

Introduced: 3/20/85
Referred: State Affairs
and Judiciary

1 IN THE HOUSE

BY M.M.MILLER AND SUND

2

HOUSE BILL NO. 301

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to truth in political campaign
7 advertising; and providing for an effective date."

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

9 * Section 1. AS 15.13 is amended by adding a new section to read:

10 Sec. 15.13.115. CIVIL PENALTY FOR RECKLESS DISREGARD FOR TRUTH
11 IN POLITICAL CAMPAIGNS. (a) A candidate is responsible for the truth
12 of the statements contained in political advertising paid for by the
13 candidate.

14 (b) Each director and officer of a group is responsible for the
15 truth of the statements contained in political advertising paid for by
16 the group.

17 (c) A person is responsible for the truth of the statements
18 contained in political advertising paid for by the person.

19 (d) A candidate, a group, or an individual may file a complaint
20 with the commission under AS 15.13.045 alleging that a statement
21 contained in political advertising was issued in reckless disregard
22 for the truth.

23 (e) If, after an investigation, the commission determines that a
24 candidate, group, or person knowingly made an untrue statement or
25 statements in political advertising in reckless disregard for the
26 truth, the candidate, group, or person is subject to censure by the
27 commission and to a civil penalty of not more than \$5,000 for each
28 untrue statement. A determination of the commission under this sec-
29 tion may be appealed to the superior court.

1 * Sec. 2. This Act takes effect January 1, 1986.