

CS FOR SENATE BILL NO. 227(STA) am
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE SENATE STATE AFFAIRS COMMITTEE

Amended: 3/24/04

Offered: 3/1/04

Sponsor(s): SENATOR GARY STEVENS

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to municipal runoff elections and to municipal initiative and**
2 **referendum elections."**

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

4 *** Section 1.** AS 29.10.200 is amended by adding a new paragraph to read:

5 (64) AS 29.26.060(e) (runoff election for mayor).

6 *** Sec. 2.** AS 29.26.060(a) is amended to read:

7 (a) Unless otherwise provided by ordinance, a runoff election shall be held if
8 no candidate receives over 40 percent of the votes cast for the office of

9 [(1) MAYOR; OR

10 (2)] member of the governing body or school board if candidates run
11 for a designated seat.

12 *** Sec. 3.** AS 29.26.060 is amended by adding new subsections to read:

13 (d) Unless otherwise provided by ordinance, a runoff election shall be held in
14 a municipality with less than 100,000 residents if no candidate receives over 40

1 percent of the votes cast for the office of mayor.

2 (e) A runoff election shall be held in a municipality with at least 100,000
3 residents if no candidate receives over 50 percent of the votes cast for the office of
4 mayor.

5 (f) Subsection (e) of this section applies to certain home rule and general law
6 municipalities.

7 * **Sec. 4.** AS 29.26.170(a) is amended to read:

8 (a) Unless substantially the same measure is adopted, when a petition seeks an
9 initiative vote, the clerk shall submit the matter to the voters at the next regular
10 election **or, if already scheduled, special election** occurring **not** [NO] sooner than **60**
11 [45] days after certification of the petition. If no [REGULAR] election **is scheduled**
12 **to occur** [OCCURS] within 75 days after the certification of a petition **and the**
13 **governing body determines it is in the best interest of the municipality,** the
14 governing body **may by ordinance order** [SHALL HOLD] a special election **to be**
15 **held** [WITHIN 75 DAYS, BUT NOT SOONER THAN 45 DAYS AFTER
16 CERTIFICATION].

17 * **Sec. 5.** AS 29.26.170(b) is amended to read:

18 (b) If the governing body adopts substantially the same measure, the petition
19 is void, and **the** matter initiated may not be placed before the voters.

20 * **Sec. 6.** AS 29.26.180(a) is amended to read:

21 (a) Unless the ordinance or resolution is repealed, when a petition seeks a
22 referendum vote, the clerk shall submit the matter to the voters at the next **regular**
23 election **or, if already scheduled, special election** occurring **not** [NO] sooner than **60**
24 [45] days after certification of the petition. If no election **is scheduled to occur**
25 [OCCURS] within 75 days **after** [OF] certification of a petition **and the governing**
26 **body determines it is in the best interest of the municipality,** the governing body
27 **may by ordinance order** [SHALL HOLD] a special election **to be held** [WITHIN 75
28 DAYS, BUT NOT SOONER THAN 45 DAYS AFTER CERTIFICATION].