

Introduced: 1/24/77  
Referred: State Affairs  
and Judiciary

1 IN THE HOUSE

BY SWANSON

2 HOUSE BILL NO. 103

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the election code."

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

8 \* Section 1. AS 15.25 is amended by adding new sections to read:

9 ARTICLE 3. NOMINATING PETITIONS FOR WRITE-IN  
10 CANDIDACIES IN THE GENERAL ELECTION.

11 Sec. 15.25.250. PROVISION FOR WRITE-IN NOMINATING PETITIONS. A  
12 person who desires to have his name as written in on the ballot at a  
13 general election counted for a particular office shall file a nominating  
14 petition.

15 Sec. 15.25.260. DATE OF FILING PETITION. The petition is filed  
16 with the lieutenant governor by actual physical delivery in person or by  
17 mail 30 days before the date on which the general election is held for  
18 the office.

19 Sec. 15.25.270. REQUIRED NUMBER OF SIGNATURES FOR STATEWIDE  
20 OFFICE. Petition for nomination of individuals running as write-in  
21 candidates for governor, lieutenant governor, United States senator and  
22 United States representative shall be signed by not less than 1,000  
23 qualified voters. Candidates for the office of governor and lieutenant  
24 governor shall file jointly.

25 Sec. 15.25.280. REQUIRED NUMBER OF SIGNATURES FOR DISTRICT-WIDE  
26 OFFICE. Petition for the nomination of individuals running as write-in  
27 candidates for the office of state senator or state representative shall  
28 be signed by qualified voters of the election or senate district in  
29 which the candidate is running equal in number to at least 10 per cent

1 of the amount determined by dividing the total number of votes cast in  
2 his respective election or senate district in the preceding general  
3 election by the number of seats allotted to the election or senate  
4 district under the plan of reapportionment in effect for the general  
5 election for which the candidate seeks nomination.

6 Sec. 15.25.290. REQUIREMENTS FOR PETITION. The petition shall  
7 state in substance:

- 8 (1) the full proper name of the candidate;
- 9 (2) the full resident address of the candidate;
- 10 (3) the full mailing address of the candidate;
- 11 (4) if the candidacy is for the office of state senator or  
12 state representative, the election or senate district of which the can-  
13 didate is a resident;
- 14 (5) the office for which the candidate is nominated;
- 15 (6) the date at which the candidate seeks election;
- 16 (7) that the candidate meets, or will meet, as required by  
17 law, the specific requirements of the office for which the individual is  
18 a candidate;
- 19 (8) that the subscribers are qualified voters of the state or  
20 election or senate district in which the candidate resides;
- 21 (9) that the subscribers intend to vote for the candidate at  
22 the general election;
- 23 (10) that the proposed candidate accepts the nomination and  
24 will serve if elected, with the statement signed by the proposed can-  
25 didate;
- 26 (11) if the candidacy is for the office of governor or lieu-  
27 tenant governor, the names of the two individuals running jointly for  
28 the offices.

29 \* Sec. 2. AS 15.15.360(10) is repealed and re-enacted to read:

1 (10) When the law allows votes to be cast for candidates  
2 whose names are not printed on the ballot, no such votes may be counted  
3 unless the candidate has filed with the lieutenant governor a petition  
4 complying with the requirements of AS 15.25.250 - 15.25.290 and this  
5 section. A write-in vote will not be counted unless

6 (A) the candidate's name is written in or a sticker  
7 bearing the name is affixed which is identical to the form used by  
8 the candidate or candidates on the petition filed under AS 15.25.-  
9 250 - 15.25.290; and

10 (B) the square opposite the name written in or affixed  
11 by sticker is marked.

12 \* Sec. 3. AS 15.25.170 is amended to read:

13 Sec. 15.25.170. REQUIRED NUMBER OF SIGNATURES FOR DISTRICT-WIDE  
14 OFFICE. Petitions for the nomination of candidates for the office of  
15 state senator or state representative shall be signed by qualified  
16 voters of the election or senate district in which the proposed nominee  
17 desires to be a candidate equal in number to at least 10 [FIVE] per cent  
18 of the amount determined by dividing the total number of votes cast in  
19 his respective election or senate district in the preceding general  
20 election by the number of seats allotted to the election or senate dis-  
21 trict under the plan of reapportionment in effect for the general elec-  
22 tion for which the person seeks nomination [NUMBER OF VOTES CAST IN HIS  
23 RESPECTIVE ELECTION OR SENATE DISTRICT IN THE PRECEDING GENERAL ELEC-  
24 TION, PROVIDED THAT NO NOMINATING PETITION NEED CONTAIN MORE THAN 200  
25 SIGNATURES NOR MAY IT CONTAIN LESS THAN 50 SIGNATURES FOR ANY DISTRICT].

26 \* Sec. 4. AS 15.40.440 is repealed and re-enacted to read:

27 Sec. 15.40.440. REQUIREMENT OF PETITION FOR NO-PARTY CANDIDATES.  
28 Petitions for the nomination of candidates not representing a political  
29 party shall be signed by qualified voters of the election or senate

1 district in which the proposed nominee desires to be a candidate equal  
2 in number to at least 10 per cent of the amount determined by dividing  
3 the total number of votes cast in his respective election or senate  
4 district in the preceding general election by the number of seats  
5 allotted to the election or senate district under the plan of reapportionment  
6 in effect for the special election for which the person seeks  
7 nomination and shall state in substance that which is required in  
8 petitions for nomination for general elections provided in AS 15.25.180.

9 \* Sec. 5. AS 15.15.240 is repealed and re-enacted to read:

10 Sec. 15.15.240. ASSISTING VOTER BY JUDGE. A qualified voter who  
11 cannot read, mark the ballot, enter the name of a write-in candidate, or  
12 sign his name, may request the judge to assist him. If the services  
13 of a judge are requested, the judge shall assist the voter.

14 \* Sec. 6. AS 15.20.350 is repealed and re-enacted to read:

15 Sec. 15.20.350. PROVISION FOR ASSISTANCE. A qualified voter who  
16 cannot read, mark the ballot, enter the name of a write-in candidate,  
17 sign his name, or operate the voting machine, may request an election  
18 judge to assist him. If the services of an election judge are requested,  
19 the judge shall assist the voter.

20 \* Sec. 7. AS 15.55 is amended by adding a new section to read:

21 Sec. 15.55.065. ALTERATION OF BALLOT TO INCLUDE CANDIDATES. A  
22 person who alters an official ballot to include the name of a candidate  
23 not printed on the ballot is guilty of a felony. The provisions of  
24 this section do not apply to a voter who chooses a person whose name is  
25 not on the ballot or to an election judge whose assistance has been  
26 requested by the voter under AS 15.15.240 or AS 15.20.350.  
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