

Introduced: 5/20/77
Referred: Judiciary

1 IN THE SENATE

BY CROFT

2 HCS SENATE BILL NO. 366 Am H
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 ballot titles and to propositions
7 for constitutional amendments."

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

9 * Section 1. AS 15.45.180 is amended to read:

10 Sec. 15.45.180. PREPARATION OF BALLOT TITLE AND PROPOSITION. If
11 the petition is properly filed, the lieutenant governor, with the
12 assistance of the attorney general, shall prepare a ballot title and
13 proposition. The ballot title shall, in not more than six words,
14 indicate the general subject of the proposition. The proposition shall,
15 in not more than 100 words, give a clear, simple, true and impartial
16 summary of the proposed law.

17 * Sec. 2. AS 15.45.410 is amended to read:

18 Sec. 15.45.410. PREPARATION OF BALLOT TITLE AND PROPOSITION. The
19 lieutenant governor, with the assistance of the attorney general, shall
20 prepare a ballot title and proposition if he determines that the petition
21 is properly filed. The ballot title shall, in not more than six words,
22 indicate the general subject area of the act. The proposition shall,
23 in not more than 100 words, give a clear, simple, true and impartial
24 summary of the act being referred.

25 * Sec. 3. AS 15.50.010 is amended to read:

26 Sec. 15.50.010. PREPARATION OF PROPOSITION FOR CONSTITUTIONAL
27 AMENDMENT. Within 30 days of the date of adjournment of a legislative
28 session or of the date of adjournment of a constitutional convention,
29 the [THE] lieutenant governor shall prepare a proposed ballot title and

1 proposition for each amendment to the state constitution proposed by the
2 legislature or by a constitutional convention. Each amendment shall be
3 confined to one subject. The lieutenant governor shall provide one copy
4 of the proposed ballot title and proposition for each amendment to each
5 member of the legislature and shall make copies available to the public.

6 * Sec. 4. AS 15.50.020 is amended to read:

7 Sec. 15.50.020. DESCRIPTION OF BALLOT TITLE AND PROPOSITION. The
8 ballot title shall, in not more than six words, indicate the general
9 subject of the act. The proposition shall, in not more than 100 words,
10 give a clear, simple, true and impartial summary of the amendment pro-
11 posed.

12 * Sec. 5. AS 15.50 is amended by adding new sections to read:

13 Sec. 15.50.025. OBJECTION TO PROPOSED BALLOT TITLE AND PROPOSI-
14 TION. A qualified voter or the Legislature of the State of Alaska
15 acting directly or through the Legislative Council, who believes that
16 the proposed ballot title and proposition prepared by the lieutenant
17 governor under sec. 10 of this chapter does not provide a clear, simple,
18 true and impartial summary of the amendment proposed may, within 15 days
19 of the date of mailing of the proposed ballot title and proposition to
20 the members of the legislature, submit to the lieutenant governor a
21 statement of objection to the proposed ballot title and proposition,
22 giving his reasons for objection, and suggesting alternative language
23 revising the wording of the title or proposition. The lieutenant
24 governor shall consider any objection received before ordering prepara-
25 tion and printing of the ballots. Not more than 10 days after the
26 deadline for receipt of objections, he shall advise any person who
27 submitted a statement of objection to the proposed ballot title and
28 proposition of his final decision.

29 Sec. 15.50.070. JUDICIAL REVIEW. A qualified voter or the

1 Legislature of the State of Alaska acting directly or through the
2 Legislative Council, who has filed with the lieutenant governor a
3 statement of objection to a proposed ballot title and proposition as
4 provided in sec. 25 of this chapter and who believes that the ballot
5 title and proposition as finally prepared does not provide a clear,
6 simple, true and impartial summary of the amendment proposed may bring
7 an action in the superior court to have the determination reviewed. An
8 action shall be commenced within 45 days of the date of mailing of the
9 proposed ballot title and proposition to members of the legislature as
10 provided in sec. 10 of this chapter.

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