

*CS (Fin.)  
am*

Original sponsor: Hillstrand, Anderson,  
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Offered: 5/15/70  
Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

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CS FOR HOUSE BILL NO. 373

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act relating to political campaigns."

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

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\* Section 1. AS 15.55 is amended by adding new sections to read:

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Sec. 15.55.233. EXPENDITURES BY LEGISLATIVE CANDIDATES. (a) The

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maximum total amount which may be spent by, or on behalf of, a candidate

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for the state legislature, including expenditures by other persons in

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support of a candidate, during a primary, general or special election

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campaign is as follows:

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(1) a state house of representatives candidate -- \$4,000 in

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a primary election, \$4,000 in a general election and \$4,000 in a special

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election;

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(2) a state senate candidate -- \$7,500 in a primary election,

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\$7,500 in a general election and \$7,500 in a special election.

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(b) No expenditure specified in (a) of this section may be made

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without the written consent of the candidate or a person he may desig-

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nate for that purpose.

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(c) No candidate may accept or receive or permit to be spent by

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a person on the candidate's behalf, and no person may contribute or

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spend on the candidate's behalf, an amount greater than \$500.

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Sec. 15.55.235. REPORTS. (a) A candidate shall file the reports

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required in (d) of this section.

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(b) The required reports shall be filed at least seven days before

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the date of election and matters reported shall cover the period from

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the first day of expenditure or contribution to be reported through 10

1 days before the date of election. By January 10 of the succeeding year  
2 a report shall be filed for the period from 10 days before the date of  
3 election to January 1 of the following year.

4 (c) A candidate required to file reports shall keep, for at least  
5 two years after the date of report to which it pertains, a receipted  
6 bill stating particulars of each expenditure which exceeds \$100 in the  
7 case of a particular expenditure or, in the case of an expenditure for  
8 a lesser amount, if the aggregate amount of expenditures to the same  
9 person during a calendar year exceeds \$100.

10 (d) The clerk of the superior court in the judicial district from  
11 which a candidate seeks election shall require reports of candidates'  
12 expenditures and contributions in each election for which expenditures  
13 are limited under this section. For that purpose the clerk shall  
14 perform the following duties:

15 (1) prepare a standard reporting form for use by candidates;  
16 the form shall provide for disclosure of

17 (A) the amount of each expenditure grouped by category  
18 of expenditure;

19 (B) the name and mailing address of each person who has  
20 made one or more contributions to or in support of the candidate  
21 in the amount of \$100 or more, together with the amount and date  
22 of the contributions;

23 (C) the total amount of contributions made to or in  
24 support of the candidate and not reported under (B) of this  
25 paragraph;

26 (D) the total amount of proceeds from

27 (i) the sale of tickets to dinners, luncheons,  
28 rallies and all other fund raising events;

29 (ii) mass collections made at such events;

1 (iii) sales of political campaign pins, buttons,  
2 badges, flags, emblems, hats, banners, literature and similar  
3 campaign materials;

4 (E) each campaign receipt of \$100 or more not otherwise  
5 provided for under (A) - (D) of this paragraph;

6 (F) the total amount of all receipts during the report-  
7 ing period;

8 (G) the name and mailing address of each person to whom  
9 an expenditure has been made in the aggregate amount of \$100 or  
10 more, and the amount, date and purpose of the expenditure;

11 (H) the total amount of expenditures made during the  
12 reporting period;

13 (I) the amount and nature of debts and obligations owed  
14 by the candidate or other persons for expenditures, in the form  
15 the clerk may prescribe;

16 (J) the affidavit of the candidate verifying information  
17 in the report;

18 (K) other information to carry out the purpose of this  
19 section as the clerk may prescribe;

20 (2) prepare a summary of each report required under (1) of  
21 this subsection and within three days of the filing date for reports  
22 publish copies of the summary in each newspaper of general circulation  
23 in the election district of the candidate reporting;

24 (3) make reports available for public inspection and furnish  
25 copies of reports upon request;

26 (4) preserve reports for a period of at least two years from  
27 date of receipt;

28 (5) promptly after the filing date for filing reports under  
29 (b) of this section, notify persons delinquent in filing the reports

1 and submit delinquencies to the attorney general;

2 (6) provide a copy of the provisions of this section to  
3 each candidate upon the filing of his declaration of candidacy;

4 (7) promptly transmit to the secretary of state a copy  
5 of all reports filed.

6 Sec. 15.55.237. VIOLATIONS. (a) A person is guilty of a mis-  
7 demeanor who wilfully violates secs. 233(b), 233(c) or 235(c) of this  
8 chapter or who wilfully fails to file or wilfully makes a false state-  
9 ment in filing reports of expenditures and contributions under sec. 235  
10 of this chapter.

