec. 81.** AS 15.58.030(b) is amended to read:

16 (b) No later than July 22 of a year in which a state general election will be
17 held, an individual who becomes a candidate for the office of United States senator,
18 United States representative, governor, lieutenant governor, state senator, or state
19 representative under AS 15.25.180 [AS 15.25.030 OR 15.25.180] may file with the
20 lieutenant governor a photograph and a statement advocating the candidacy. [AN
21 INDIVIDUAL WHO BECOMES A CANDIDATE FOR THE OFFICE OF UNITED
22 STATES SENATOR, UNITED STATES REPRESENTATIVE, GOVERNOR,
23 LIEUTENANT GOVERNOR, STATE SENATOR, OR STATE REPRESENTATIVE
24 BY PARTY PETITION FILED UNDER AS 15.25.110 MAY FILE WITH THE
25 LIEUTENANT GOVERNOR A PHOTOGRAPH AND A STATEMENT
26 ADVOCATING THE CANDIDACY WITHIN 10 DAYS OF BECOMING A
27 CANDIDATE.]

28 * **Sec. 82.** AS 15.60.010(6) is amended to read:

29 (6) "federal election" means a general or [,] special [, OR PRIMARY]
30 election held solely or in part for the purpose of selecting, nominating or electing a
31 candidate for the office of President, Vice-President, presidential elector, United States

1 senator, or United States representative;

2 * **Sec. 83.** AS 15.60.010(20) is amended to read:

3 (20) "political group" means a group of organized voters **that**
4 [WHICH] represents a political program [AND WHICH DOES NOT QUALIFY AS
5 A POLITICAL PARTY];

6 * **Sec. 84.** AS 15.60.010(31) is amended to read:

7 (31) "special election" means an election held at a time other than
8 when the general [OR PRIMARY] election is held and an election called to be held
9 with, and at the time of, the general [OR PRIMARY] election;

10 * **Sec. 85.** AS 18.80.290(a) is amended to read:

11 (a) The legislative body of a municipality may, by ordinance or resolution,
12 authorize the establishment of membership in and support of a local human rights
13 commission. The number and qualifications of the members of a local commission
14 and their terms and method of appointment or removal shall be as determined by the
15 legislative body [, EXCEPT THAT A MEMBER MAY NOT HOLD OFFICE IN A
16 POLITICAL PARTY].

17 * **Sec. 86.** AS 22.05.130 is amended to read:

18 **Sec. 22.05.130. Restrictions.** A supreme court justice, while holding office,
19 may not practice law, nor engage in the conduct of any other profession, vocation, or
20 business for profit or compensation, which conduct would interfere with the
21 performance of the judicial duties of the justice, nor may a justice hold office in a
22 political **group** [PARTY], or hold any other office or position of profit under the
23 United States, the state, or its political subdivisions. A supreme court justice filing for
24 another elective public office other than delegate to a constitutional convention of this
25 state or the United States forfeits the judicial position.

26 * **Sec. 87.** AS 22.07.080 is amended to read:

27 **Sec. 22.07.080. Restrictions.** A judge of the court of appeals, while holding
28 office, may not practice law, or engage in the conduct of any other profession,
29 vocation, or business for profit or compensation, which conduct would interfere with
30 the performance of the judicial duties of the judge, nor may a judge hold office in a
31 political **group** [PARTY], or hold any other office or position of profit under the

1 United States, the state, or its political subdivisions. A judge of the court of appeals
 2 filing for another elective public office other than delegate to a constitutional
 3 convention of this state or the United States forfeits the judicial position.

4 * **Sec. 88.** AS 22.10.180 is amended to read:

5 **Sec. 22.10.180. Restrictions.** A superior court judge, while holding office,
 6 may not practice law, nor engage in the conduct of any other profession, vocation, or
 7 business for profit or compensation, which conduct would interfere with the
 8 performance of the judicial duties of the judge, nor may a judge hold office in a
 9 political **group** [PARTY], or hold any other office or position of profit under the
 10 United States, the state, or its political subdivisions. A superior court judge filing for
 11 another elective public office other than delegate to a constitutional convention of this
 12 state or the United States forfeits the judicial position.

