

CS FOR HOUSE JOINT RESOLUTION NO. 43(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FOURTH LEGISLATURE - SECOND SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/1/26

Referred: Rules

Sponsor(s): HOUSE JUDICIARY COMMITTEE

A RESOLUTION

1 **Affirming the Alaska State Legislature's commitment to voter privacy, election**
2 **integrity, and the right to vote; expressing concern regarding disclosure of confidential**
3 **voter information to the United States Department of Justice; and urging action to**
4 **protect voters in the state.**

5 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 **WHEREAS** voters in the state have a reasonable expectation that confidential
7 personal information will be protected by state law and used only for legitimate election
8 administration purposes; and

9 **WHEREAS** art. I, sec. 22, of the Constitution of the State of Alaska, enumerates the
10 right of privacy and affirms that "The right of the people to privacy is recognized and shall
11 not be infringed"; and

12 **WHEREAS** art. I, sec. 4, of the United States Constitution, grants state legislatures
13 authority over the "times, places and manner" of federal elections, establishing state
14 sovereignty over electoral processes; and

15 **WHEREAS** AS 15.07.195 establishes that the following voter registration

1 information is confidential under state law: date of birth, social security number or any part of
2 that number, driver's license number, voter identification number, place of birth, voter
3 signature, and residential address, if the voter elects to make the voter's residential address
4 confidential; and

5 **WHEREAS** AS 15.07.195(c)(1) permits disclosure of confidential voter information
6 to federal agencies only when the disclosure is in compliance with federal law and the
7 receiving federal agency uses the information only for governmental purposes authorized
8 under law; and

9 **WHEREAS**, in July 2025, the United States Department of Justice sent the state a
10 letter claiming the state had more registered active voters than citizens of voting age and
11 demanded the state's complete statewide voter registration list; and

12 **WHEREAS** the state initially responded by providing only the publicly available
13 voter list; and

14 **WHEREAS**, in August 2025, the United States Department of Justice demanded the
15 state's complete and unredacted voter registration list, including confidential information, and
16 asserted that state privacy laws were "clearly preempted" by federal law; and

17 **WHEREAS**, in December 2025, the state transmitted its complete voter registration
18 list, including all confidential personal information, to the United States Department of Justice
19 under a memorandum of understanding; and

20 **WHEREAS** the confidential personal information of more than 600,000 registered
21 voters in the state has been transmitted to federal authorities and cannot be retrieved; and

22 **WHEREAS**, as of February 2026, three federal district courts in California, Oregon,
23 and Michigan have substantively ruled on the legal authority of the United States Department
24 of Justice to demand unredacted state voter registration lists, and all three courts rejected the
25 United States Department of Justice's claims; and

26 **WHEREAS** no federal court has ruled in favor of the United States Department of
27 Justice's interpretation of federal law; and

28 **WHEREAS** the state has no mechanism to monitor how the United States Department
29 of Justice is using the state's voter data, no ability to limit the Department of Justice's use of
30 the data, and no means to retrieve the transmitted data; and

31 **WHEREAS** the Alaska State Legislature has received no assurance from federal

1 authorities that state voter data will not be used for immigration enforcement, criminal
2 investigations, or other purposes unrelated to voter roll maintenance; and

3 **WHEREAS** the state's unique geography, large Alaska Native population, significant
4 military presence, population of senior citizens born before modern vital records systems, and
5 high proportion of residents who live in places that are not on the road system create specific
6 vulnerabilities to both misuse of personal information and documentation-based barriers to
7 voter registration; and

8 **WHEREAS** the federal possession of state voters' confidential personal information
9 creates heightened risk that could lead to residents of the state who are eligible to vote being
10 challenged, investigated, or deterred from voting; and

11 **WHEREAS** election integrity requires both preventing unauthorized voting and
12 protecting every eligible United States citizen's right to vote; and

13 **WHEREAS** the Constitution of the State of Alaska establishes the Alaska State
14 Legislature's duty to protect the privacy rights of the state's residents and ensure the integrity
15 of the state's electoral processes; and

16 **WHEREAS** sovereignty over the state's election system is a core state function that
17 should not be compromised by federal overreach;

18 **BE IT RESOLVED** that the Alaska State Legislature affirms that the privacy of state
19 voters' confidential personal information is a matter of state rights and that the state's voter
20 confidentiality statutes reflect a considered legislative judgment that personal data may not be
21 used for purposes beyond lawful election administration; and be it

22 **FURTHER RESOLVED** that the Alaska State Legislature expresses serious concern
23 that state voter data transmitted to the United States Department of Justice may be used for
24 purposes beyond voter roll maintenance, including purposes that federal courts have found to
25 be outside congressional authorization, and that the state has no mechanism to monitor the use
26 of, limit the use of, or to retrieve the transmitted data; and be it

27 **FURTHER RESOLVED** that the Alaska State Legislature urges the division of
28 elections to immediately request, in writing, from the United States Department of Justice a
29 detailed accounting of

30 (1) how state voter data is being stored and for how long;

31 (2) who has access to state voter data and whether any other federal agencies

1 have been granted access;

2 (3) what state voter data has been used for and will be used for;

3 (4) whether state voter data has been or will be cross-referenced with
4 nonelection databases;

5 (5) what safeguards are in place to prevent unauthorized access or misuse; and

6 (6) when state voter data will be destroyed; and be it

7 **FURTHER RESOLVED** that, if the division of elections receives a response from
8 the United States Department of Justice, the Alaska State Legislature urges the division of
9 elections to transmit the response to the presiding officer of each house of the Alaska State
10 Legislature within 30 days after receipt; and be it

11 **FURTHER RESOLVED** that the Alaska State Legislature commits to monitoring the
12 implementation of any federal voter registration requirements to ensure that no eligible
13 resident is disenfranchised by citizenship documentation barriers, with particular attention to

14 (1) Alaska Native communities, where birth records may be incomplete or
15 inaccessible;

16 (2) rural residents and residents living off the road system who face unique
17 challenges obtaining documentary proof of United States citizenship;

18 (3) Alaska Native elders and senior citizens born before modern vital records
19 systems;

20 (4) active duty military personnel and families of active duty military
21 personnel who may have been born outside the state;

22 (5) naturalized citizens who have established lives in the state; and

23 (6) any state resident whose voter registration status is challenged based on
24 information contained in the voter data transmitted to federal authorities; and be it

25 **FURTHER RESOLVED** that this resolution expresses the will of the Alaska State
26 Legislature, and is intended to provide guidance to state agencies, federal authorities, and the
27 public regarding legislative priorities and intentions for protecting state voter privacy and
28 election integrity.

29 **COPIES** of this resolution shall be sent to the Honorable Pamela Bondi, Attorney
30 General of the United States; the Honorable Harmeet K. Dhillon, Assistant Attorney General,
31 Civil Rights Division, United States Department of Justice; the Honorable Mike Dunleavy,

1 Governor of Alaska; the Honorable Nancy Dahlstrom, Lieutenant Governor of Alaska; the
2 Honorable Stephen J. Cox, Attorney General of Alaska Designee; Carol Beecher, Director of
3 Elections, division of elections; and the Honorable Lisa Murkowski and the Honorable Dan
4 Sullivan, U.S. Senators, and the Honorable Nicholas Begich, U.S. Representative, members of
5 the Alaska delegation in Congress.