

1 IN THE HOUSE BY THE FREE CONFERENCE COMMITTEE  
 2 FREE CONFERENCE CS FOR SENATE CS FOR CS FOR HOUSE BILL NO. 188  
 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 amendments to the Alaska Election  
 7 Code."

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

9 \* Section 1. AS 15.05.010(6) is amended to read:

10 (6) has registered before the election, or at the time of  
 11 voting, as required under ch. 7 of this title and is not registered to  
 12 vote in another jurisdiction.

13 \* Sec. 2. AS 15.05 is amended by adding a new section to read:

14 Sec. 15.05.015. PROCEDURES FOR OVERSEAS VOTERS. In accordance  
 15 with the Overseas Citizens Voting Rights Act of 1975 (P.L. 94-203, 89  
 16 Stat. 1144, 42 U.S.C. 1973dd), a person who resides outside the United  
 17 States and, for that reason, does not satisfy the registration require-  
 18 ments of this title, shall be allowed to register and vote as provided  
 19 in this title if he resided in this state immediately before his de-  
 20 parture from the United States and is otherwise qualified to vote.

21 \* Sec. 3. AS 15.05.020(10) is amended to read:

22 (10) The address of a voter as it appears on his official  
 23 voter registration record [CARD] is presumptive evidence of the person's  
 24 voting residence. Upon furnishing evidence of change of address satis-  
 25 factory to the lieutenant governor, in writing or otherwise, the voter  
 26 shall be issued a new official voter registration card showing his  
 27 change of voting residence [IF THE PERSON HAS CHANGED HIS VOTING RESI-  
 28 DENCE, THIS PRESUMPTION IS NEGATED ONLY BY THE VOTER EXECUTING AN  
 29 AFFIDAVIT ON A FORM PREPARED BY THE LIEUTENANT GOVERNOR SETTING OUT HIS

1 NEW VOTING RESIDENCE].

2 \* Sec. 4. AS 15.07.010 is amended to read:

3 Sec. 15.07.010. REGISTRATION OF VOTERS. The precinct election  
4 judges at any election shall allow a person to register and vote if he  
5 [WHOSE NAME IS REGISTERED AND WHO] is qualified under AS 15.05.010 in  
6 the election district [PRECINCT] in which he intends to vote.

7 \* Sec. 5. AS 15.07.030 is amended to read:

8 Sec. 15.07.030. WHO MAY REGISTER. A person who has the quali-  
9 fications of a voter as set out in AS 15.05.010(1) - (4), or who, if  
10 seeking to register before election day, will have the qualifications at  
11 the subsequent [SUCCEEDING] primary, special or general election, is  
12 entitled to be registered as a voter in the precinct in which he resides.

13 \* Sec. 6. AS 15.07.040 is repealed and re-enacted to read:

14 Sec. 15.07.040. TIME FOR REGISTRATION. A person who is qualified  
15 under AS 15.05.010(1) - (4) is entitled to register at any time through-  
16 out the year including the day of election, except that no registration  
17 may be made within 30 days preceding an election. A person who on  
18 election day presents himself at the polling place for the precinct in  
19 which he resides and who is not registered but is qualified to vote  
20 under AS 15.05.010(1) - (4) may nevertheless vote upon registering. Any  
21 person who registers to vote at a polling place on election day shall,  
22 in addition to completing his registration card, establish his identity,  
23 place and length of residence at the time of registration by

24 (1) executing at the polling place an affidavit which the  
25 lieutenant governor shall provide and which attests that the individual  
26 meets the qualifications for voting under AS 15.05.010(1) - (4), lists  
27 the qualifications, and includes on its face a summary of the penalties  
28 established under sec. 170 of this chapter; and

29 (2) submitting either

1 (A) a form of identification establishing the identity  
2 and place of residence of the individual, which has been approved  
3 by the lieutenant governor; or

4 (B) an affidavit attesting to the identity, place and  
5 length of residence of the individual desiring to register to vote  
6 under this section, which is executed by a person who is registered  
7 to vote in the precinct of the polling place involved and is present  
8 at the polling place with the individual; the affidavit shall  
9 include on its face a summary of the penalties established under  
10 sec. 170 of this chapter.

11 \* Sec. 7. AS 15.07 is amended by adding a new section to read:

12 Sec. 15.07.045. NAMES TO BE MADE AVAILABLE. Election supervisors  
13 and election officials shall have available for public inspection the  
14 names and addresses of persons who registered to vote on election day  
15 under sec. 40 of this chapter.

16 \* Sec. 8. AS 15.07.060(2) is amended to read:

17 (2) address and other necessary information establishing  
18 residence if requested; if registering at the time of voting, the appli-  
19 cant for registration shall prove his residence by the showing of his  
20 motor vehicle operator's license or other document approved by the  
21 lieutenant governor which proves identification and residence;

22 \* Sec. 9. AS 15.07.070(c) is repealed.