13 * **Sec. 89.** AS 22.15.210 is amended to read:

14 **Sec. 22.15.210. Restrictions.** (a) A district judge, while holding office, may
 15 not practice law, nor engage in the conduct of any other profession, vocation, or
 16 business for profit or compensation, which conduct would interfere with the
 17 performance of the judicial duties of the judge, nor may a judge hold office in a
 18 political **group** [PARTY], or hold any other office or position of profit under the
 19 United States, the state, or its political subdivisions, except that, with the approval of
 20 the chief justice of the Alaska Supreme Court, a district judge may be appointed
 21 deputy clerk of the superior court and may hold the office of United States magistrate.
 22 A district judge who files for another elective public office other than delegate to a
 23 constitutional convention of this state or the United States forfeits the judicial position.

24 (b) A magistrate, while holding office, may not hold office in a political
 25 **group** [PARTY]. A magistrate may hold any other office or position of profit under
 26 the United States, the state, or its political subdivisions, or engage in the conduct of
 27 any profession or business that does not interfere with the performance of the judicial
 28 duties of the magistrate or require that the magistrate is repeatedly disqualified, on the
 29 magistrate's own motion, from judicial service because of a conflict of interest caused
 30 thereby.

31 * **Sec. 90.** AS 24.05.184 is amended to read:

1 **Sec. 24.05.184. Termination of interim committee membership.** When a
 2 member of the legislature who serves on a committee created during a between-
 3 session interim by either house or its presiding officers, the legislative council, or the
 4 Legislative Budget and Audit Committee [,] files a **nominating petition**
 5 [DECLARATION OF CANDIDACY] for an elective office other than that of member
 6 of either house of the legislature, and the member has not resigned from membership
 7 on the interim committee, the member's interim committee membership terminates on
 8 the date of filing.

9 * **Sec. 91.** AS 24.20.020 is amended to read:

10 **Sec. 24.20.020. Membership.** The legislative council is composed of the
 11 president of the senate and six other senators appointed by the president, and the
 12 speaker of the house of representatives and six other representatives appointed by the
 13 speaker. [THE MEMBERSHIP FROM EACH HOUSE SHALL INCLUDE AT
 14 LEAST ONE MEMBER FROM EACH OF THE TWO MAJOR POLITICAL
 15 PARTIES.] The appointing authority in each house shall make and announce the
 16 appointment or reappointment of members of the council within 15 days after the
 17 convening of the first regular session of each legislature.

18 * **Sec. 92.** AS 24.20.030(b) is amended to read:

19 (b) When a member of the council files a **nominating petition**
 20 [DECLARATION OF CANDIDACY] for an elective office other than that of member
 21 of either house of the legislature, and the member has not resigned from membership
 22 on the council, the member's council membership terminates on the date of filing.

23 * **Sec. 93.** AS 24.20.040 is amended to read:

24 **Sec. 24.20.040. Vacancies.** When a vacancy occurs in the statutory or
 25 appointive membership of the council, the presiding officer of the house incurring the
 26 vacancy shall fill the vacancy within 30 days. If the office of the president of the
 27 senate or speaker of the house of representatives becomes vacant and a vacancy occurs
 28 among the appointed members of the council, the remaining council members from
 29 the house incurring the vacancy shall appoint a new member. [A LEGISLATOR
 30 APPOINTED TO FILL A VACANCY SHALL BE A MEMBER OF THE SAME
 31 POLITICAL PARTY AS THE MEMBER VACATING THE SEAT, WHEN

1 POSSIBLE.]

2 * **Sec. 94.** AS 24.20.161 is amended to read:

