

Introduced: 2/8/67
Referred: State Affairs
and Finance

1 IN THE HOUSE

BY STEVENS AND KERTTULA

2 HOUSE BILL NO. 136

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act providing for a presidential primary nomina-
7 tion."

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

9 * Section 1. AS 15.25 is amended by adding new sections to read:

10 ARTICLE 3. PRESIDENTIAL PRIMARY NOMINATIONS.

11 Sec. 15.25.220. PRESIDENTIAL PRIMARY NOMINATION. At a presiden-
12 tial primary nomination, each political party shall express a preference
13 for a presidential candidate and shall select delegates to attend the
14 party's national convention.

15 Sec. 15.25.230. DATE OF PRIMARY. The presidential primary nomi-
16 nation is held on the second Tuesday in May in each presidential
17 election year.

18 Sec. 15.25.240. ELECTION OF DELEGATES TO NATIONAL CONVENTIONS. As
19 soon as possible after the national committees of the major political
20 parties issue their official calls for national nominating conventions,
21 the secretary of state shall ascertain from the proper officials of the
22 committees the number of delegates allotted to the State of Alaska. One
23 of the allotted delegates shall be elected from each senatorial district
24 or combinations thereof as established by the secretary of state in
25 accord with the apportionment of the house of representatives, and the
26 remainder from the state at large. In the arrangement of the official
27 ballots for the primary election, the secretary of state shall provide
28 for the election of one delegate from each senatorial district or com-
29 binations thereof as he has established and the remainder from

1 the state at large.

2 **Sec. 15.25.250. VOTERS EXPRESS PREFERENCE FOR DELEGATES.** Every
3 registered elector of a major political party may vote his preference
4 on the official nominating ballot for one delegate from the senatorial
5 district or combination thereof as established by the secretary of
6 state in which he resides and for as many delegates as are to be
7 elected at large. A plurality vote shall be sufficient to elect a
8 delegate to any national convention, and the allotted number of
9 candidates receiving the highest number of votes shall be chosen in
10 each senatorial district or combinations thereof as established by
11 the secretary of state and in the state at large.

12 **Sec. 15.25.260. PREPARATION OF BALLOT.** The secretary of state
13 shall prepare separate ballots for each political party. The ballot
14 for a party shall be headed with the name of the party and shall have
15 as many columns as there are presidential candidates named in the
16 declarations for delegate for that party. Each column shall be headed
17 with the name of a presidential candidate, in block letters, followed
18 by the names, in upper and lower case, of all candidates for delegate
19 who state in properly filed declarations that if selected they will
20 support that presidential candidate at the national convention.

21 **Sec. 15.25.270. ALTERNATE DELEGATES.** (a) A delegate elected as
22 provided in secs. 240 - 260 of this chapter shall, not later than 35
23 days following his election, file with the secretary of state the name
24 and address of an alternate delegate to the national convention to
25 serve in his absence.

26 (b) Alternate delegates appointed, as provided in subsection (a)
27 of this section, shall be bound to the same pledge as subscribed to by
28 the delegate in sec. 290(b) of this chapter.

29 (c) Alternate delegates to national conventions shall be appoint-

1 ed as provided in sec. 280 of this chapter.

2 **Sec. 15.25.280. VACANCY IN OFFICE OF DELEGATE OR ALTERNATE.**

3 Should a vacancy occur in the office of delegate or alternate delegate,
4 the remaining delegates shall fill the vacancy.

5 **Sec. 15.25.290. REQUIREMENTS OF DECLARATION OF CANDIDACY. (a)** A
6 member of a political party who seeks to become a delegate of the party
7 to the party's national convention shall execute and file a declaration
8 of candidacy. The declaration shall be executed under oath before an
9 officer authorized to take acknowledgments and shall state in substance

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

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

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

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

16 (5) the name of the presidential candidate the candidate
17 intends to support for the presidential nomination at the national
18 convention if he is selected;

19 (6) that the candidate registered as a member of the politi-
20 cal party for which he seeks to be a delegate at the preceding party
21 primary nomination;

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

24 (8) that the candidate will be an alternate delegate if
25 selected as an alternate delegate;

26 (9) that the required fee accompanies the declaration.

27 (b) The declaration of a candidate for election as delegate to
28 a national party convention shall include a pledge that the candidate,
29 if elected, will use his best efforts at the convention for the

1 candidate of his party for office of President of the United States who
2 receives the highest number of votes at the primary election until the
3 candidate for President of the United States is nominated by the
4 convention, receives less than 35 per cent of the votes for nomination
5 by the convention or releases the delegation from his pledge or until
6 two convention nominating ballots have been taken.

7 Sec. 15.25.300. MANNER AND DATE OF FILING DECLARATION. (a) To
8 be effective, the declaration must be filed by either

9 (1) the actual physical delivery of the declaration by mail
10 or in person at or before 5:00 p.m., February 15 of the year in which
11 the presidential primary nomination is held; or

12 (2) the actual physical delivery by telegram of a copy in
13 substance of the statements made in the declaration at or before 5:00
14 p.m., February 15 of the year in which the presidential primary nomina-
15 tion is held and also the actual physical delivery of the original
16 declaration postmarked at or before 5:00 p.m., February 15 of the year
17 in which the presidential primary nomination is held.

18 (b) If February 15 is a Sunday or holiday, the declaration may
19 be filed at or before 5:00 p.m. of the following day.

20 Sec. 15.25.310. PROCEDURES FOR PRESIDENTIAL PRIMARY NOMINATION.
21 The provisions of the Election Code (AS 15) for a general election
22 apply to a presidential primary nomination, except to the extent to
23 which the provisions of secs. 220 - 320 of this chapter vary those
24 provisions.

25 Sec. 15.25.320. DEFINITIONS. In this chapter

26 (1) "delegate" includes half-delegate;

27 (2) "alternate delegate" includes alternate half-delegate;

28 (3) "major political party" means an affiliation of electors

29 representing a political party or organization which polled for its

1 candidates for presidential electors, at the last general election, at
2 least 20 per cent of the entire vote cast for that office.
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