23 \* Sec. 10. AS 15.07.070(d) is amended to read:

24 (d) Qualified voters may register in person before a registration  
25 official or election judge at any time throughout the year including the  
26 day of election except that no registration may be made within 30 days  
27 preceding an election. Upon receipt and approval of the registration  
28 forms the lieutenant governor or the election supervisor shall forward  
29 to the voter an acknowledgment in the form of a registration card and

1 his name shall immediately be placed on the master register located in  
2 the office of the lieutenant governor and on the district register  
3 located in the office of the election supervisor.

4 \* Sec. 11. AS 15.07.090(b) and (d) are amended to read:

5 (b) A voter shall re-register if his registration is cancelled for  
6 failure to vote in prior elections as provided in sec. 130 of this  
7 chapter. [THE RE-REGISTRATION MAY NOT BE MADE LATER THAN 30 DAYS PRE-  
8 CEDING AN ELECTION.]

9 (d) A person who claims he is a registered voter, but for whom no  
10 evidence of registration in the precinct can be found, or a person who  
11 registers on election day, shall be granted the right to vote in the  
12 same manner as that of a questioned voter and his ballot shall be  
13 treated in the same manner. The ballot shall be considered to be a  
14 "questioned ballot" and shall be so designated. Before counting the  
15 ballot the [THE] lieutenant governor or his representative shall deter-  
16 mine that [WHETHER] the voter resides in the precinct and either (1) is  
17 registered in an election district of the state or (2) has resided in  
18 the election district for 30 days. A voter who is entitled to vote in  
19 the election district in which he resides but who is unable to cast a  
20 ballot in that district may cast a ballot in another election district;  
21 however, only votes for candidates or on questions which appear on the  
22 ballot in the election district in which he resides shall be counted [IS  
23 REGISTERED IN THE ELECTION DISTRICT BEFORE COUNTING THE BALLOT. A VOTER  
24 WHO HAS FAILED TO OBTAIN A TRANSFER AS PROVIDED IN (c) OF THIS SECTION  
25 SHALL VOTE A "QUESTIONED BALLOT" IN HIS PRECINCT OF RESIDENCE].

26 \* Sec. 12. AS 15.07.100 is amended by adding a new subsection to read:

27 (b) The lieutenant governor shall grant requests for appointment  
28 of at least five registration officials from each major political party  
29 when

1 (1) the precinct for which the registration official is  
2 requested contains more than 250 voters; and

3 (2) the request for appointment is made by a major political  
4 party.

5 \* Sec. 13. AS 15.07 is amended by adding a new section to read:

6 Sec. 15.07.115. TEMPORARY REGISTRATION OFFICIALS. The lieutenant  
7 governor shall, upon request of a major political party or receipt of a  
8 petition signed by five per cent of the registered voters in a precinct,  
9 appoint temporary registration officials to serve beginning 150 days  
10 before the date set for the general election and ending on the day after  
11 the general election. Temporary registration officials shall be com-  
12 pensated at the same rate as registration officials under sec. 110 of  
13 this chapter.

14 \* Sec. 14. AS 15.07.130(b) is amended to read:

15 (b) When a registered voter has not voted in either a primary,  
16 special or general election at least once in two [FOUR] consecutive  
17 calendar years, the voter shall be advised by mail sent to his last  
18 known address that his registration will be cancelled unless he in-  
19 dicates within 90 days on forms furnished by the lieutenant governor his  
20 desire to remain registered.

21 \* Sec. 15. AS 15.07.140 is amended to read:

22 Sec. 15.07.140. GENERAL ADMINISTRATIVE SUPERVISION BY LIEUTENANT  
23 GOVERNOR. The lieutenant governor shall provide general administrative  
24 supervision over the registration and re-registration of voters and may  
25 issue regulations under the Administrative Procedure Act (AS 44.62)  
26 necessary to protect the interest of the voter and assure administrative  
27 efficiency; however, the lieutenant governor may not issue or promulgate  
28 administrative regulations which are inconsistent with the provisions of  
29 this chapter. The lieutenant governor shall, no later than 40 days

1 before any primary, special or general election, arrange to have the  
2 list of registered voters of the precinct publicly displayed in the  
3 precinct. The lieutenant governor shall instruct registration officials  
4 to post the list of registered voters in a number of locations cal-  
5 culated to obtain maximum recognition. Upon request by the mayor or  
6 [CITY] manager of a municipality, [OR A BOROUGH CHAIRMAN] the lieutenant  
7 governor shall furnish registration information for all precincts all or  
8 part of which are within the boundaries of the local government unit.

9 \* Sec. 16. AS 15.07.170 is repealed and re-enacted to read:

10 Sec. 15.07.170. FALSE REGISTRATION. A person who knowingly and  
11 wilfully (1) registers or attempts to register to vote under this  
12 chapter for the purpose of voting more than once in any election; (2)  
13 conspires with another person for the purpose of enabling that person to  
14 make a false registration to vote in an election under this title or for  
15 the purpose of enabling or encouraging an individual to make a false  
16 registration to vote; or (3) falsifies information with respect to the  
17 name, age, residence or length of residence of a person, or any other  
18 information for the purpose of establishing eligibility to register to  
19 vote in an election under this title is guilty of a felony and upon  
20 conviction is punishable by a fine of not more than \$3,000, or by impri-  
21 sonment for not more than five years, or by both. In the case of a  
22 second or subsequent conviction under this section, the person convicted  
23 is punishable by a fine of not more than \$15,000, or by imprisonment for  
24 not more than 10 years, or by both.