11 (b) If, in his campaign for election to legislative office, a  
12 member of the legislature exceeds the limits on expenditures prescribed  
13 in sec. 233(a) of this chapter, the appropriate house may expel the  
14 offending member under the provisions of art. II, sec. 12 of the state  
15 constitution.

16 Sec. 15.55.239. DEFINITIONS. In secs. 235 - 239 of this chapter,  
17 unless the context requires otherwise,

18 (1) "candidate" means a person who files with the secretary  
19 of state as a candidate for election to the state legislature;

20 (2) "contribution" means a gift, subscription, loan, advance  
21 or deposit of money or other thing of value made for the purpose of  
22 influencing the nomination for election or election of a candidate;  
23 the term includes but is not limited to a contract, promise or agree-  
24 ment, whether or not legally enforceable, to make a contribution;

25 (3) "expenditure" means a purchase, payment, distribution,  
26 loan, advance, deposit or gift of money or other thing of value made  
27 for the purpose of influencing the nomination for election or election  
28 of a candidate; the term includes but is not limited to a contract,  
29 promise or agreement, whether or not legally enforceable, to make a

1 contribution.

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

3 CHAPTER 57. ELECTION PAMPHLETS.

4 ARTICLE 1. CANDIDATE PAMPHLET.

5 Sec. 15.57.010. CONTENTS OF PAMPHLET. The secretary of state  
6 shall mail to all voters of the state before each state general election  
7 a candidate pamphlet containing photographs and campaign statements of  
8 eligible nominees who desire to participate in the pamphlet.

9 Sec. 15.57.020. STATEMENT AND PHOTOGRAPH TO BE FILED BY NOMINEE.  
10 Not later than 60 days before the applicable state election, each  
11 nominee for the office of United States senator, United States repre-  
12 sentative, governor, secretary of state, judicial officer, state  
13 senator and state representative may file with the secretary of state  
14 a typewritten statement advocating his candidacy. The statement may  
15 not exceed 350 words per printed page and may be accompanied by a  
16 photograph not more than five years old and suitable for reproduction.

17 Sec. 15.57.030. REJECTION OF STATEMENTS. (a) The secretary of  
18 state shall, within 10 days after receipt, reject any statement offered  
19 for filing, which, in the opinion of federal postal authorities,  
20 contains matter the circulation of which through the mails is prohibited  
21 by federal law, and shall immediately notify the candidate.

22 Sec. 15.57.040. PUBLICATION AND CONSOLIDATION WITH VOTER PAMPHLET.  
23 The statements and photographs of nominees, as set out in secs. 10 and  
24 20 of this chapter, shall be published by the secretary of state as a  
25 candidate pamphlet.

26 Sec. 15.57.050. CHARGES TO NOMINEES FOR SPACE. (a) Nominees  
27 shall pay for one page of space in the candidate pamphlet as follows:

28 (1) United States senator, United States representative and  
29 all nominees for state offices voted upon throughout the state, \$100

1 each;

2 (2) judicial officers other than supreme court justice, \$50  
3 each;

4 (3) state senator, \$50 each;

5 (4) state representative, \$25 each.

6 (b) All payments shall be made to the secretary of state when  
7 the statement is offered to him for filing and shall be deposited in  
8 the general fund.

9 (c) Nominees for president and vice president shall each be  
10 entitled to one page without charge and each political party nominating  
11 a presidential candidate shall be entitled to one page without charge.

12 (d) Political parties may each purchase an additional page for  
13 \$500.

14 Sec. 15.57.060. DISTRIBUTION. (a) Not less than 30 days before  
15 the election, the secretary of state shall transmit by mail, to every  
16 voter in the state whose address he can with reasonable diligence  
17 ascertain, one copy of the pamphlet. When practical, the secretary of  
18 state shall have the pamphlets printed so that no candidate's picture  
19 or statement is included in the copy of the pamphlet going to a district  
20 where the candidate's election is not to be voted upon.

21 (b) Additional copies of the pamphlet may be obtained from the  
22 office of the secretary of state at cost.

23 Sec. 15.57.070. ORDER OF APPEARANCE. The candidates' photographs  
24 and statements shall appear in the pamphlet in alphabetical order  
25 within each category of office, in the sequence the offices sought appear  
26 on the state general election ballot.

27 Sec. 15.57.080. REGULATIONS. The secretary of state may issue  
28 regulations necessary to effectuate and clarify the provisions of this  
29 chapter.