

1 IN THE SENATE

BY JOSEPHSON AND MILLER

2 SENATE BILL NO. 39

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH 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 presidential
12 primary nomination, each political party shall express a preference for
13 a presidential candidate and shall select delegates to attend the
14 party's national nomination convention. The delegates of each party
15 are required to vote for the preferred presidential candidate on the
16 first ballot for the nomination of a presidential candidate at the nation-
17 al convention.

18 Sec. 15.25.230. DATE OF PRIMARY. The presidential primary nomina-
19 tion is held on the last Thursday of May in each presidential election
20 year.

21 Sec. 15.25.240. REQUIREMENTS OF DECLARATION OF CANDIDACY. A
22 member of a political party who seeks to become a delegate of the party
23 to the party's national convention shall execute and file a declaration
24 of candidacy. The declaration shall be executed under oath before an
25 officer authorized to take acknowledgments and shall state in substance

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

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

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

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

3 (5) the name of the presidential candidate the candidate in-
4 tends to support for the presidential nomination at the national con-
5 vention if he is selected;

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

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

11 (8) that the candidate will be an alternate delegate if
12 selected as an alternate delegate;

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

14 Sec. 15.25.250. MANNER AND DATE OF FILING DECLARATION. (a) To
15 be effective, the declaration must be filed by either

16 (1) the actual physical delivery of the declaration by mail
17 or in person at or before 5:00 p.m. Alaska Standard Time, February 15
18 of the year in which the presidential primary nomination is held; or

19 (2) the actual physical delivery by telegram of a copy in
20 substance of the statements made in the declaration at or before 5:00
21 p.m. Alaska Standard Time, February 15 of the year in which the presi-
22 dential primary nomination is held and also the actual physical
23 delivery of the original declaration postmarked at or before 5:00 p.m.
24 Alaska Standard Time, February 15 of the year in which the presidential
25 primary nomination is held.

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

28 Sec. 15.25.260. REQUIREMENT OF FILING FEE. At the time the
29 declaration is filed, the person filing the declaration shall pay a

1 filing fee to the secretary of state of \$30.

2 Sec. 15.25.270. PREPARATION OF BALLOT. (a) The secretary of
3 state shall prepare separate ballots for each political party. The
4 ballot for a party shall be headed with the name of the party and shall
5 have as many columns as there are presidential candidates named in the
6 declarations for delegate for that party. Each column shall be headed
7 with the name of a presidential candidate, in block letters, followed by
8 the names, in upper and lower case, of all candidates for delegate who
9 state in properly filed declarations that if selected they will support
10 that presidential candidate at the national convention.

11 Sec. 15.25.280. DELEGATES TO THE CONVENTION. (a) Each member of
12 congress may be a delegate to the national convention of the party of
13 which he is a member.

14 (b) Before the last day for filing a declaration of candidacy,
15 each state central committee shall notify the secretary of state of the
16 number of delegates and alternate delegates to be selected at the presi-
17 dential primary nomination. The number is the number the national party
18 authorizes the state party, less the number of members of Congress who
19 elect to attend the convention as delegates.

20 (c) Unless a state central committee provides otherwise under (d)
21 of this section, delegates and alternate delegates are elected at large.

22 (d) If the number of delegates given the secretary of state under
23 (b) of this section is four, the state central committee, by rule, may
24 designate that the one delegate and one alternate delegate are selected
25 from each judicial district. If the number of delegates is more than
26 four, the state central committee may designate that one delegate and
27 one alternate delegate are selected from each judicial district, and
28 may designate the judicial districts from which the additional delegates
29 and alternate delegates are selected. The central committee may reward

1 members of the party in a judicial district for significant contribu-
2 tions to the party by allowing additional delegates and alternate
3 delegates to that judicial district, without regard to population. The
4 designations must be filed with the secretary of state before the last
5 day for filing declarations of candidacy.

6 (e) If a central committee provides that delegates are to be
7 selected from judicial districts under (d) of this section, the secre-
8 tary of state shall prepare different ballots for each judicial district.
9 All the ballots for that party shall show the names of all the presi-
10 dential candidates, but ballots for a district shall show only the
11 names of candidates for delegates who reside in that district.

12 Sec. 15.25.290. PREFERRED PRESIDENTIAL CANDIDATE. The preferred
13 presidential candidate is the presidential candidate of a party who
14 receives the highest number of votes on that party's ballot at a presi-
15 dential primary nomination.

16 Sec. 15.25.300. SELECTED DELEGATES AND ALTERNATE DELEGATES. Only
17 candidates who stated in their declarations that they intended to
18 support the preferred presidential candidate may be delegates or
19 alternate delegates. The selected delegates are those in the group
20 equal in number to the number of delegates to be selected who receive
21 the highest number of votes. The selected alternate delegates are
22 those in the group equal in number to the number of alternate delegates
23 to be selected who received the next highest number of votes. If not
24 enough delegates and alternate delegates are selected at the presi-
25 dential primary nomination to equal the number the party is authorized
26 to send to the national convention, the state central committee shall
27 select the necessary additional delegates and alternate delegates.

28 Sec. 15.25.310. PROCEDURES FOR PRESIDENTIAL PRIMARY NOMINATION.
29 The provisions of the Election Code (AS 15) for a general election

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apply to a presidential primary nomination, except to the exact extent to which the provisions of sec. 220 - 320 of this chapter vary those provisions.

Sec. 15.25.320. DEFINITIONS. In this chapter

- (1) "delegate" includes half-delegate;
- (2) "alternate delegate" includes alternate half-delegate.