25 \* Sec. 17. AS 15.07.190 is amended to read:

26 Sec. 15.07.190. VIOLATIONS. A person who violates sec. [170 OR]  
27 180 of this chapter is guilty of a misdemeanor and upon conviction is  
28 punishable by imprisonment for not more than one year, or by a fine of  
29 not more than \$1,000, or by both.

1 \* Sec. 18. AS 15.13.100 is amended to read:

2       Sec. 15.13.100. CONTRIBUTIONS, EXPENDITURES BEFORE FILING.  
3       Political [NO POLITICAL] campaign contributions or expenditures, or  
4       obligations for those expenditures, may be received or accepted and  
5       [EXPENDITURE MAY BE] made or incurred by a person in an election or  
6       by a person or group with his knowledge and on his behalf before the  
7       date upon which he or she files for nomination for the office which the  
8       person seeks. However, these contributions or [, EXCEPT FOR PERSONAL  
9       TRAVEL EXPENSES OR FOR OPINION SURVEYS OR POLLS. THESE] expenditures  
10       [SHALL BE CHARGED AGAINST THE SPENDING LIMITATION THAT APPLIES TO THE  
11       OFFICE FOR WHICH HE SUBSEQUENTLY FILES, AND] shall be included in the  
12       first report required under this chapter [AFTER FILING FOR OFFICE].

13 \* Sec. 19. AS 15.13.110(a)(4) is amended to read:

14       (4) December 31 [OF EACH YEAR] for expenditures made and  
15       contributions received after the report required in (3) of this section  
16       and in a non-election year those expenditures made and contributions  
17       received which were not reported that year.

18 \* Sec. 20. AS 15.15.260 is amended to read:

19       Sec. 15.15.260. PLACING [RETURNING] BALLOT IN BALLOT BOX BY VOTER.  
20       When the voter has marked his ballot, he shall inform [FOLD THE BALLOT  
21       AND RETURN IT TO] the judge. The lieutenant governor may require that  
22       the voter return the ballot to the judge temporarily so that any stub  
23       which may be part of the ballot may be removed by the judge. Any such  
24       requirement shall protect the secrecy of the ballot. In all cases the  
25       ballot [WHO] shall be deposited [DEPOSIT IT] in the ballot box by the  
26       voter himself in the presence of the judge, unless the voter requests  
27       the judge to deposit the ballot on his behalf [VOTER]. Separate ballot  
28       boxes may be used for separate ballots.

29 \* Sec. 21. AS 15.15.330 is amended to read:

1           Sec. 15.15.330. COMMENCEMENT OF CANVASS. Counting of [PAPER]  
2 ballots may begin before the polls are closed in precincts having 300 or  
3 more voters and designated by the lieutenant governor; however, counting  
4 shall not in any event begin before 2:00 p.m. prevailing time and unless  
5 at least 100 votes have been cast. In all other precincts, when the  
6 polls are closed and the last vote has been cast, the election board and  
7 clerks or counters shall immediately proceed to open the ballot box and  
8 to count and canvass the votes cast. In all cases the election board  
9 shall cause the canvass to be continued without adjournment until the  
10 canvass is complete. Early canvass results may not be released until at  
11 least one-half hour after the polls have been closed.

12 \* Sec. 22. AS 15.20.140 is repealed and re-enacted to read:

13           Sec. 15.20.140. MARKING ABSENTEE BALLOT. Upon receipt of an  
14 absentee ballot, the voter, whether in or outside the state, in the  
15 presence of an attesting witness, who is at least 18 years of age, may  
16 proceed to mark the ballot in secret, to place the ballot in the small  
17 blank envelope, to place the small envelope in the larger envelope,  
18 and to sign the voter's certificate on the back of the larger envelope  
19 in the presence of the witness who shall sign as an attesting witness.

20 \* Sec. 23. AS 15.20.150 is repealed and re-enacted to read:

21           Sec. 15.20.150. RETURN OF ABSENTEE BALLOT. (a) Upon marking  
22 an absentee ballot as provided in sec. 140 of this chapter, a voter  
23 may

24           (1) return the ballot properly enclosed in the envelopes,  
25 in person or by personal representative, to the election official  
26 who provided the ballot no later than 8:00 p.m. on the day of the  
27 election; or

28           (2) return the ballot properly enclosed in the envelopes by  
29 the most expeditious mail service available, postmarked not later

1 than the day of the election, to the election supervisor in the voter's  
2 district.

3 (b) If the ballot cannot be delivered to the election official  
4 who provided the ballot by 8:00 p.m. on the day of the election due  
5 to events beyond the control of the voter or the personal representative,  
6 or cannot be postmarked on or before the day of the election due to the  
7 absence of a post office, an affidavit signed and dated by the attesting  
8 witness described in sec. 140 of this chapter verifying that the  
9 ballot was voted on or before the date of the election is sufficient.  
10 An absentee ballot not actually delivered to the election official who  
11 provided the ballot or the election supervisor in the voter's district  
12 by 4:00 p.m. of the eighth day following the election will not be  
13 counted.