3 **Sec. 24.20.161. Membership.** The Legislative Budget and Audit Committee
4 is composed of 10 members: the **chair** [CHAIRMEN] of the senate and house finance
5 committees; one member selected from each of the senate and house finance
6 committees and appointed by the president of the senate and the speaker of the house,
7 respectively; and three members appointed from each house by the respective
8 presiding officer. The **chair** [CHAIRMAN] of the finance committee may choose not
9 to serve on the committee. If this occurs, the presiding officer of the appropriate
10 house shall appoint a replacement from the finance committee. [THE MEMBERSHIP
11 FROM EACH HOUSE SHALL INCLUDE AT LEAST ONE MEMBER FROM
12 EACH OF THE TWO MAJOR POLITICAL PARTIES.] The committee shall select
13 its own **chair** [CHAIRMAN].

14 * **Sec. 95.** AS 24.20.171(b) is amended to read:

15 (b) When a member of the committee files a **nominating petition**
16 [DECLARATION OF CANDIDACY] for an elective office other than that of member
17 of either house of the legislature, and the member has not resigned from membership
18 on the committee, the member's committee membership terminates on the date of
19 filing.

20 * **Sec. 96.** AS 24.20.410 is amended to read:

21 **Sec. 24.20.410. Membership.** The Administrative Regulation Review
22 Committee is composed of three members of the house appointed by the speaker of
23 the house [,] and three members of the senate appointed by the president of the senate.
24 [THE MEMBERSHIP FROM EACH HOUSE SHALL INCLUDE AT LEAST ONE
25 MEMBER FROM EACH OF THE TWO MAJOR POLITICAL PARTIES.] The
26 committee elects a **chair** [CHAIRMAN] from among its members.

27 * **Sec. 97.** AS 24.60.030(b) is amended to read:

28 (b) A legislative employee may not, on government time, assist in political
29 **group** [PARTY] or candidate activities, campaigning, or fund raising. A legislator
30 may not require an employee to perform an act in violation of this subsection.

31 * **Sec. 98.** AS 24.60.030(c) is amended to read:

1 (c) Unless approved by the committee, during a campaign period for an
 2 election in which the legislator or legislative employee is a candidate, a legislator or
 3 legislative employee may not use or permit another to use state funds, other than funds
 4 to which the legislator is entitled under AS 24.10.110, to print or distribute a political
 5 mass mailing to individuals eligible to vote for the candidate. In this subsection,

6 (1) a "campaign period" is the period that

7 (A) begins 90 days before the date of an election to the board
 8 of an electric or telephone cooperative organized under AS 10.25, a municipal
 9 election, or a **general** [PRIMARY] election, or that begins on the date of the
 10 governor's proclamation calling a special election; and

11 (B) ends the day after the cooperative election, municipal
 12 election, or general or special election;

13 (2) a mass mailing is considered to be political if it is from or about a
 14 legislator, legislative employee, or another person who is a candidate for election or
 15 reelection to the legislature or another federal, state, or municipal office or to the
 16 board of an electric or telephone cooperative.

17 * **Sec. 99.** AS 24.60.031(a)(3) is amended to read:

18 (3) in a campaign for the state legislature, expend money that was
 19 raised on a day when either house of the legislature was in a legislative session by or
 20 on behalf of a legislator under a **nominating petition** [DECLARATION OF
 21 CANDIDACY] or a general letter of intent to become a candidate for public office;
 22 however, this paragraph does not apply to money raised in a place other than the
 23 capital city during the 90 days immediately preceding an election.

24 * **Sec. 100.** AS 24.60.033 is amended to read:

25 **Sec. 24.60.033. Restrictions on employee candidacies.** A legislative
 26 employee may not file a letter of intent to become a candidate or file a **nominating**
 27 **petition** [DECLARATION OF CANDIDACY] for the legislature.

