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Offered: 5/15/70  
Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 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; and providing  
7 for an effective date."

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

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

10 Sec. 15.55.233. EXPENDITURES BY CANDIDATES. (a) The maximum  
11 total amount which may be spent by, or on behalf of, a candidate,  
12 including expenditures by other persons in support of a candidate,  
13 during a primary, general or special election campaign is as follows:

14 (1) a state house of representatives candidate -- \$4,000 in  
15 a primary election, \$4,000 in a general election and \$4,000 in a special  
16 election;

17 (2) a state senate candidate -- \$7,500 in a primary election,  
18 \$7,500 in a general election and \$7,500 in a special election;

19 (3) a statewide candidate --\$50,000 in a primary election,  
20 \$75,000 in a general election and \$50,000 in a special election.

21 (b) No expenditure specified in (a) of this section may be made  
22 without the written consent of the candidate or a person he may desig-  
23 nate for that purpose.

24 (c) No candidate may accept or receive or permit to be spent by  
25 a person on the candidate's behalf, and no person may contribute or  
26 spend on the candidate's behalf, an amount greater than \$500.

27 Sec. 15.55.235. REPORTS. (a) A candidate shall file the reports  
28 required in (d) of this section.

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

1 the date of election and matters reported shall cover the period from  
2 the first day of expenditure or contribution to be reported through 10  
3 days before the date of election. By January 10 of the succeeding year  
4 a report shall be filed for the period from 10 days before the date of  
5 election to January 1 of the following year.

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

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

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

20 (A) the amount of each expenditure grouped by category  
21 of expenditure;

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

26 (C) the total amount of contributions made to or in  
27 support of the candidate and not reported under (B) of this  
28 paragraph;

29 (D) the total amount of proceeds from

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

3 (ii) mass collections made at such events;

4 (iii) sales of political campaign pins, buttons,  
5 badges, flags, emblems, hats, banners, literature and similar  
6 campaign materials;

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

9 (F) the total amount of all campaign receipts during the  
10 reporting period;

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

14 (H) the total amount of expenditures made during the  
15 reporting period;

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

19 (J) the affidavit of the candidate verifying information  
20 in the report;

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

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

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

29 (4) preserve reports for a period of at least two years from

1 date of receipt;

2 (5) promptly after the filing date for filing reports under  
3 (b) of this section, notify persons delinquent in filing the reports  
4 and submit delinquencies to the attorney general;

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

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

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

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

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

21 (1) "candidate" means a person who files with the secretary  
22 of state as a candidate for election to the state legislature, for  
23 governor, secretary of state, to the U. S. Senate and the U. S. House  
24 of Representatives;

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

1 (3) "expenditure" means a purchase, payment, distribution,  
2 loan, advance, deposit or gift of money or other thing of value made  
3 for the purpose of influencing the nomination for election or election  
4 of a candidate; the term includes but is not limited to a contract,  
5 promise or agreement, whether or not legally enforceable, to make an  
6 expenditure.

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

8 CHAPTER 57. ELECTION PAMPHLETS.

9 ARTICLE 1. CANDIDATE PAMPHLET.

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

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

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

27 Sec. 15.57.040. PUBLICATION AND CONSOLIDATION WITH VOTER PAMPHLET.  
28 The statements and photographs of nominees, as set out in secs. 10 and  
29 20 of this chapter, shall be published by the secretary of state as a

1 candidate pamphlet.

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

4 (1) United States senator, United States representative and  
5 all nominees for state offices voted upon throughout the state, \$100  
6 each;

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

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

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

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

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

17 (d) Political parties may each purchase an additional page for  
18 \$500.

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

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

28 Sec. 15.57.070. ORDER OF APPEARANCE. The candidates' photographs  
29 and statements shall appear in the pamphlet in alphabetical order

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within each category of office, in the sequence the offices sought appear on the state general election ballot.

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

\* Sec. 3. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.