

1 IN THE HOUSE

BY MESSRS. SANDERS AND KENDALL

2 HOUSE BILL NO. 255

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SECOND LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to primary elections;
7 amending Ch. 83, SLA 1960."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 Section 1. Sec. 1.01, Art. I, Ch. 83, SLA 1960, is repealed
10 and re-enacted to read:

11 ARTICLE I

12 QUALIFICATION AND PREREGISTRATION OF VOTERS

13 Part 1. Qualification of Voters

14 Sec. 1.01. VOTER QUALIFICATION. a. Any person may
15 vote at any election who

16 (1) is a citizen of the United States;

17 (2) is at least 19 years of age;

18 (3) has been a resident of the state for at least
19 one year immediately preceding the election;

20 (4) has been a resident of the election district
21 in which he seeks to vote for at least 30 days immediately
22 preceding the election;

23 (5) is able to speak or read the English language,
24 unless prevented by physical disability, or who voted in the
25 general election of November 4, 1924;

26 (6) has preregistered as required by this code.

27 b. Any person may vote at a party nomination who meets
28 the requirements set forth in Subsec. a. with the exception
29 of the requirement of Subsec. a. (6).

1 Sec. 2. Art. I, Ch. 83, SLA 1960, is amended by the addi-
2 tion of Part 2 and the following sections:

3 Part 2. Preregistration

4 Sec. 1.51. REQUIREMENT OF PREREGISTRATION. No person
5 who is not preregistered as provided by this article is
6 qualified to vote in any general election. No person who
7 has preregistered is required to preregister again unless
8 he fails to exercise his voting privilege for a period of
9 more than 25 months.

10 Sec. 1.52. METHOD OF PREREGISTRATION. Any person who
11 voted at the general election of November 8, 1960, is pre-
12 registered in the precinct of his residence for the purposes
13 of this code. Any voter having the qualifications set forth
14 in Sec. 1.01 a. may preregister by

15 (1) voting in a party primary nomination, either
16 personally or by absentee ballot; or

17 (2) after the party primary nomination, by exe-
18 cuting such forms and certificates as the secretary of state
19 may require, and delivering them personally or mailing them
20 to the secretary of state not later than the 30th day after
21 the date of the party primary nomination.

22 Sec. 1.53. PREREGISTRATION AFTER THE PARTY PRIMARY
23 NOMINATION. Any otherwise qualified voter who has not pre-
24 registered may obtain from the secretary of state, a deputy
25 or district magistrate, or election supervisor the required
26 forms and certificates. At any time within 30 days after
27 the party primary nomination he may return these, properly
28 executed, to a deputy or district magistrate, election
29 supervisor, or the secretary of state. The forms and

1 certificates shall be executed in the presence of two
2 attesting witnesses, both of whom are qualified voters, or
3 before any election judge, notary public, commissioned offi-
4 cer of the armed forces, including the National Guard,
5 district or deputy magistrate, United States postmaster,
6 United States assistant postmaster, or other person quali-
7 fied to administer oaths. Upon receipt of the properly
8 executed preregistration material returned in person or by
9 mail postmarked within 30 days of the date of the party
10 primary nomination, the secretary of state or election
11 supervisors shall preregister the voter for the election
12 and so notify the voter. The notification of preregistra-
13 tion shall be accepted by the election board in the precinct
14 in which the voter is preregistered as evidence of pre-
15 registration. If the preregistration materials are not
16 properly executed, or are received more than 30 days after
17 the date of the party primary nomination, the secretary of
18 state or election supervisor shall return the materials to
19 the voter and notify him that the preregistration material
20 was not filed within the proper time limits.

21 Sec. 1.54. REQUIREMENT OF PUBLIC NOTICE. The secretary
22 of state shall give full public notice at least 60 days
23 before (1) the date of the primary nomination, (2) the last
24 date on which those who did not vote in the primary may pre-
25 register, and (3) the date of the general election. He
26 shall include in the notice before the first two dates all
27 necessary information about preregistration, and a statement
28 that failure to preregister will result in loss of the right
29 to vote in the next election.

1 Sec. 1.55. CHANGE OF PREREGISTRATION. Any preregister-
2 ed voter may change his preregistration from one precinct to
3 another by informing the secretary of state or election
4 supervisor of the voter's present preregistered address and
5 new address at any time except within 30 days before the
6 date of the election. Upon receipt of the information, the
7 secretary of state or election supervisor shall change the
8 appropriate records to reflect the indicated change of
9 address and so notify the voter. The notification of the
10 change of address shall be accepted by the election board
11 in the precinct to which the voter has moved as evidence of
12 preregistration.

13 Sec. 1.56. COMPILATION, CORRECTION AND DISTRIBUTION
14 OF LIST. The secretary of state shall compile the initial
15 permanent preregistration list for each precinct from the
16 list of voters who cast their ballots in person or by
17 absentee vote in the general election of November 8, 1960.
18 He shall furnish election supervisors with the list of pre-
19 registered voters for their respective districts at least
20 90 days before any election or party primary nomination.
21 The election supervisor shall proceed to correct the list of
22 each precinct to assure that the list will contain only the
23 names of qualified voters residing in each precinct. In
24 correcting the lists, the election supervisors shall delete
25 from the lists the names of voters who have subsequently
26 died, been disqualified as voters, moved from the precinct,
27 or who have not voted in any state election or party nomi-
28 nation during the preceding 25 months, and shall add to the
29 list the names of preregistered voters who have moved into

1 the precinct, and new preregistered voters. Thirty days
2 after the primary nomination the supervisors shall have
3 available for the secretary of state for publication, the
4 list of voters who are preregistered at that time in each
5 precinct. After publication of the initial revised list,
6 additional corrections and changes may be made at any time
7 more than 30 days before the date of the election. The
8 election supervisors shall furnish a list of the preregister-
9 ed voters for each precinct to each election board in
10 sufficient time for use at the election. The secretary of
11 state shall make copies of all lists published by him avail-
12 able to citizens of Alaska at cost.

13 Sec. 1.57. CHANGE OF ADDRESS BEFORE ELECTION. No pre-
14 registered voter may vote in any precinct other than the
15 precinct indicated on the precinct preregistration voter
16 lists unless the election supervisor or his designee certi-
17 fies that the voter is properly preregistered in the election
18 district but has changed his address and has had no oppor-
19 tunity to file a change of address declaration as required.
20 If any preregistered voter changes his address from one pre-
21 inct to another in the election district within 30 days of
22 the election, the voter may obtain a certificate from the
23 election supervisor or his designee in the district that the
24 person is preregistered and has moved within the election
25 district and is qualified to vote in the precinct of his new
26 residence. Upon such certification, the preregistration
27 lists shall be corrected and the preregistered voter per-
28 mitted to vote in the precinct of his new residence.

29 Sec. 1.58. GENERAL DUTY OF THE SECRETARY OF STATE.

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The secretary of state shall provide general administrative supervision over the conduct of preregistration. He may issue any rules or instructions necessary to the administration of preregistration to assure efficiency, prevent voting fraud, and encourage the full exercise of the voting privilege. He shall provide the preregistration forms, certificates, and other preregistration material to be used in the preregistration of voters. The voter certificate shall include an oath, for use when required, that the voter is a qualified voter in all respects, a blank for the voter's signature, and blanks for the attesting witnesses and notary. He shall distribute to the election supervisors, district or deputy magistrates and other election officials the necessary preregistration material for the period during which a person may preregister. He shall make and publish lists as required by the article.

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