14 \* Sec. 24. AS 15.20.260 - 15.20.420 are repealed.

15 \* Sec. 25. AS 15.20.620(c) is amended to read:

16 (c) As a security precaution, after the computer has been tested  
17 as prescribed in (b)(2) and (4) of this section, the computer system  
18 or designated partition shall remain idle and the area secured until  
19 tabulation of punch-card ballots begins.

20 \* Sec. 26. AS 15.20.620(d) is amended to read:

21 (d) During the final tabulation by computer, a manual count of  
22 votes cast for different individual candidates chosen at random [RACES]  
23 in [SIX] precincts chosen at random shall be made, and the results  
24 checked against those of the system.

25 \* Sec. 27. AS 15.20.650 is amended to read:

26 Sec. 15.20.650. DELIVERY OF BALLOTS TO COMPUTER COUNTING CENTER.  
27 The delivery of ballots from the precinct polling place to the desig-  
28 nated computer counting center shall be made by a delivery team con-  
29 sisting of two persons appointed by the lieutenant governor [MEMBERS OF

1 THE ELECTION BOARD], one from each of the two major political parties  
2 or security guards licensed under AS 18.65.400 - 18.65.490. The de-  
3 livery team shall accompany the ballots from the precinct polling place  
4 to the receiving board at the computer counting center.

5 \* Sec. 28. AS 15.25.150 is amended to read:

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

17 \* Sec. 29. AS 15.45.020 is amended to read:

18 Sec. 15.45.020. FILING APPLICATION. An initiative is proposed by  
19 filing an application with the lieutenant governor. A deposit of \$100  
20 must accompany the application. This deposit will be retained if a  
21 petition is not properly filed. If a petition is properly filed, the  
22 deposit shall be refunded. The lieutenant governor shall determine  
23 whether a petition is properly filed as provided in sec. 150 of this  
24 chapter.

25 \* Sec. 30. AS 15.45.030 is amended to read:

26 Sec. 15.45.030. FORM OF APPLICATION. The application shall  
27 include (1) the proposed bill to be initiated, (2) a statement that the  
28 sponsors are qualified voters who signed the application with the  
29 proposed bill attached, (3) the designation of an initiative committee

1 of three sponsors who shall represent all sponsors and subscribers in  
2 matters relating to the initiative, and (4) the signatures, printed  
3 names and resident and mailing addresses of not less than 100 qualified  
4 voters, including the members of the initiative committee.

5 \* Sec. 31. AS 15.45 is amended by adding a new section to read:

6 Sec. 15.45.045. PREPARATION OF PROPOSED BILL. The Department of  
7 Law shall assist the initiative committee in drafting a proposed bill  
8 when requested to do so by the committee.

9 \* Sec. 32. AS 15.45.060 is amended to read:

10 Sec. 15.45.060. DESIGNATION OF SPONSORS. The qualified voters who  
11 subscribe to the application are designated as sponsors. The initiative  
12 committee may designate additional sponsors [BY GIVING WRITTEN NOTICE TO  
13 THE LIEUTENANT GOVERNOR OF THE NAMES AND ADDRESSES OF THOSE SO DESIG-  
14 NATED].

15 \* Sec. 33. AS 15.45 is amended by adding a new section to read:

16 Sec. 15.45.085. PREPARATION OF DRAFT BALLOT TITLE AND SUMMARY. If  
17 the application is certified, the lieutenant governor shall prepare a  
18 draft ballot title and a draft impartial summary of the subject matter  
19 of the proposed bill to be initiated. The draft ballot title shall be  
20 posed as a question and limited to 10 words. The draft impartial  
21 summary may not exceed 100 words. The lieutenant governor shall provide  
22 the chairman of the committee with a copy of the draft ballot title and  
23 draft impartial summary. Within 10 days, the committee may file speci-  
24 fic written objections with the lieutenant governor. The committee may  
25 offer an alternative draft ballot title and draft impartial summary.  
26 The lieutenant governor shall consider any objections filed and alter-  
27 natives offered by the committee, and shall prepare a proposed ballot  
28 title and impartial summary.

29 \* Sec. 34. AS 15.45.090 is amended to read:

1           Sec. 15.45.090. PREPARATION OF PETITION. If the application is  
2 certified, the lieutenant governor shall prescribe the form of and  
3 prepare a petition [PETITIONS] containing (1) a copy of the proposed  
4 bill, if the number of words included in both the formal and substantive  
5 provisions of the bill is 500 or less, (2) the proposed ballot title  
6 and [AN] impartial summary [OF THE SUBJECT MATTER OF THE BILL], (3) the  
7 warning prescribed in sec. 100 of this chapter, (4) sufficient space for  
8 signatures, printed names and resident and mailing addresses [ADDRESS],  
9 and (5) other specifications he prescribes [PRESCRIBED BY THE LIEUTENANT  
10 GOVERNOR] to assure proper handling and control. Copies of the petition  
11 [PETITIONS], for purposes of circulation, shall be prepared by the  
12 lieutenant governor in a number reasonably calculated to allow full  
13 circulation throughout the state. The initiative committee [LIEUTENANT  
14 GOVERNOR] shall number each copy [PETITION] and shall keep a record of  
15 the copy [PETITION] delivered to each sponsor. A copy of this record  
16 shall be submitted to the lieutenant governor at the time the petition  
17 is filed. Upon request of the committee, the lieutenant governor shall  
18 report the number of persons who voted in the preceding general elec-  
19 tion.

