

Original sponsor: Rules Committee by  
request of the Governor

Offered: 6/1/75  
Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 300 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state elections."

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

8 \* Section 1. AS 15.05.010(4) is amended to read:

9 (4) has been a resident of the state [FOR AT LEAST 75 DAYS]  
10 and of the election district in which he seeks to vote for at least 30  
11 days just before the election; and

12 \* Sec. 2. AS 15.05.020(2) is amended to read:

13 (2) The residence of a person is that place in which his  
14 habitation is fixed, and to which, whenever he is absent, he has the  
15 intention to return. If a person resides with his family in one  
16 place, but does business in another, the former is his place of resi-  
17 dence; but any person who, having a family, establishes a dwelling place  
18 other than with his family, with the intention of remaining there and  
19 not returning to his family, shall be considered a resident where he has  
20 established that dwelling place. Temporary construction camps do not  
21 constitute a dwelling place.

22 \* Sec. 3. AS 15.05.020(5) is amended to read:

23 (5) A person does not gain residence in any place to which he  
24 comes without the present intention to establish his permanent dwelling  
25 at that place [A RESIDENCE IN A PLACE TO WHICH HE COMES FOR TEMPORARY  
26 PURPOSES ONLY].

27 \* Sec. 4. AS 15.07.090(a) is amended to read:

28 (a) A voter whose name is changed by marriage or court order may  
29 vote under the [HIS OR HER] previous name, but if the voter desires to

1 use the new name, he or she shall notify the lieutenant governor [CHOOSES  
2 TO RE-REGISTER, THE RE-REGISTRATION MAY] not [BE MADE] later than 30  
3 days preceding an election so that the registration may be amended to  
4 reflect the change.

5 \* Sec. 5. AS 15.07.090(b) is amended to read:

6 (b) A voter shall re-register if his registration is cancelled  
7 for failure to vote in prior elections as provided in sec. 130 of this  
8 chapter. The re-registration may not be made later than 30 days  
9 preceding an election.

10 \* Sec. 6. AS 15.07.090(d) is amended to read:

11 (d) A person who claims he is a registered voter, but for whom no  
12 evidence of registration in the precinct can be found, shall be granted  
13 the right to vote in the same manner as that of a questioned voter and  
14 his ballot shall be treated in the same manner. The ballot shall be  
15 considered to be a "questioned ballot" and shall be so designated. The  
16 lieutenant governor or his representative shall determine whether the  
17 voter is registered in the election district before counting the ballot.  
18 A voter who has failed to obtain a transfer as provided in (c) of this  
19 section shall [MAY] vote [IN THE PRECINCT WHERE REGISTERED OR HE MAY  
20 VOTE] a "questioned ballot" in his precinct of residence.

21 \* Sec. 7. AS 15.10 is amended by adding a new section to read:

22 Sec. 15.10.105. APPOINTMENT OF DIRECTOR OF ELECTIONS. The lieuten-  
23 ant governor shall appoint a director of elections to act for him in the  
24 supervision of central and regional election offices, the employment and  
25 training of election personnel, and the administration of all state  
26 elections as well as those municipal elections which the state is  
27 required to conduct. The director of elections shall also assist the  
28 lieutenant governor in the administration of the voter registration  
29 program and the modification of precinct boundaries.

1 \* Sec. 8. AS 15.10.150 is amended to read:

2 Sec. 15.10.150. APPOINTMENT OF NOMINEES FOR JUDGES AND CLERKS.

3 Whenever the appointment of election judges or clerks is required, the  
4 party district committee of the political party of which the governor is  
5 a member may present in writing to the election supervisor on or before  
6 April 15 in each regular election year, or at least 60 days before a  
7 special election, the names of two party nominees for judges, and one  
8 for clerk, in any or all election precincts, and the election supervisor  
9 shall appoint the party nominees to the respective precinct election  
10 boards. The party district committee of the political party which  
11 received the second largest number of statewide votes in the preceding  
12 gubernatorial [GENERAL] election may present in writing to the election  
13 supervisor on or before April 15 in each regular election year, or at  
14 least 60 days before a special election the name of one party nominee  
15 for judge and one for clerk for any or all election precincts and the  
16 election supervisor shall appoint the party nominees to the respective  
17 precinct election boards. If any party district committee fails to  
18 present the names prescribed by this section by April 15 of a regular  
19 election year or before the 60th day preceding a special election, the  
20 election supervisor may appoint any qualified person not otherwise  
21 disqualified under sec. 120 of this chapter.

