

1 IN THE HOUSE

BY MR. JOSEPHSON

2 HOUSE BILL NO. 260

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for a presidential primary  
7 nomination; and providing for an effective  
8 date."

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

10 \* Section 1. AS 15.25 is amended by adding new sections to  
11 read:

12 ARTICLE 3. PRESIDENTIAL PRIMARY NOMINATIONS

13 Sec. 15.25.220. PRESIDENTIAL PRIMARY NOMINATION. At a  
14 presidential primary nomination, each political party shall  
15 express a preference for a presidential candidate and shall  
16 select delegates to attend the party's national nomination  
17 convention. The delegates of each party are required to vote  
18 for the preferred presidential candidate on the first ballot  
19 for the nomination of a presidential candidate at the nation-  
20 al convention.

21 Sec. 15.25.230. DATE OF PRIMARY. The presidential  
22 primary nomination is held on the last Thursday of May in  
23 each presidential election year.

24 Sec. 15.25.240. REQUIREMENTS OF DECLARATION OF  
25 CANDIDACY. A member of a political party who seeks to be-  
26 come a delegate of the party to the party's national con-  
27 vention shall execute and file a declaration of candidacy.  
28 The declaration shall be executed under oath before an  
29 officer authorized to take acknowledgments and shall state

1 in substance

2 (1) the full name of the candidate and the manner  
3 in which he wishes his name to appear on the ballot;

4 (2) the full residence address of the candidate;

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

6 (4) the name of the political party for which the  
7 candidate seeks to be a delegate;

8 (5) the name of the presidential candidate the  
9 candidate intends to support for the presidential nomination  
10 at the national convention if he is selected;

11 (6) that the candidate registered as a member of  
12 the political party for which he seeks to be a delegate at  
13 the preceding party primary nomination;

14 (7) that the candidate requests that his name be  
15 placed on the presidential primary nomination ballot;

16 (8) that the candidate will be an alternate dele-  
17 gate if selected as an alternate delegate;

18 (9) that the required fee accompanies the declara-  
19 tion.

20 Sec. 15.25.250. MANNER AND DATE OF FILING DECLARATION.

21 (a) To be effective, the declaration must be filed by  
22 either

23 (1) the actual physical delivery of the declara-  
24 tion by mail or in person at or before 5:00 p.m. Alaska  
25 Standard Time, February 15 of the year in which the presi-  
26 dential primary nomination is held; or

27 (2) the actual physical delivery by telegram of a  
28 copy in substance of the statements made in the declaration  
29 at or before 5:00 p.m. Alaska Standard Time, February 15 of

1 the year in which the presidential primary nomination is held  
2 and also the actual physical delivery of the original dec-  
3 laration postmarked at or before 5:00 p.m. Alaska Standard  
4 Time, February 15 of the year in which the presidential  
5 primary nomination is held.

6 (b) If February 15 is a Sunday or holiday, the declara-  
7 tion may be filed at or before 5:00 p.m. Alaska Standard  
8 Time of the following day.

9 Sec. 15.25.260. REQUIREMENT OF FILING FEE. At the time  
10 the declaration is filed, the person filing the declaration  
11 shall pay a filing fee to the secretary of state of \$30.

12 Sec. 15.25.270. PREPARATION OF BALLOT. (a) The secre-  
13 tary of state shall prepare separate ballots for each  
14 political party. The ballot for a party shall be headed with  
15 the name of the party and shall have as many columns as there  
16 are presidential candidates named in the declarations for  
17 delegate for that party. Each column shall be headed with  
18 the name of a presidential candidate, in block letters,  
19 followed by the names, in upper and lower case, of all candi-  
20 dates for delegate who state in properly filed declarations  
21 that if selected they will support that presidential candi-  
22 date at the national convention.

23 Sec. 15.25.280. DELEGATES TO THE CONVENTION. (a) Each  
24 member of congress may be a delegate to the national conven-  
25 tion of the party of which he is a member.

26 (b) Before the last day for filing a declaration of  
27 candidacy, each state central committee shall notify the  
28 secretary of state of the number of delegates and alternate  
29 delegates to be selected at the presidential primary

1 nomination. The number is the number the national party  
2 authorizes the state party, less the number of members of  
3 Congress who elect to attend the convention as delegates.

4 (c) Unless a state central committee provides other-  
5 wise under (d) of this section, delegates and alternate  
6 delegates are elected at large.

7 (d) If the number of delegates given the secretary of  
8 state under (b) of this section is four, the state central  
9 committee, by rule, may designate that the one delegate and  
10 one alternate delegate are selected from each judicial  
11 district. If the number of delegates is more than four, the  
12 state central committee may designate that one delegate and  
13 one alternate delegate are selected from each judicial dis-  
14 trict, and may designate the judicial districts from which the  
15 additional delegates and alternate delegates are selected.  
16 The central committee may reward members of the party in a  
17 judicial district for significant contributions to the party  
18 by allowing additional delegates and alternate delegates to  
19 that judicial district, without regard to population. The  
20 designations must be filed with the secretary of state before  
21 the last day for filing declarations of candidacy.

22 (e) If a central committee provides that delegates are  
23 to be selected from judicial districts under (d) of this  
24 section, the secretary of state shall prepare different  
25 ballots for each judicial district. All the ballots for that  
26 party shall show the names of all the presidential candidates,  
27 but ballots for a district shall show only the names of  
28 candidates for delegates who reside in that district.

29 Sec. 15.25.290. PREFERRED PRESIDENTIAL CANDIDATE. The  
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1 preferred presidential candidate is the presidential candi-  
2 date of a party who receives the highest number of votes on  
3 that party's ballot at a presidential primary nomination.

4 Sec. 15.25.300. SELECTED DELEGATES AND ALTERNATE  
5 DELEGATES. Only candidates who stated in their declarations  
6 that they intended to support the preferred presidential  
7 candidate may be delegates or alternate delegates. The  
8 selected delegates are those in the group equal in number to  
9 the number of delegates to be selected who receive the high-  
10 est number of votes. The selected alternate delegates are  
11 those in the group equal in number to the number of alternate  
12 delegates to be selected who received the next highest number  
13 of votes. If not enough delegates and alternate delegates  
14 are selected at the presidential primary nomination to equal  
15 the number the party is authorized to send to the national  
16 convention, the state central committee shall select the  
17 necessary additional delegates and alternate delegates.

18 Sec. 15.25.310. PROCEDURES FOR PRESEDENTIAL PRIMARY  
19 NOMINATION. The provisions of the Election Code (AS 15) for  
20 a general election apply to a presidential primary nomina-  
21 tion, except to the exact extent to which the provisions of  
22 sec. 220 - 320 of this chapter vary those provisions.

23 Sec. 15.25.320. DEFINITIONS. In this chapter  
24 (1) "delegate" includes half-delegate;  
25 (2) "alternate delegate" includes alternate half-  
26 delegate.

27 \* Sec. 2. This Act takes effect January 1, 1964.  
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