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BY *Donald G. Prior*

1 IN THE HOUSE

HOUSE BILL NO. 5

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to Territorial elections;
7 amending Sections 38-4-1, ~~38-4-3~~, 38-4-5,
8 and ~~38-4-8~~ ACIA 1949; and repealing
9 Sections 38-3-1 to 38-3-6, inclusive,
10 ACIA 1949."

11 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

12 Section 1. Section 38-4-1 ACIA 1949 is amended to read as
13 follows:

14 Sec. 38-4-1. DECLARATION OF CANDIDACY: FORM AND
15 CONTENTS. All candidates for the office of Delegate to
16 Congress from Alaska, and all candidates for any other
17 elective Territorial or divisional office (,) now existing
18 or hereafter created by Act of the Congress of the United
19 States or the Legislature of the Territory of Alaska, shall
20 be nominated in a primary election by direct vote of the
21 people in the following manner (;) :

22 Any person who is a member of a political party and
23 desires to become a candidate of that party for any
24 elective office shall, (ON OR BEFORE THE FIRST DAY OF
25 FEBRUARY BEFORE THE DATE OF THE PRIMARY ELECTION) ^{between} ~~after the~~
26 ~~the first day of February and last day of~~ ~~fifteenth day of March and not later than the fifteenth day~~
27 ~~February next preceding each primary election,~~ ~~of April next preceding each primary election,~~ make (,)
28 under oath (,) and file ~~directly~~ ^{or} by mail, ~~but not~~ by
29 telegraph, a declaration of candidacy, which shall contain

30 *cards telegraph to be submitted to the*
making of the original declaration on which
such a party has an on file before the
15th day of February

1 the name, address and (VOTING PRECINCT) length of residency
2 of the candidate in his precinct, judicial division, and
3 Alaska, and a statement that he is a qualified (ELECTOR)
4 voter in (SUCH PRECINCT) the division; that he is a member
5 of the political party from which he seeks the nomination;
6 that (,AT EACH PRIMARY ELECTION AT WHICH HE HAS VOTED
7 DURING THE PRECEDING FOUR YEARS, HE HAS VOTED A BALLOT OF
8 SUCH PARTY OR DECLARED HIS AFFILIATION TO SUCH PARTY AND
9 WILL DECLARE HIS AFFILIATION TO SUCH PARTY AT THE COMING
10 PRIMARY ELECTION AND INTENDS TO VOTE FOR A MAJORITY OF ITS
11 NOMINEES AT THE GENERAL ELECTION WHICH FOLLOWS) in the
12 preceding primary election his name did not appear on the
13 ballot as a candidate of a different party; and that (,) if
14 nominated and elected he will support the principles of
15 (SUCH) the party (AS SET FORTH IN ITS LAST NATIONAL
16 PLATFORM, AND ITS PLATFORM FOR ALASKA ADOPTED DURING THE
17 PRECEDING TWO YEARS) he seeks to represent.

18 (SUCH) The declaration shall be in substantially the
19 following form:

20 DECLARATION OF CANDIDACY

21 I,, (DO HEREBY) declare that I reside
22 at....., in the (PRECINCT) city of.....
23 (street and number)
24 (IN THE).....Judicial Division, Territory of
25 Alaska, and (AM A QUALIFIED ELECTOR THEREIN) receive my
26 mail at.....; that
27 (resident address, P. O. Box, or rural route)
28 I have been a resident of Alaska and the.....Division
29 during the two years next preceding the date of this
declaration; that I am a member of the.....Party
and have been recognized as such for at least six months

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prior to the filing of this declaration; and that my name
did not appear on the ballot at the last primary election
as a candidate of a different party. (IN EACH PRIMARY
ELECTION AT WHICH I HAVE VOTED DURING THE PRECEDING FOUR
YEARS I HAVE VOTED A BALLOT, OR DECLARED MY
AFFILIATION TO THAT PARTY, AND WILL DECLARE MY AFFILIATION
TO SUCH PARTY AT THE COMING PRIMARY ELECTION AND INTEND TO
VOTE FOR A MAJORITY OF ITS NOMINEES AT GENERAL ELECTION
WHICH FOLLOWS:)

I (HEREBY) declare myself a candidate for nomination
to the office of....., to be (MADE) voted on at the
primary election to be held on the.....day of.....,
(IN THE YEAR) 19....., and (HEREBY) request that my name be
printed upon the official primary ballot (, AS PROVIDED BY
LAW,) as a candidate of the.....Party.

