

Original sponsors: Rodey, Croft
and Colletta

Offered: 5/14/77
Referred: Rules

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 164

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 campaigns and candidates; and pro-
7 viding for an effective date."

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

9 * Section 1. AS 15.13.050 is amended to read:

10 Sec. 15.13.050. GROUPS. (a) Each group, before making a contri-
11 bution to a candidate or an expenditure on behalf of, or in opposition
12 to, a candidate or a ballot proposition or question [CONTRIBUTION TO A
13 CANDIDATE], shall register, on a form [FORMS] provided by the commission,
14 with the commission. For purposes of this section, a group comes into
15 existence when two or more persons, acting jointly to influence the out-
16 come of an election, do any of the following:

17 (1) accept contributions;

18 (2) make expenditures;

19 (3) file an application with the lieutenant governor for an
20 initiative under AS 15.45.020;

21 (4) file an application with the lieutenant governor for a
22 referendum under AS 15.45.260; or

23 (5) file an application with the lieutenant governor for a
24 recall under AS 15.45.480.

25 (b) If the group intends to support or oppose only one candidate,
26 or to contribute to or expend on behalf of, or in opposition to, one
27 candidate 50 per cent or more of its funds, the name of the candidate
28 shall be a part of the name of the group. Promptly upon receiving the
29 registration, the commission shall notify the candidate of the group's

1 organization and intent.

2 * Sec. 2. AS 15.13.060(c) is amended to read:

3 (c) Each candidate shall file the name and address of the campaign
4 treasurer with the commission no later than June 15 [SEVEN DAYS AFTER
5 THE DATE OF FILING HIS DECLARATION OF CANDIDACY OR HIS NOMINATING PETI-
6 TION. THE NAME OF THE CANDIDATE MAY BE PLACED ON THE BALLOT BY THE
7 LIEUTENANT GOVERNOR OR MUNICIPAL CLERK ONLY IF THE CANDIDATE HAS COM-
8 PLIED WITH THIS SUBSECTION]. If the candidate does not designate a
9 campaign treasurer, the candidate is the campaign treasurer.

10 * Sec. 3. AS 15.13.110 is amended by adding a new subsection to read:

11 (e) A group formed to sponsor an initiative, a referendum or a
12 recall shall report 30 days after its first filing with the lieutenant
13 governor. Thereafter each group shall report within 10 days after the
14 end of each calendar quarter on the contributions received and expen-
15 ditures made during the preceding calendar quarter until reports are due
16 under (a) of this section.

17 * Sec. 4. AS 15.25.030 is repealed and re-enacted to read:

18 Sec. 15.25.030. DECLARATION OF CANDIDACY. A member of a political
19 party who seeks to become a candidate of the party in the primary elec-
20 tion shall execute and file a declaration of candidacy. The declaration
21 shall be executed under oath before an officer authorized to take
22 acknowledgments and shall state in substance:

23 (1) the full name of the candidate;

24 (2) the full mailing address of the candidate;

25 (3) if the candidacy is for the office of state senator or
26 state representative, the election or senate district of which the
27 candidate is a resident;

28 (4) the office for which the candidate seeks nomination;

29 (5) the name of the political party of which he is a candidate

1 for nomination;

2 (6) the full resident address of the candidate;

3 (7) the date of the primary election at which the candidate
4 declares himself to be a candidate;

5 (8) that the candidate will meet the specific residency re-
6 quirements of the office for which he is a candidate;

7 (9) that the candidate will meet the specific citizenship
8 requirements of the office for which he is a candidate;

9 (10) that the candidate is a qualified voter as required by
10 law;

11 (11) that the candidate will meet the specific age require-
12 ments of the office for which he is a candidate;

13 (12) that the candidate if nominated and elected will support
14 the principles of the party he seeks to represent;

15 (13) that the candidate requests that his name be placed on
16 the primary election ballot;

17 (14) that the required fee accompanies the declaration;

18 (15) that he is not a candidate for any other office, ex-
19 cluding a congressional office, to be voted on at the primary election;
20 and

21 (16) the manner in which he wishes his name to appear on the
22 ballot.

