

Introduced: 3/26/71  
Referred: State Affairs  
and Judiciary

1 IN THE HOUSE

BY ROSE

2 HOUSE BILL NO. 361

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

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

18 Sec. 15.25.230. DATE OF PRIMARY. The presidential primary nomi-  
19 nation is held on the last Thursday of May in each presidential  
20 election 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 acknowledgements 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  
4 intends to support for the presidential nomination at the national  
5 convention if he is selected;

6 (6) that the candidate registered as a member of the  
7 political party for which he seeks to be a delegate at the preceding  
8 party 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 with the lieutenant  
16 governor by either

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

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

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

29 Sec. 15.25.260. REQUIREMENT OF FILING FEE. At the time the

1 declaration is filed, the person filing the declaration shall pay a  
2 filing fee to the lieutenant governor of \$30.

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

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

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

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

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

1 district, and may designate the judicial districts from which the  
2 additional delegates and alternate delegates are selected. The central  
3 committee may reward members of the party in a judicial district for  
4 significant contributions to the party by allowing additional delegates  
5 and alternate delegates to that judicial district, without regard to  
6 population. The designations must be filed with the lieutenant  
7 governor before the last day for filing declarations of candidacy.

8 (e) If a central committee provides that delegates are to be  
9 selected from judicial districts under (d) of this section, the  
10 lieutenant governor shall prepare different ballots for each judicial  
11 district. All the ballots for that party shall show the names of all  
12 the presidential candidates, but ballots for a district shall show  
13 only the names of candidates for delegates who reside in that district.

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

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

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Sec. 15.25.310. PROCEDURES FOR PRESIDENTIAL PRIMARY NOMINATION.

The provisions of the Election Code (AS 15) for a general election 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 secs. 220 - 320 of this chapter

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