20 \* Sec. 35. AS 15.45.150 is amended to read:

21           Sec. 15.45.150. REVIEW OF PETITION. Within not more than 60 days  
22 of the date the petition was filed, the lieutenant governor shall  
23 review the petition and shall notify the initiative committee whether  
24 the petition was properly or improperly filed. When it is known, the  
25 lieutenant governor shall notify the initiative committee [, AND] at  
26 which election the proposition shall be placed on the ballot.

27 \* Sec. 36. AS 15.45.180 is amended to read:

28           Sec. 15.45.180. PREPARATION OF BALLOT TITLE AND PROPOSITION. If  
29 the petition is properly filed, the lieutenant governor [, WITH THE

1 ASSISTANCE OF THE ATTORNEY GENERAL,] shall prepare a ballot title and  
2 proposition, to consist of the proposed ballot title and impartial  
3 summary appearing in the petition. [THE BALLOT TITLE SHALL, IN NOT MORE  
4 THAN SIX WORDS, INDICATE THE GENERAL SUBJECT OF THE PROPOSITION. THE  
5 PROPOSITION SHALL, IN NOT MORE THAN 100 WORDS, GIVE A TRUE AND IMPARTIAL  
6 SUMMARY OF THE PROPOSED LAW.]

7 \* Sec. 37. AS 15.45.260 is amended to read:

8 Sec. 15.45.260. FILING APPLICATION. A referendum is proposed by  
9 filing an application with the lieutenant governor. A deposit of \$100  
10 must accompany the application. This deposit will be retained if a  
11 petition is not properly filed. If a petition is properly filed, the  
12 deposit shall be refunded. The lieutenant governor shall determine  
13 whether a petition is properly filed as provided in sec. 380 of this  
14 chapter.

15 \* Sec. 38. AS 15.45.270 is amended to read:

16 Sec. 15.45.270. FORM OF APPLICATION. The application shall  
17 include (1) the act to be referred, (2) a statement that the sponsors  
18 are qualified voters who signed the application with the proposed bill  
19 attached, (3) the designation of a referendum committee of three spon-  
20 sors who shall represent all sponsors and subscribers in matters relat-  
21 ing to the referendum, and (4) the signatures, printed names and resi-  
22 dent and mailing addresses of not less than 100 qualified voters,  
23 including the members of the referendum committee.

24 \* Sec. 39. AS 15.45.290 is amended to read:

25 Sec. 15.45.290. DESIGNATION OF SPONSORS. The qualified voters who  
26 subscribe to the application are designated as sponsors. The referendum  
27 committee may designate additional sponsors [BY GIVING NOTICE TO THE  
28 LIEUTENANT GOVERNOR OF THE NAMES AND ADDRESSES OF THOSE SO DESIGNATED].

29 \* Sec. 40. AS 15.45 is amended by adding a new section to read:

1           Sec. 15.45.315. PREPARATION OF DRAFT BALLOT TITLE AND SUMMARY. If  
2 the application is certified, the lieutenant governor shall prepare a  
3 draft ballot title and a draft impartial summary of the subject matter  
4 of the Act to be referred. The draft ballot title shall be posed as a  
5 question and limited to 10 words. The draft impartial summary may not  
6 exceed 100 words. The lieutenant governor shall notify the chairman of  
7 the committee of the wording of the draft ballot title and the draft  
8 impartial summary. Upon the notification, the committee may indicate  
9 specific objections to the lieutenant governor. The committee may offer  
10 an alternative draft ballot title and draft impartial summary. The  
11 lieutenant governor shall consider any objections indicated and alterna-  
12 tives offered by the committee, and shall prepare a proposed ballot  
13 title and impartial summary.

14 \* Sec. 41. AS 15.45.320 is amended to read:

15           Sec. 15.45.320. PREPARATION OF PETITION. If the application is  
16 certified, the lieutenant governor shall, within 10 [SEVEN] calendar  
17 days after the date of certification, prescribe the form of [,] and  
18 prepare[, ] a petition containing (1) a copy of the Act to be referred,  
19 if the number of words included in both the formal and substantive  
20 provisions of the bill is 500 or less, (2) the proposed ballot title and  
21 [AN] impartial summary [OF THE SUBJECT MATTER OF THE ACT], (3) the  
22 warning prescribed in sec. 330 of this chapter, (4) sufficient space for  
23 signatures, printed names and resident and mailing addresses, and (5)  
24 other specifications he prescribes [PRESCRIBED BY THE LIEUTENANT GOVER-  
25 NOR] to assure proper handling and control. Copies of the petition  
26 [PETITIONS], for purposes of circulation, shall be prepared by the  
27 lieutenant governor in a number reasonably calculated to allow full  
28 circulation throughout the state. The referendum committee [LIEUTENANT  
29 GOVERNOR] shall number each copy [PETITION] and shall keep a record of

1 the copies [PETITIONS] delivered to each sponsor. A copy of this  
2 record shall be submitted to the lieutenant governor at the time the  
3 petition is filed. Upon request of the referendum committee, the  
4 lieutenant governor shall specify the number of persons who voted in the  
5 preceding general election.

