

Introduced: 1/29/73
Referred: State Affairs and
Judiciary

1 IN THE HOUSE

BY THE RULES COMMITTEE
BY REQUEST OF THE GOVERNOR

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2 HOUSE BILL NO. 148

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the nomination and qualification
7 of candidates."

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

9 * Section 1. AS 15.25.030 is repealed and re-enacted to read:

10 Sec. 15.25.030. DECLARATION OF CANDIDACY. A member of a
11 political party who seeks to become a candidate of the party in the
12 primary election shall execute and file a declaration of candidacy.
13 The declaration shall be executed under oath before an officer
14 authorized to take acknowledgments and shall state in substance: (1)
15 the full name of the candidate and the manner in which he wishes his
16 name to appear on the ballot; (2) the full resident addresses of the
17 candidate for the preceding three years and the dates between which
18 he has resided at each address; (3) the full mailing address of the
19 candidate; (4) the office for which the candidate seeks nomination,
20 and if the candidacy is for the office of state senator or state
21 representative, the election or senate district for which he is a
22 candidate; (5) the name of the political party of which he is a
23 candidate for nomination; (6) the date of the primary election at
24 which the candidate declares himself to be a candidate; (7) the term
25 of continuous residency claimed by the candidate; (8) the citizenship
26 of the candidate, and if not a citizen of the United States, the date
27 upon which he will become a citizen; (9) the precinct and district in
28 which the candidate is a registered voter; (10) the date and place of
29 birth of the candidate; (11) that the candidate if nominated and

1 elected will support the principles of the party he seeks to
2 represent; (12) that the candidate requests that his name be placed
3 on the primary election ballot; (13) that the required fee accompanies
4 the declaration; and (14) that he is not a candidate for any other
5 office, excluding a congressional office, to be voted upon at the
6 primary election.

7 * Sec. 2. AS 15.25.180 is repealed and re-enacted to read:

8 Sec. 15.25.180. REQUIREMENTS FOR PETITION. The petition shall
9 state in substance

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

12 (2) the full resident addresses of the candidate for the
13 preceding three years and the dates between which he has resided at
14 each address;

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

16 (4) the office for which the candidate is nominated, and if
17 the candidacy is for the office of state senator or state representa-
18 tive, the election or senate district for which he is a candidate;

19 (5) if the candidate claims a party affiliation, the name
20 of the party or political group supporting him;

21 (6) the date of the election at which the candidate seeks
22 election;

23 (7) the term of continuous residency claimed by the
24 candidate;

25 (8) the citizenship of the candidate, and if not a citizen
26 of the United States, the date upon which he will become a citizen;

27 (9) the district and precinct in which the candidate is
28 registered as a voter;

29 (10) the date and place of birth of the candidate;

1 (11) that the subscribers are registered voters of the
2 state, and if the candidacy is for the state legislature, residents
3 of the election district for which the candidate is filing;

4 (12) that the subscribers support the nomination of the
5 candidate and request that the candidate's name be place on the
6 ballot;

7 (13) that the proposed candidate accepts the nomination
8 and will serve if elected, with the statement signed by the proposed
9 candidate;

10 (14) if the candidacy is for the office of the governor,
11 the name of the candidate for lieutenant governor running jointly
12 with him.

13 * Sec. 3. AS 15.25 is amended by adding a new section to read:

14 Sec. 15.25.043. REVIEW OF DECLARATIONS OF CANDIDACY. (a) The
15 lieutenant governor shall review each declaration of candidacy to
16 determine the accuracy of the matters attested to therein by comparing
17 the declaration with public records of the state or of other states.
18 If public records disclose information which directly contradicts
19 matters attested to in the declaration of candidacy, the lieutenant
20 governor shall immediately notify the person filing the declaration.
21 If the contradiction is not reconciled by the correction of either
22 the declaration or the information contradicting the declaration, the
23 lieutenant governor shall notify the candidate, within 10 days after
24 the deadline for filing, that his declaration is not complete, the
25 reasons why the declaration is not complete and that his name will not
26 appear on the ballot. Within 10 days of notice by the lieutenant
27 governor the person filing the declaration may appeal the ruling of
28 the lieutenant governor by filing an action in superior court.

29 (b) This section applies to all candidates for state elective

1 office, and, where applicable, to all candidates in local elections
2 which are administered and supervised by the lieutenant governor.

3 * Sec. 4. AS 15.25 is amended by adding a new section to read:

4 Sec. 15.25.185. REVIEW OF PETITION. The lieutenant governor
5 shall review each petition filed under sec. 180 of this chapter in
6 the same manner provided for declarations of candidacy under sec. 43
7 of this chapter, with the right of appeal reserved to the candidate.
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