

Original Sponsor: Rules  
Committee by request of  
the Governor

Offered: 4/4/67  
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR CS FOR SENATE BILL NO. 94

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to voter registration."

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

8 \* Section 1. AS 15.05.010 is amended by adding a new subsection to read:

9 (6) has registered before the election as required under  
10 ch. 7 of this title.

11 \* Sec. 2. AS 15 is amended by adding a new chapter to read:

12 CHAPTER 07. REGISTRATION OF VOTERS.

13 Sec. 15.07.010. REGISTRATION OF VOTERS. The precinct election  
14 judges at an election shall allow a person to vote whose name is  
15 registered in the precinct in which he intends to vote.

16 Sec. 15.07.020. WHO MAY REGISTER. A person who has the qualifica-  
17 tions of a voter set out in AS 15.05.010(1) - (5), or who will have the  
18 qualifications at the next primary or general election, is entitled to  
19 be registered as a voter in the precinct in which he resides.

20 Sec. 15.07.030. TIME FOR REGISTRATION. A person who is qualified  
21 under AS 15.05.010(1) - (5) shall be entitled to register at any time  
22 throughout the year, except that no registration will be made for a  
23 period of 14 days preceding the election if the application for registra-  
24 tion is made in person or 30 days preceding the election if the applica-  
25 tion for registration is made by mail.

26 Sec. 15.07.040. REGISTRATION IN PERSON. Registration may be made  
27 in person before a registration official, or by mail.

28 Sec. 15.07.050. REQUIRED REGISTRATION INFORMATION. (a) Each  
29 applicant who requests registration or re-registration shall supply the

1 following information:

- 2 (1) name and sex;
- 3 (2) address and other necessary information establishing  
4 residence if requested;
- 5 (3) election district and precinct as of the date of  
6 registration;
- 7 (4) term of residence in state and in election district;
- 8 (5) date and place of birth;
- 9 (6) whether he has been registered before, and if so in  
10 what election district and precinct was he last registered;
- 11 (7) date of application;
- 12 (8) signature.

13 Sec. 15.07.060. PROCEDURE FOR REGISTRATION BY MAIL. (a) The  
14 secretary of state shall promulgate rules and regulations consistent  
15 with the provisions of this section to enable voters to register by  
16 mail. He shall furnish, upon request, and at no cost to the voter,  
17 forms prepared by him on which the registration information required  
18 under sec. 50 of this chapter shall be inserted by the voter, or by a  
19 person on behalf of the voter if he is physically incapacitated. The  
20 forms shall be witnessed by two Alaska residents 19 years of age or  
21 older. Upon receipt of a mail application for registration, the secretary  
22 of state shall, if the application is approved, register the voter on  
23 the master register, and inform not only the voter but also the  
24 appropriate area election supervisor and registration officials of  
25 the approved registration; if the application for registration is  
26 denied, the secretary of state shall immediately inform the voter in  
27 writing that registration was denied, stating the reason or reasons  
28 therefor, and, in such an event, the secretary of state shall promptly  
29 apply to a superior court of competent jurisdiction for a judicial

1 determination.

2 (b) All applications for registration by mail shall be postmarked  
3 at least 30 days before the next ensuing primary or general election.  
4 An application to register which was not postmarked before the 30-day  
5 requirement shall not be considered to be invalid, but shall be  
6 considered by the secretary of state as an application by the voter to  
7 be registered to vote in the next subsequent primary or general election  
8 and to remain on the master register thereafter.

9 Sec. 15.07.070. RE-REGISTRATION. (a) A voter whose name is  
10 changed by marriage or court order 45 days or less before an election  
11 may vote under his or her previous name. A voter whose name is changed  
12 by marriage or court order more than 45 days before an election shall  
13 re-register.

14 (b) A voter shall re-register if his registration is cancelled  
15 for failure to vote in prior elections as provided by sec. 100 of  
16 this chapter.

17 (c) It shall be incumbent upon the secretary of state to transfer  
18 the registration of a voter from one precinct to another when requested  
19 by a voter so to do, upon good cause shown.

20 (d) A person who claims he is a registered voter, but for whom  
21 no evidence of registration in the precinct can be found, shall be  
22 granted the right to vote in the same manner as that of an absentee  
23 voter and his ballot shall be treated in the same manner. The secretary  
24 of state or his representative shall determine whether the voter is  
25 registered in the election district before counting the ballot.

