

Original sponsor: Rules Committee by
request of the Governor

Offered: 2/20/73
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR 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 AS 15.25.030 is repealed and re-enacted to read: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 requests that his name

1 be placed on the primary election ballot; (12) that the required fee
2 accompanies the declaration; and (13) that he is not a candidate for
3 any other office to be voted upon at the primary election.

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 AS 15.25.180 is repealed and re-enacted to read:

5 Sec. 15.25.180. REQUIREMENTS FOR PETITION. The petition shall
6 state in substance

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

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

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

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

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

17 (6) the date of the election at which the candidate seeks
18 election;

19 (7) the term of continuous residency claimed by the
20 candidate;

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

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

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

26 (11) that the subscribers are registered voters of the
27 state, and if the candidacy is for the state legislature, residents
28 of the election district for which the candidate is filing;
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1 (12) that the subscribers support the nomination of the
2 candidate and request that the candidate's name be placed on the
3 ballot;

4 (13) that the proposed candidate accepts the nomination
5 and will serve if elected, with the statement signed by the proposed
6 candidate;

7 (14) if the candidacy is for the office of the governor,
8 the name of the candidate for lieutenant governor running jointly
9 with him.

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

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