22 \* Sec. 9. AS 15.10.170 is amended to read:

23 Sec. 15.10.170. APPOINTMENT AND PRIVILEGES OF WATCHERS. The  
24 precinct party committee, where an organized precinct committee exists,  
25 or the district party committee where no organized precinct committee  
26 exists, may appoint one or more persons as watchers in each precinct and  
27 counting center for any election. Each candidate not representing a  
28 political party may appoint one or more watchers for each precinct or  
29 counting center in his respective district or the state for any elec-

1 tion. Any organization or organized group that sponsors or opposes an  
2 initiative, referendum or recall may have one or more persons as watchers  
3 at the polls and counting centers after first obtaining authorization  
4 from the lieutenant governor. No precinct party committee, no district  
5 party committee or candidate not representing a political party or  
6 organization or organized group may have more than one watcher on duty  
7 at a time in any precinct or counting center. The watcher may be  
8 present at a position inside the place of voting or counting which  
9 affords a full view of all action of the election board and other  
10 counters taken from the time the polls are opened until the ballots are  
11 finally counted and the results certified by the election board or the  
12 Data Processing Review Board. The election board or the Data Processing  
13 Review Board may require each watcher to present written proof [A CER-  
14 TIFICATE] showing that he is the watcher appointed by the precinct party  
15 committee, the district party committee, the organization or organized  
16 group or the candidate he represents which is [AND] signed by the  
17 chairman of the precinct party committee, the district party committee,  
18 the organization or organized group or the candidate representing no  
19 party. The lieutenant governor may prescribe regulations governing the  
20 conduct of watchers to assure the privileges of the watchers and the  
21 proper conduct of the election.

22 \* Sec. 10. AS 15.15.040(b) is amended to read:

23 (b) The lieutenant governor shall prepare and issue [,] or make  
24 available [,] with each sample ballot for a special election the [A]  
25 statement [, SUBSTANTIALLY LIKE THAT] provided for in AS 24.30.037 [,]  
26 of the scope of each [MAJOR] project included in a proposed general  
27 obligation bond issue creating a state debt for capital improvements  
28 that is submitted to the electorate for ratification [,] under AS 15.15.-  
29 030(11). The statement of scope for each [MAJOR] project shall be the

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26 of the scope of each [MAJOR] project included in a proposed general  
27 obligation bond issue creating a state debt for capital improvements  
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29 030(11). The statement of scope for each [MAJOR] project shall be the

1 RETURNED AND HIS FULL LOCAL ALASKA RESIDENT ADDRESS.]

2 \* Sec. 15. AS 15.20.120(b) is amended to read:

3 (b) The election board chairman may issue ballots to personal  
4 representatives on election day only in areas where an election official  
5 has not been designated to issue absentee ballots [DISTRICT JUDGES AND  
6 MAGISTRATES DO NOT SIT].

7 \* Sec. 16. AS 15.20.130 is amended to read:

8 Sec. 15.20.130. PROCEDURE ON APPLICATION BY MAIL. After receipt  
9 of an application by mail for an absentee ballot, the lieutenant governor  
10 [, OR THE DISTRICT JUDGE OR MAGISTRATE,] shall airmail to the applicant  
11 the ballot and other absentee voting material when they are ready for  
12 distribution, if the application includes the name and both the present  
13 address and the full local resident address of the applicant. The  
14 larger envelope to be used for returning the absentee ballot to the  
15 election officials shall be addressed to the election supervisor in the  
16 district in which the voter is a resident.

17 \* Sec. 17. AS 15.20.170 is amended to read:

18 Sec. 15.20.170. DISPOSITION OF BALLOTS. Each election official  
19 [DISTRICT JUDGE AND MAGISTRATE] who has been designated by an election  
20 supervisor or the lieutenant governor to issue absentee ballots shall  
21 stamp on the envelope containing the oath the date on which the ballot  
22 is received in his office. All ballots received shall be immediately  
23 transmitted by the most expeditious mail service to the election super-  
24 visor for his district.

25 \* Sec. 18. AS 15.20.180 is amended to read:

26 Sec. 15.20.180. NAMES OF ABSENTEE VOTERS TO BE MADE AVAILABLE.  
27 The election supervisors [,] and election officials [DISTRICT JUDGES AND  
28 MAGISTRATES] shall have available for public inspection the names and  
29 addresses of persons who voted absentee.

1 \* Sec. 19. AS 15.25.040 is amended to read:

2 Sec. 15.25.040. MANNER AND DATE OF FILING DECLARATION. (a) The  
3 declaration is filed by either

4 (1) the actual physical delivery of the declaration [BY MAIL  
5 OR] in person at or before 5:00 p.m., prevailing time, June 1 of the  
6 year in which a general election is held for the office, or

7 (2) the actual physical delivery by telegram of a copy in  
8 substance of the statements made in the declaration at or before 5:00  
9 p.m., prevailing time, June 1 of the year in which a general election is  
10 held for the office and also the actual physical delivery of the  
11 declaration by registered mail which is postmarked at or before  
12 5:00 p.m., prevailing time, June 1 of the year in which a general  
13 election is held for the office and received not more than 15 days  
14 after that time [, AND ALSO THE ACTUAL PHYSICAL DELIVERY OF THE ORIGINAL  
15 DECLARATION POSTMARKED AT OR BEFORE 5:00 P.M., PREVAILING TIME, JUNE 1  
16 OF THE YEAR IN WHICH A GENERAL ELECTION IS HELD FOR THE OFFICE].