26 Sec. 15.07.080. REGISTRATION OFFICIALS. The secretary of state  
27 shall appoint one or more registration officials in each municipality  
28 or village, but may not appoint more than one registration official  
29 in each precinct.

1           Sec. 15.07.090. CUSTODY OF REGISTERS. A master register shall  
2 at all times remain in the custody of the secretary of state. The  
3 area election supervisor shall likewise maintain a register of all  
4 voters within the precincts of the area election district he supervises.

5           Sec. 15.07.100. ELIMINATION OF EXCESS NAMES. (a) At the close  
6 of each calendar year, the area election supervisor shall examine the  
7 register.

8           (b) When a registered voter has not voted in either a primary or  
9 general election at least once in four consecutive calendar years, the  
10 voter shall be advised by the area election supervisor by mail sent  
11 to his last known address that his registration has been cancelled.  
12 An application for re-registration shall accompany each notice of  
13 cancellation.

14           (c) The secretary of state shall obtain from the office of vital  
15 statistics death certificates and presumptive death certificates for  
16 all residents over 18 years of age who have died or who have been  
17 presumptively declared dead. The secretary of state shall cancel  
18 the registration of all such deceased voters.

19           Sec. 15.07.110. SECRETARY OF STATE TO ESTABLISH REGISTRATION PLAN.  
20 The secretary of state shall establish the registration plan provided  
21 for in this chapter, and send registration forms to all persons who  
22 voted in the 1966 general election. Persons who vote in the 1968  
23 primary election need not be previously registered to vote; at the  
24 1968 primary election the secretary of state shall provide registration  
25 forms for persons who are not already registered. The secretary of  
26 state shall, no later than 40 days before any primary or general election,  
27 arrange to have the list of registered voters publicly displayed in  
28 all precincts of the state. No list of registered voters may be  
29 utilized for any non-voting purpose. The secretary of state shall

1 instruct registration officials to post the list of registered voters  
2 in a number of locations calculated to obtain maximum recognition.

3 Sec. 15.07.120. GENERAL ADMINISTRATIVE SUPERVISION BY SECRETARY  
4 OF STATE. The secretary of state shall provide general administrative  
5 supervision over the registration and re-registration of voters and may  
6 issue regulations under the Administrative Procedure Act (AS 44.62)  
7 necessary to protect the interest of the voter and assure administrative  
8 efficiency.

9 Sec. 15.07.130. APPEAL TO SUPERIOR COURT FOR DENIAL OF REGISTRA-  
10 TION. When a person is refused registration by a registration official,  
11 the registration official shall at the time of the refusal give to the  
12 registration applicant, in writing, the reason or reasons for the  
13 refusal. The person shall have the right to an immediate appeal to the  
14 area election supervisor, which appeal may be taken informally, and  
15 either verbally or in writing. When a voter is refused registration by  
16 an area election supervisor the action shall be reviewed by the superior  
17 court of the judicial district; the area election supervisor shall file  
18 a petition with the superior court for a judicial determination.

19 Sec. 15.07.140. UNLAWFUL ACTION. (a) It is unlawful for a  
20 registration official to refuse to register a person who is qualified  
21 to vote under the provisions of AS 15.05.010(1) - (5).

22 (b) It is unlawful for a person to register who knows he is not  
23 qualified to vote under the provisions of AS 15.05.010(1) - (5).

24 (c) A person who violates or who aids or abets another to violate  
25 (a) or (b) of this section is guilty of a misdemeanor.

26 Sec. 15.07.150. FALSE STATEMENTS. An applicant for registration  
27 or re-registration who knowingly makes a material statement which is  
28 false is guilty of a misdemeanor.

29 Sec. 15.07.160. FEES PROHIBITED. No registration official may

1 accept a fee from an applicant applying for registration.

2 Sec. 15.07.170. VIOLATIONS. A person who violates the provisions  
3 of secs. 140 or 150 of this chapter is guilty of a misdemeanor and  
4 upon conviction is punishable by imprisonment for not more than one  
5 year or by a fine not to exceed the sum of \$1,000 or by both.

6 \* Sec. 3. AS 15.10.110 is repealed and re-enacted to read:

7 Sec. 15.10.110. APPOINTMENT OF AREA ELECTION SUPERVISORS. The  
8 secretary of state may appoint an area election supervisor for each  
9 of the four election areas to serve in the following cities: Juneau,  
10 Anchorage, Fairbanks and Nome. The area election supervisors shall  
11 assist in the administration of elections. An area election supervisor  
12 may not hold office in a political party.  
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