(I FURTHER DECLARE THAT, IF NOMINATED AND ELECTED, I
WILL QUALIFY AS.....AND THAT I WILL SUPPORT AND
ABIDE BY THE PRINCIPLES ENUMERATED BY THE.....PARTY
IN ITS LAST NATIONAL AND TERRITORIAL PLATFORM/IN THIS
TERRITORY ADOPTED DURING THE PRECEDING TWO YEARS.)

(I ACCOMPANY HEREWITH) Accompanying this declaration
is the sum of \$....., the fee required by law of me
for becoming (SUCH) a candidate.

(SIGNED THIS.....DAY OF.....19.....)

.....
Signature of Candidate

Subscribed and sworn to before me this (, THE).....
day of....., 19.....

Notary Public

(NOTHING CONTAINED HEREIN SHALL PREVENT ONE WHO HAS NOT VOTED AT ANY PRIMARY ELECTION DURING THE PRECEDING FOUR YEARS FROM BECOMING A CANDIDATE IN ANY PRIMARY ELECTION.)

Section 2. Section ~~38-4-3~~ ACLA 1949 is amended to read as follows:

~~Sec. 38-4-3. DATE ON WHICH ELECTION TO BE HELD. (THE FIRST PRIMARY ELECTION PROVIDED FOR IN THIS ACT SHALL BE HELD ON THE LAST TUESDAY IN APRIL IN THE YEAR 1920 AND SIMILARLY IN EVERY SECOND YEAR THEREAFTER.)~~ *delete*
primary elections shall be held in each precinct on the fourth Thursday of June in each even-numbered year beginning with 1954. *entire amendment*

Section ~~3~~². Section 38-4-5 ACLA 1949 is amended to read as follows:

Sec. 38-4-5. APPLICATION OF LAWS GOVERNING GENERAL ELECTIONS: PAYMENT OF EXPENSES: CHARGES AND FEES: COMPENSATION OF JUDGES AND CLERKS. All the provisions of the laws of United States and the Territory of Alaska relating to the qualifications of voters and the notice and conduct of general elections, the counting of the ballots, and the preparation, transmission and canvassing of the returns, now in force or which may be hereafter enacted, shall govern the conduct of primary elections where applicable, except as hereinafter provided. It shall be the duty of all Clerks of the Court, United States Commissioners, City Councils, election judges, and other officials, to perform the same duties with reference to

1 primary elections as are now or hereafter may be imposed
2 upon them with reference to general elections, except as
3 otherwise provided by this Act. All expenses of the
4 primary election shall be paid by the Territorial Treasurer
5 upon vouchers approved by the Clerk of the Court of the
6 Division in which the service is rendered, except as
7 otherwise provided by this Act, and all charges and fees
8 shall be the same as prescribed by law for the same
9 expenses in general elections.

10 (PROVIDED; HOWEVER, THAT) In all precincts in the
11 Territory of Alaska, the Judges and Clerks of Election
12 shall receive a compensation of (FIFTEEN DOLLARS (\$15.00)
13 PER DAY) \$1.25 per hour for time spent at their official
14 duties, including the receiving of instructions.

15 Section 38-4-8 ACLA 1949 is amended to read as
16 follows:

17 Sec. 38-4-8. CONDUCT OF VOTING: CHALLENGES. Every
18 elector who offers to vote shall (GIVE) write in the
19 registration or poll book in his own handwriting, unless
20 prevented by physical disability, in which case he shall
21 give to the judges of election orally, his name, place of
22 residence and party (AFFILIATION) preference; (TO THE
23 JUDGES OF ELECTION,) one of (WHOM) the judges shall then
24 in an audible tone of voice announce the same, whereupon
25 a challenge may be interposed in the manner provided by
26 law. If no challenge be interposed or if the challenge
27 oath be taken, one of the judges of election shall give
28 him a ballot, at the same time calling to the other judges
29 of election the number of (SUCH) the ballot.

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It shall be the duty of the clerks of election to transcribe the name of the voter and his party (AFFILIATION) preference in the duplicate registers. (AFTER MARKING THE BALLOT,) The voter shall mark and fold the ballot and hand it to one of the judges of election, who shall receive it (, AND IT SHALL BE BY HIM DEPOSITED) and deposit it in the (BOX FOR THE PROPER POLITICAL PARTY) proper ballot box.
Section ~~5~~ Sections 38-3-1, 38-3-2, 38-3-3, 38-3-4, 38-3-5, and 38-3-6 ACLA 1949, are repealed.