28 * **Sec. 101.** AS 24.60.130(f) is amended to read:

29 (f) The committee may contract for professional services and may employ
 30 staff as it considers necessary. A committee employee, including a person who
 31 provides personal services under a contract with the committee, may not be a

1 legislator, an elected or appointed official of a state or local governmental entity, an
 2 officer of a political **group** [PARTY], a candidate for public office, or a registered
 3 lobbyist. The legislative council shall provide office space, equipment, and additional
 4 staff support for the committee. The committee shall submit a budget for each fiscal
 5 year to the finance committees of the legislature and shall annually submit an
 6 estimated budget to the governor for information purposes in preparation of the state
 7 operating budget. Public members of the committee serve without compensation for
 8 their services, but are entitled to per diem and travel expenses authorized for boards
 9 and commissions under AS 39.20.180.

10 * **Sec. 102.** AS 24.60.130(m) is amended to read:

11 (m) Except as provided in (b)(1) and (2) of this section, a member may not be
 12 a legislator, a legislative employee, an elected or appointed official required to make
 13 disclosures under AS 39.50 (public official financial disclosure), an officer of a
 14 political **group** [PARTY], a candidate for public office, or a registered lobbyist.

15 * **Sec. 103.** AS 24.60.134(a) is amended to read:

16 (a) Except as provided in (c) of this section, in addition to complying with the
 17 other requirements of this chapter, a public member of the committee, an employee of
 18 the committee, or a person under contract to provide personal services to the
 19 committee may not, during the person's term of office or employment or during the
 20 life of the contract, participate in

21 (1) political management or in a political campaign for a candidate for
 22 election to federal, state, or local office, regardless of whether the campaign is partisan
 23 or nonpartisan, or for passage or defeat of a ballot measure of any type;

24 (2) the campaign of, attend campaign fund-raising events for, or make
 25 a financial contribution to

26 (A) a candidate for the legislature;

27 (B) an incumbent legislator or legislative employee who is a
 28 candidate for another public office; or

29 (C) a person running for another office against an incumbent
 30 legislator or legislative employee;

31 (3) a fund-raising event held on behalf of a political **group** [PARTY]

1 or attend a political **group** [PARTY] fund-raising event; or

2 (4) lobbying activities that would require the person to register as a
3 lobbyist except as required to inform the legislature concerning legislation requested
4 by the committee or other matters related to the committee.

5 * **Sec. 104.** AS 24.60.170(q) is amended to read:

6 (q) A campaign period under this section begins on [THE LATER OF 45
7 DAYS BEFORE A PRIMARY ELECTION IN WHICH THE LEGISLATOR OR
8 LEGISLATIVE EMPLOYEE IS A CANDIDATE FOR STATE OFFICE OR] the day
9 on which the individual files as a candidate for state office and ends at the close of
10 election day for the general or special election in which the individual is a candidate or
11 on the day that the candidate withdraws from the election, if earlier. [FOR A
12 CANDIDATE WHO LOSES IN THE PRIMARY ELECTION, THE CAMPAIGN
13 PERIOD ENDS ON THE DAY THAT RESULTS OF THE PRIMARY ELECTION
14 SHOWING THAT ANOTHER INDIVIDUAL WON THE ELECTION ARE
15 CERTIFIED.]

16 * **Sec. 105.** AS 26.20.160(b) is amended to read:

17 (b) Each person who is appointed to serve in an organization for civil defense
18 shall, before entering upon duties of the organization, take the following oath in
19 writing, before a person authorized to administer oaths in this state:

20 "I, do solemnly swear that I will support and
21 defend the Constitution of the United States and the **Constitution**
22 [CONSTITUTION] of the **State** [STATE] of Alaska, against all
23 enemies, foreign and domestic; that I will bear true faith and allegiance
24 to the same; that I take this obligation freely, without any mental
25 reservation or purpose of evasion; and that I will well and faithfully
26 discharge the duties upon which I am about to enter.

27 "And I do further swear that I do not advocate, nor am I, nor
28 have I ever been, a member of any political **group** [PARTY] or
29 organization that advocates, the overthrow of the Government of the
30 United States or of this state by force or violence; and that during such
31 time as I am a member of any organization for civil defense within the

1 state of Alaska, I will not advocate nor become a member of any
 2 political **group** [PARTY] or organization that advocates the overthrow
 3 of the Government of the United States or of this state by force or
 4 violence."