17 (b) If the postmark is illegible, a dated receipt from the post  
18 office where dispatched shall be acceptable as evidence of mailing.  
19 If June 1 is a Sunday or holiday, the deadlines for postmarking and  
20 receipt of the declaration shall be extended 24 hours in each instance  
21 [MAY BE FILED NO LATER THAN 5:00 P.M., PREVAILING TIME ON THE FOLLOWING  
22 DAY].

23 (c) A candidate for a statewide office shall file with the lieuten-  
24 ant governor. A candidate for a district-wide office shall file either  
25 with [A CLERK OF THE SUPERIOR COURT OR] the lieutenant governor or an  
26 election supervisor. If the candidate files his declaration with an  
27 election supervisor [A CLERK OF THE SUPERIOR COURT], the election super-  
28 visor [CLERK] shall immediately forward the declaration to the lieuten-  
29 ant governor.

1           (d) If the declaration filed under (a) of this section is not  
2 received within seven calendar days, the candidate shall be notified of  
3 nonreceipt. The candidate shall have the opportunity to refile his  
4 declaration with proof that his previous declaration has been filed in a  
5 timely manner and in accordance with law.

6 \* Sec. 20. AS 15.25.150 is amended to read:

7           Sec. 15.25.150. DATE OF FILING PETITION. The petition is filed  
8 with the lieutenant governor by actual physical delivery in person [OR  
9 BY MAIL] at or before 5:00 p.m., prevailing time, June 1 in the year in  
10 which a general election is held for the office, or by actual physical  
11 delivery by certified mail which is postmarked at or before 5:00 p.m.,  
12 prevailing time, June 1 in the year in which a general election is held  
13 for the office, and received not more than 15 days after that time. If  
14 the postmark is illegible, a dated receipt from the post office where  
15 dispatched shall be acceptable as evidence of mailing. If June 1 is a  
16 Sunday or holiday, the deadlines for postmarking and receipt of the  
17 petition shall be extended 24 hours in each instance.

18 \* Sec. 21. AS 15.57.010 is repealed and re-enacted to read:

19           Sec. 15.57.010. CONTENTS OF PAMPHLET. The lieutenant governor  
20 shall mail to each registered voter of the state before each state  
21 general election an election pamphlet containing photographs and cam-  
22 paign statements of eligible nominees who desire to participate in the  
23 pamphlet. The pamphlet shall also contain

24           (1) on a separate page, a map of the election district or  
25 districts to which the pamphlet has been directed, together with a  
26 narrative description of the district boundaries;

27           (2) for each ballot proposition,

28               (A) a neutral summary of the proposition prepared by the  
29 Legislative Affairs Agency;

1 (B) a statement by persons or organizations supporting  
2 the proposition; and

3 (C) a statement by persons or organizations opposing the  
4 proposition; and

5 (3) for each bond question a statement of the scope of each  
6 project required by AS 24.30.037 to be included in the authorization  
7 bill.

8 \* Sec. 22. AS 15.57.050(a) is amended to read:

9 (a) Not less than 30 days before the election the lieutenant  
10 governor shall transmit by mail, to every registered voter in the state  
11 [WHOSE ADDRESS HE CAN WITH REASONABLE DILIGENCE ASCERTAIN], one copy of  
12 the pamphlet, a sample ballot and an absentee ballot application. When  
13 practical, the lieutenant governor shall have the pamphlets printed so  
14 that no candidate's picture or statement is included in the copy of the  
15 pamphlet going to a district where the candidate's election is not to be  
16 voted upon.

17 \* Sec. 23. AS 15.60.010(13) is amended to read:

18 (13) "election official" means [DISTRICT AND DEPUTY MAGIS-  
19 TRATES,] election judges, clerks, counters, [AND] full-time election  
20 employees, and persons designated to issue absentee ballots;

21 \* Sec. 24. AS 24.30.037 is amended to read:

22 Sec. 24.30.037. GENERAL OBLIGATION BOND BILLS. A bill authorizing  
23 the issuance of general obligation bonds creating a state debt for  
24 capital improvements shall contain a statement of the scope of each  
25 [MAJOR] project included in the proposed bond issue. The statement  
26 shall include a brief description of each capital improvement project,  
27 its location, and, in dollars, that portion of the total bond issue to  
28 be allocated to the project.  
29