6 \* Sec. 42. AS 15.45.410 is amended to read:

7 Sec. 15.45.410. PREPARATION OF BALLOT TITLE AND PROPOSITION. If  
8 the petition is properly filed, the [THE] lieutenant governor [, WITH  
9 THE ASSISTANCE OF THE ATTORNEY GENERAL,] shall prepare a ballot title  
10 and proposition to consist of the proposed ballot title and impartial  
11 summary appearing in the petition [IF HE DETERMINES THAT THE PETITION IS  
12 PROPERLY FILED. THE BALLOT TITLE SHALL, IN NOT MORE THAN SIX WORDS,  
13 INDICATE THE GENERAL SUBJECT AREA OF THE ACT. THE PROPOSITION SHALL, IN  
14 NOT MORE THAN 100 WORDS, GIVE A TRUE AND IMPARTIAL SUMMARY OF THE ACT  
15 BEING REFERRED].

16 \* Sec. 43. AS 15.57.010 - 15.57.060 are repealed.

17 \* Sec. 44. AS 15.57 is amended by adding new sections to read:

18 Sec. 15.57.011. ELECTION PAMPHLET. Before each state general  
19 election, the lieutenant governor shall prepare, publish and mail an  
20 election pamphlet to each registered voter of the state. Pamphlets may  
21 be prepared on a regional basis as provided in this chapter and deter-  
22 mined by the lieutenant governor.

23 Sec. 15.57.021. CONTENTS OF PAMPHLETS. Each election pamphlet  
24 shall contain

25 (1) photographs and campaign statements, if submitted, of  
26 eligible nominees for elective office for whom a voter of the region may  
27 vote and who desire to participate;

28 (2) information and recommendations filed under sec. 70 of  
29 this chapter on all judicial officers subject to a retention election in

1 the region;

2 (3) a map of the election district or districts of the  
3 region to which the pamphlet has been directed;

4 (4) sample ballots for election districts of the region to  
5 which the pamphlet has been directed;

6 (5) an absentee ballot application;

7 (6) for each ballot proposition submitted to the voters by  
8 initiative or referendum petition or by the state legislature,

9 (A) the text of the proposition specifying constitu-  
10 tional or statutory provisions proposed to be affected, if any;

11 (B) an information statement as provided in sec. 80 of  
12 this chapter;

13 (C) an impartial summary of the proposition, to be  
14 prepared by the lieutenant governor;

15 (D) if submitted, arguments and rebuttals advocating  
16 voter approval or rejection of the proposition as provided in this  
17 chapter;

18 (7) for each bond question,

19 (A) a statement of the scope of each project as it  
20 appears in the bond authorization Act;

21 (B) a concise narrative section setting out life-cycle  
22 cost information, to include, when practicable, the costs of  
23 maintenance and operations, occupancy costs, and debt service  
24 costs;

25 (8) a maximum of two pages of material submitted by each  
26 political party which nominates a candidate or candidates for election;

27 (9) additional information on voting procedures that the  
28 lieutenant governor considers necessary.

29 Sec. 15.57.031. MATERIAL TO BE EXCLUDED FROM PAMPHLET. (a) The

1 lieutenant governor shall reject any material offered for inclusion in  
2 the pamphlet which, in his opinion, contains any obscene, profane,  
3 libelous, or defamatory matter.

4 (b) Within five working days after rejection under (a) of this  
5 section, a person submitting the material may appeal to a board of  
6 review consisting of the governor, lieutenant governor and the attorney  
7 general, or their designees. The decision of the board is final re-  
8 garding the acceptance or rejection of the matter in controversy.

9 Sec. 15.57.041. MATERIAL TO BE FILED BY NOMINEE. (a) No later  
10 than 60 days before the state general election, each nominee for the  
11 offices of United States President or Vice President may file with the  
12 lieutenant governor a photograph and a statement advocating his can-  
13 didacy.

14 (b) No later than 90 days before the state general election, each  
15 nominee for the offices of United States senator, United States repre-  
16 sentative, governor, lieutenant governor, justice or judge, state  
17 senator and state representative may file with the lieutenant governor  
18 a photograph and a statement advocating his candidacy.

19 (c) Each nominee for an office designated under (a) or (b) of this  
20 section shall be allowed one page of space in the pamphlet. The space  
21 is allotted for the photograph and statement.

22 (d) Pages on which candidates' photographs or statements appear  
23 must be clearly identified with the words "paid for by" followed by the  
24 name of the candidate and the name of the candidate's campaign treasur-  
25 er.