5 * **Sec. 106.** AS 39.25.060(b) is amended to read:

6 (b) Members of the board may not be employees of the state. [NOT MORE
 7 THAN TWO MEMBERS OF THE BOARD MAY BE MEMBERS OF THE SAME
 8 POLITICAL PARTY.]

9 * **Sec. 107.** AS 39.25.160(a) is amended to read:

10 (a) A classified employee may not take an active part in the management of a
 11 political **group** [PARTY] above the precinct level.

12 * **Sec. 108.** AS 39.25.160(c) is amended to read:

13 (c) A person may not require an assessment, subscription, contribution, or
 14 service for a political **group** [PARTY] from a state employee.

15 * **Sec. 109.** AS 39.25.160(d) is amended to read:

16 (d) A person may not seek or attempt to use a political **group** [PARTY]
 17 endorsement in connection with an appointment or promotion in the classified service.

18 * **Sec. 110.** AS 39.25.160(e) is amended to read:

19 (e) An employee in the classified, partially exempt, or exempt service who
 20 seeks nomination or becomes a candidate for state or national elective political office
 21 shall immediately resign any position held in the state service. The employee's
 22 position becomes vacant on the date the employee files a **nominating petition**
 23 [DECLARATION OF CANDIDACY] for state or national elective office. This
 24 subsection applies to employees in the exempt service, except those listed below,
 25 notwithstanding AS 39.25.110. This subsection does not apply to

26 (1) a justice, judges, magistrates, and employees of the judicial branch,
 27 including employees of the judicial council;

28 (2) the governor or the lieutenant governor;

29 (3) a member of the legislature;

30 (4) an employee seeking election as a delegate to a constitutional
 31 convention;

1 (5) officers and employees of the University of Alaska;

2 (6) certificated teachers and noncertificated employees employed by a
3 regional educational attendance area established and organized under AS 14.08.031 -
4 14.08.041 to teach in, administer, or operate schools under the control of a regional
5 educational attendance area school board;

6 (7) certificated teachers employed by the Department of Education and
7 Early Development as correspondence teachers, teachers in skill centers operated by
8 the Department of Education and Early Development, or teachers at Mt. Edgecumbe
9 School;

10 (8) members of boards and commissions and authorities if the member
11 is not entitled to compensation other than per diem and travel for service on the board,
12 commission, or authority;

13 (9) emergency fire-fighting personnel employed by the Department of
14 Natural Resources for a fire emergency or for fire prevention and related activities
15 conducted under AS 41.15.030;

16 (10) youth employed by the Department of Natural Resources under
17 the Youth Employment and Student Intern programs;

18 (11) students employed by the state institutions in which the students
19 are enrolled;

20 (12) persons engaged in employment or pre-employment training
21 programs operated by the Department of Military and Veterans' Affairs;

22 (13) a participant in the Alaska temporary assistance program under
23 AS 47.27 who holds a temporary position with the state in order to obtain job training
24 or experience.

25 * **Sec. 111.** AS 39.25.178 is amended to read:

26 **Sec. 39.25.178. Employee political rights.** A state employee may

27 (1) be a member of a national, state, or local political **group** [PARTY];

28 (2) take part in a political campaign;

29 (3) express political opinions; however, while engaged on official
30 business, a state employee may not display or distribute partisan political material;

31 (4) [REGISTER PARTY PREFERENCE];

1 (5)] serve as a voting or nonvoting delegate to a **political group**
2 [PARTY] convention;

3 **(5)** [(6)] be appointed, nominated, or elected to nonpartisan public
4 office in a local government unit; and

5 **(6)** [(7)] make contributions to a political **group** [PARTY] or a
6 candidate for public office.