23 * Sec. 5. AS 15.25.040(a) is amended to read:

24 (a) The declaration is filed by either

25 (1) the actual physical delivery of the declaration in person
26 or by mail at or before 5:00 p.m., prevailing time, June 1 of the year
27 in which a general election is held for the office, or

28 (2) the actual physical delivery by telegram of a copy in
29 substance of the statements made in items (1) through (5) of the

1 declaration as required by AS 15.25.030 at or before 5:00 p.m., pre-
2 vailing time, June 1 of the year in which a general election is held for
3 the office and also the actual physical delivery of the declaration con-
4 taining items (1) through (16) as required by AS 15.25.030 by registered
5 mail which is [POSTMARKED AT OR BEFORE 5:00 P.M., PREVAILING TIME,
6 JUNE 1 OF THE YEAR IN WHICH A GENERAL ELECTION IS HELD FOR THE OFFICE
7 AND] received not more than 15 days after that time.

8 * Sec. 6. AS 15.25 is amended by adding a new section to read:

9 Sec. 15.25.043. CONFLICT OF INTEREST STATEMENT. (a) A candidate
10 shall file a conflict of interest statement required by AS 39.50 at the
11 same time that the declaration of candidacy is filed. If a candidate
12 files his declaration of candidacy under sec. 40(a)(2) of this chapter,
13 the conflict of interest statement is due at the time the complete
14 declaration is filed. Individuals who become candidates by filing
15 nominating petitions or who become candidates by any other means shall
16 file their conflict of interest statements received no later than June
17 15.

18 * Sec. 7. AS 24.45 is amended by adding a new section to read:

19 Sec. 24.45.121. DISCLOSURE OF CONTRIBUTIONS. Before a civic
20 league or organization may be eligible for the benefits of AS 43.20.031-
21 (f)(4), it must agree to comply with the requirements of this section.
22 The civic league or organization shall report the total amount of con-
23 tributions received for the reporting period and for any contribution
24 over \$100, the name of the contributor and the amount contributed. The
25 civic league or organization may establish a separate fund to account
26 for receipts and expenditures arising out of activities to influence
27 legislative action. Reports shall be made on a form provided by the
28 commission on February 10, April 25, and July 10 of each year, listing
29 contributions received during the period that ended 10 days earlier.

1 * Sec. 8. AS 43.20.031(f) is amended to read:

2 (f) A natural person is entitled to a tax credit not to exceed \$50
3 for the amount of political campaign contributions made within the tax
4 year, including but not limited to a contribution or gift to a person or
5 organization for use exclusively (1) for political campaigns for candi-
6 dates for President or Vice-President of the United States, whether or
7 not they will be voted on in a primary election in Alaska; United States
8 senator from Alaska; United States representative from Alaska; governor
9 or lieutenant governor of Alaska; the Alaska legislature; delegate to an
10 Alaska constitutional convention; electoral confirmation as a judge or
11 justice of a court in Alaska; and municipal office in Alaska; (2) for
12 groups seeking to influence the outcome of a ballot proposition or
13 question; [OR] (3) for dues to [A] nonprofit organizations [ORGANIZA-
14 TION] organized primarily for the purpose of influencing elections; or
15 (4) for civic leagues or organizations organized primarily to influence
16 legislative action defined in AS 24.45.171, which are exempt from taxa-
17 tion under section 501(c)(4) of the Internal Revenue Code (26 U.S.C.
18 sec. 501(c)(4)), and in compliance with AS 24.45.121. The credit
19 allowed by this subsection is in place of the credit allowed by sec. 41
20 of the Internal Revenue Code and the deduction allowed by sec. 218 of
21 the Internal Revenue Code for contribution to candidates for public
22 office.

23 * Sec. 9. This Act takes effect immediately in accordance with AS 01.10.-
24 070(c).