26 Sec. 15.57.051. REQUIREMENTS FOR NOMINEE'S STATEMENT. A nominee's  
27 statement must be typewritten. It must be limited to a position state-  
28 ment of 250 words or less and a biographical statement of 150 words or  
29 less.

1           Sec. 15.57.061. REQUIREMENTS FOR NOMINEE'S PHOTOGRAPH. (a) A  
2 nominee's photograph must be a 4" x 5" black and white glossy print, and  
3 taken within the past two years.

4           (b) The photograph must be limited to the head, neck and shoulders  
5 of the nominee.

6           Sec. 15.57.070. INFORMATION AND RECOMMENDATIONS ON JUDICIAL  
7 OFFICERS. No later than 90 days before the state general election, the  
8 judicial council shall file with the lieutenant governor a statement  
9 including information about each supreme court justice, superior court  
10 judge, and district court judge who will be subject to a retention  
11 election. The statement must reflect the evaluation of each such  
12 justice or judge conducted by the judicial council according to law.  
13 Each statement may not exceed 500 words.

14           Sec. 15.57.080. INFORMATION STATEMENT. The lieutenant governor  
15 shall prepare an information statement on the effect of any proposition  
16 submitted to the voters for approval. This statement must contain the  
17 text of any constitutional provision or statute to be affected by the  
18 proposition, and the text of the constitutional provision or statute as  
19 it would appear if the proposition is approved by the voters.

20           Sec. 15.57.090. PREPARATION OF ARGUMENT ADVOCATING APPROVAL OF  
21 PROPOSITION PROPOSED BY LEGISLATURE. Whenever the state legislature  
22 originates a proposition to be submitted to the voters, the presiding  
23 officer of the house in which the proposition originated shall appoint a  
24 member who supported the proposition to draft an argument advocating  
25 approval of the proposition for inclusion in the pamphlet. The argument  
26 may not exceed 500 words.

27           Sec. 15.57.100. PREPARATION OF ARGUMENT ADVOCATING APPROVAL OF  
28 INITIATIVE OR REFERENDUM PROPOSITION. Whenever an initiative or refer-  
29 endum petition is filed with the lieutenant governor, the sponsoring

1 committee shall draft an argument advocating approval of the proposition  
2 for inclusion in the pamphlet. The argument may not exceed 500 words.

3 Sec. 15.57.110. PREPARATION OF ARGUMENT ADVOCATING REJECTION OF  
4 PROPOSITION. Any voter, group of voters or organization may draft an  
5 argument advocating rejection of any proposition to be submitted to the  
6 voters for inclusion in the pamphlet. The argument may not exceed 500  
7 words.

8 Sec. 15.57.120. REQUEST FOR ARGUMENTS. (a) The lieutenant  
9 governor shall give notice that arguments advocating rejection of any  
10 proposition to be submitted to the voters may be drafted for inclusion  
11 in the pamphlet.

12 (b) The notice shall be given by publication at least once in one  
13 or more newspapers of general circulation in each of the four judicial  
14 districts. The printed notice shall contain

15 (1) a summary of each proposition to be submitted to the  
16 voters;

17 (2) an invitation to any voter, group of voters, or organi-  
18 zation to draft and file with the lieutenant governor an argument  
19 favoring rejection of any proposition to be submitted to the voters;

20 (3) a statement that the argument may not exceed 500 words;

21 (4) a deadline for filing arguments with the lieutenant  
22 governor.

23 Sec. 15.57.130. SELECTION OF ARGUMENTS. (a) The argument advo-  
24 cating approval of a proposition to be submitted to the voters drafted  
25 by a legislator, in the case of a proposition originated by the legis-  
26 lature, or the sponsoring committee, in the case of an initiative or  
27 referendum, shall be included in the pamphlet.

28 (b) If more than one argument advocating rejection of a proposi-  
29 tion to be submitted to the voters is filed with the lieutenant gover-

1 nor, he shall select one to be included in the pamphlet. If only one  
2 is submitted, he shall include that one.

3 Sec. 15.57.140. NAME OF AUTHOR OF ARGUMENT. The name and address  
4 of the voter, voters, or organization drafting an argument must appear  
5 on the argument when filed with the lieutenant governor. The name and  
6 address of the voter, voters, or organization drafting an argument  
7 printed in the pamphlet must be printed in the pamphlet on the same page  
8 as the argument. If more than three voters drafted an argument, only  
9 the names of the first three are to be printed.

10 Sec. 15.57.150. REBUTTAL ARGUMENTS. (a) When the lieutenant  
11 governor has selected the arguments to appear in the pamphlet as pre-  
12 scribed in this chapter, he shall send copies of the argument in favor  
13 of the proposition to the author of the selected argument against the  
14 proposition. He shall also send copies of the selected argument against  
15 the proposition to the author of the argument in favor of the proposi-  
16 tion. An author may prepare and submit a rebuttal argument that may not  
17 exceed 250 words.

18 (b) Rebuttal arguments must be submitted to the office of the  
19 lieutenant governor no later than a date set by the lieutenant governor.