7 * **Sec. 112.** AS 39.50.020(a) is amended to read:

8 (a) A public official other than the governor or the lieutenant governor shall
9 file a statement giving income sources and business interests, under oath and on
10 penalty of perjury, within 30 days after taking office as a public official. Candidates
11 for state elective office other than a candidate who is subject to AS 24.60 shall file the
12 statement with the director of elections at the time of filing a [DECLARATION OF
13 CANDIDACY OR A] nominating petition or becoming a candidate by any other
14 means. Candidates for elective municipal office shall file the statement at the time of
15 filing a nominating petition, declaration of candidacy, or other required filing for the
16 elective municipal office. Refusal or failure to file within the time prescribed shall
17 require that the candidate's filing fees, if any, and filing for office be refused or that a
18 previously accepted filing fee be returned and the candidate's name removed from the
19 filing records. A statement shall also be filed by public officials no later than
20 March 15 in each following year. Persons who are members of boards or
21 commissions not named in AS 39.50.200(b) are not required to file financial
22 statements.

23 * **Sec. 113.** AS 39.50.020(b) is amended to read:

24 (b) A public official other than an elected or appointed municipal officer shall
25 file the statement with the Alaska Public Offices Commission. Candidates for the
26 office of governor and lieutenant governor and, if the candidate is not subject to
27 AS 24.60, the legislature shall file the statement under [AS 15.25.030 OR] 15.25.180.
28 Municipal officers, and candidates for elective municipal office, shall file with the
29 municipal clerk or other municipal official designated to receive their filing for office.
30 All statements required to be filed under this chapter are public records.

31 * **Sec. 114.** AS 39.52.120(b) is amended to read:

1 (b) A public officer may not

2 (1) seek other employment or contracts through the use or attempted
3 use of official position;

4 (2) accept, receive, or solicit compensation for the performance of
5 official duties or responsibilities from a person other than the state;

6 (3) use state time, property, equipment, or other facilities to benefit
7 personal or financial interests;

8 (4) take or withhold official action in order to affect a matter in which
9 the public officer has a personal or financial interest;

10 (5) attempt to benefit a personal or financial interest through coercion
11 of a subordinate or require another public officer to perform services for the private
12 benefit of the public officer at any time; or

13 (6) use or authorize the use of state funds, facilities, equipment,
14 services, or another government asset or resource for partisan political purposes; this
15 paragraph does not prohibit use of the governor's residence for meetings to discuss
16 political strategy and does not prohibit use of the communications equipment in the
17 governor's residence so long as there is no special charge to the state for the use; in
18 this paragraph, "for partisan political purposes"

19 (A) means having the intent to differentially benefit or harm a

20 (i) candidate or potential candidate for elective office;

21 or

22 (ii) political [PARTY OR] group;

23 (B) [BUT] does not include having the intent to benefit the
24 public interest at large through the normal performance of official duties.

25 * **Sec. 115.** AS 39.52.310(k) is amended to read:

26 (k) A campaign period under this section begins on [THE LATER OF 45
27 DAYS BEFORE A PRIMARY ELECTION IN WHICH THE GOVERNOR OR
28 LIEUTENANT GOVERNOR IS A CANDIDATE FOR STATE OFFICE OR] the day
29 on which the individual files as a candidate for state office and ends at the close of
30 election day for the general or special election in which the individual is a candidate or
31 on the day that the candidate withdraws from the election, if earlier. [FOR A

1 CANDIDATE WHO LOSES IN THE PRIMARY ELECTION, THE CAMPAIGN
 2 PERIOD ENDS ON THE DAY THAT RESULTS OF THE PRIMARY ELECTION
 3 SHOWING THAT ANOTHER INDIVIDUAL WON THE ELECTION ARE
 4 CERTIFIED.]

5 * **Sec. 116.** AS 39.52.960(15) is amended to read:

6 (15) "organization" includes a group, association, society,
 7 [POLITICAL PARTY,] or other entity made up of two or more persons, whether
 8 operated for profit or nonprofit;

9 * **Sec. 117.** AS 43.20.013(a) is amended to read:

10 (a) A resident individual is entitled to a tax credit not to exceed \$100 for

11 (1) a contribution made in a calendar year to a person or organization
 12 for use exclusively

13 (A) for a political campaign for a candidate for

14 (i) President or **Vice-President** [VICE PRESIDENT] of
 15 the United States [, WHETHER OR NOT THE CANDIDATE WILL
 16 BE VOTED ON IN A PRIMARY ELECTION IN ALASKA];

17 (ii) United States senator from Alaska;

18 (iii) United States representative from Alaska;

19 (iv) governor or lieutenant governor of Alaska;

20 (v) the Alaska legislature;

21 (vi) delegate to an Alaska constitutional convention;

22 (vii) electoral confirmation as a judge or justice of a
 23 court in Alaska; or

24 (viii) municipal office in Alaska; or

25 (B) by a group seeking to influence the outcome of a ballot
 26 proposition or question in Alaska; and

27 (2) dues paid in a calendar year to a nonprofit organization organized
 28 primarily for the purpose of influencing elections in Alaska.

29 * **Sec. 118.** AS 44.99.004 is amended to read:

30 **Sec. 44.99.004. Prescribing proof of capacity and suitability of station and**
 31 **of service and allotment of radio time.** The governor shall prescribe the proof

1 required of the capacity and suitability of a station for broadcasting. The governor
 2 may prescribe the service to be given, except that the state may, at its option, use not
 3 less than six hours of the station's time on the air for each \$100 paid for the service.
 4 The total time to which the state is entitled shall be distributed over the period of one
 5 year. Not more than one hour may be used in any one day and not more than one-
 6 fifty-second of the total time in any one week. The governor may yield portions of the
 7 governor's allotted use of time to the University of Alaska or to state officials. A state
 8 official, except the governor, may not be allotted or use time within 30 days before a
 9 [PRIMARY OR] general election.

10 * **Sec. 119.** AS 45.68.120(a) is amended to read:

11 (a) Registration is not required under AS 45.68.010 for

12 (1) a church or religious organization that is exempt from filing a
 13 federal annual information return under 26 U.S.C. 6033(a)(2)(A);

14 (2) a candidate for national, state, or local office, and a political
 15 [PARTY OR OTHER] committee or group if the candidate, [PARTY,] committee, or
 16 group is required to file financial information with the Alaska Public Offices
 17 Commission under AS 15.13 or with the Federal Election Commission under 2 U.S.C.
 18 431 - 456 (Federal Election Campaign Act);

19 (3) a charitable organization that does not intend to raise or receive
 20 contributions, excluding government grants, in excess of \$5,000 during a fiscal year of
 21 the charitable organization, or that does not intend to receive contributions from more
 22 than 10 persons during a fiscal year of the charitable organization if, in either
 23 situation,

24 (A) all of the organization's functions, including solicitation,
 25 are performed by persons who are not paid for their services; and

26 (B) an officer or member of the organization is not paid or does
 27 not otherwise receive all or a part of the assets or income of the charitable
 28 organization;

29 (4) a person or municipality who has a permit under AS 05.15.100.

30 * **Sec. 120.** AS 15.10.120(b), 15.10.120(c); AS 15.13.065(b), 15.13.070(d), 15.13.070(e),
 31 15.13.112(c), 15.13.400(10); AS 15.20.082, 15.20.211(e); AS 15.25.010, 15.25.020,

1 15.25.030, 15.25.040, 15.25.055, 15.25.056, 15.25.060, 15.25.070, 15.25.090, 15.25.100,
2 15.25.110, 15.25.120, 15.25.130, 15.25.205; AS 15.40.050(a), 15.40.075(b), 15.40.075(d),
3 15.40.135, 15.40.150, 15.40.200, 15.40.210, 15.40.290, 15.40.300, 15.40.330(b), 15.40.350,
4 15.40.420, 15.40.430, 15.40.450, 15.40.460; AS 15.58.040, 15.58.060(b); AS 15.60.010(16),
5 15.60.010(19), 15.60.010(21), 15.60.010(32); AS 23.05.360(b); and AS 24.60.130(c) are
6 repealed.