20 (c) Rebuttal arguments must be printed in the same manner as the  
21 direct arguments. Each rebuttal argument must immediately follow the  
22 direct argument which it seeks to rebut.

23 Sec. 15.57.160. CHARGES FOR SPACE IN PAMPHLET. (a) Each general  
24 election candidate shall pay to the lieutenant governor, at the time of  
25 filing a photograph and statement under this chapter, the cost of one  
26 page of space in the election pamphlet according to the following cost  
27 schedule:

28 (1) President or Vice President of the United States, United  
29 States senator, United States representative, governor, lieutenant

1 governor, supreme court justice, \$150 each;

2 (2) superior court judge, district court judge, \$75 each;

3 (3) state senator, \$75 each;

4 (4) state representative, \$50 each.

5 (b) The chairman or executive committee of each political party  
6 nominating candidates for election at the general election shall pay to  
7 the lieutenant governor, at the time of filing material under this  
8 chapter, \$300 for each of the two pages of authorized space actually  
9 used. Each page purchased must be clearly identified with the words  
10 "paid for by" followed by the name of the political party, the name of  
11 the chairman for that party, and the name of the party treasurer.

12 (c) There is no charge for statements and recommendations sub-  
13 mitted by the judicial council or for arguments or rebuttal arguments  
14 advocating approval or rejection of any proposition submitted to the  
15 voters for approval.

16 Sec. 15.57.170. ORGANIZATION OF MATERIAL. All material in an  
17 election pamphlet must be organized in the same order, manner, and form  
18 in which it will appear on the ballot, to the extent possible. The  
19 decision of the lieutenant governor on the order, manner, and form of  
20 material included in an election pamphlet is final.

21 Sec. 15.57.180. DISTRIBUTION. (a) Not less than 30 days before  
22 the election, the lieutenant governor shall transmit by mail, to every  
23 registered voter in the state, one copy of the pamphlet prepared for the  
24 region in which the voter resides. Additional pamphlets may be obtained  
25 from the office of the lieutenant governor and area election offices.

26 (b) The state library shall make a recording of the appropriate  
27 regional pamphlet available to a blind voter without cost.

28 \* Sec. 45. AS 39.50.020 is amended to read:

29 Sec. 39.50.020. REPORT OF FINANCIAL AND BUSINESS INTEREST. (a)

1 A judicial officer, commissioner, chairman or member of a state  
2 commission or board specified in sec. 200(9) of this chapter, person  
3 hired or appointed as head or deputy head of, or director of a division  
4 within, a department in the executive branch, person appointed as  
5 assistant to the governor, and a municipal officer, shall file a  
6 statement giving his income sources and business interests, under oath  
7 and on penalty of perjury, within 30 days after he takes office as  
8 a public official. Candidates for state elective office shall file  
9 such a statement within 15 days after [AT THE TIME OF] filing a  
10 declaration of candidacy or within 15 [30] days of the filing of any  
11 nominating petition, or within 15 [30] days of becoming a candidate by  
12 any other means, except that if the candidate has a current statement on  
13 file with the commission this requirement does not apply. Candidates for  
14 elective municipal office shall file such a statement within seven days  
15 after [AT THE TIME OF] filing a nominating petition, declaration of  
16 candidacy, or other required filing for the elective municipal office,  
17 except that if the candidate has a current statement on file with the  
18 municipality this requirement does not apply. Refusal or failure to  
19 file within the time prescribed shall require that the candidate's  
20 filing fees, if any, and filing for office be refused or that his  
21 previously accepted filing fee be returned and his name removed from the  
22 filing records. A statement shall also be filed by public officials no  
23 later than April 15 [OR 15 DAYS AFTER THE PERSON FILES HIS FEDERAL  
24 INCOME TAX RETURN] in each following year [, WHICHEVER SHALL COME  
25 FIRST. PERSONS WHO, ON OR AFTER DECEMBER 11, 1974, WERE MEMBERS OF  
26 BOARDS OR COMMISSIONS NOT NAMED IN SEC. 200(9) OF THIS CHAPTER ARE NOT  
27 REQUIRED TO FILE FINANCIAL STATEMENTS].

28 (b) The governor, lieutenant governor, members of the legislature,  
29 [AND CANDIDATES FOR THESE OFFICES,] judicial officers, each commis-

1 sioner, head or deputy head of, or director of a division within, a  
2 department in the executive branch, assistant to the governor or chair-  
3 man or member of a commission or board required to report under this  
4 chapter, shall file the statement with the Alaska Public Offices Com-  
5 mission. Municipal officers, and candidates for elective municipal  
6 office, shall file with the municipal clerk or other municipal official  
7 designated to receive their filing for office. All statements required  
8 to be filed under this chapter are public records.

9 (c) Candidates for state elective office may submit the statement  
10 to the lieutenant governor for filing with the commission. A statement  
11 is filed or submitted as required by this subsection by actual physical  
12 delivery no later than 5:00 p.m. on the day specified in (a) of this  
13 section, or by actual physical delivery by registered mail which is  
14 postmarked no later than the day specified in (a) of this section and  
15 received not more than 15 days after that time.

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