

HOUSE BILL NO. 206

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE MULDER

Introduced: 3/5/93

Referred: Community & Regional Affairs, State Affairs

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the regulation of election campaigns, and providing for  
2 regulation by the Alaska Public Offices Commission of elections by electrical  
3 cooperatives."

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

5 \* Section 1. AS 15.13.010(a) is amended to read:

6 (a) This chapter applies

7 (1) in every election for governor, lieutenant governor, a member of the  
8 state legislature, a delegate to a constitutional convention, or judge seeking electoral  
9 confirmation;

10 (2) [. IT ALSO APPLIES] to every candidate for election to a  
11 municipal office in a municipality with a population of more than 1,000 inhabitants  
12 according to the latest United States census figures or estimates of population certified  
13 as correct for administrative purposes by the Department of Community and Regional  
14 Affairs unless the municipality has exempted itself from the provisions of this

1 ~~chapter; a~~ [. A] municipality may exempt its elected municipal officers from the  
2 requirements of this chapter if a majority of the voters voting on the question at a  
3 regular election, as defined by AS 29.71.800(20), or a special municipality-wide  
4 election called for that purpose, vote to exempt its elected municipal officers from the  
5 requirements of this chapter; ~~the~~ [. THE] question of exemption from the  
6 requirements of this chapter may be submitted by the governing body by ordinance or  
7 by initiative election; ~~and~~

8 (3) to every candidate for election for a seat on the board of  
9 directors of an electrical cooperative [. THIS CHAPTER DOES NOT PROHIBIT  
10 A MUNICIPALITY FROM REGULATING BY ORDINANCE CAMPAIGN  
11 CONTRIBUTIONS AND EXPENDITURES].

12 \* Sec. 2. AS 15.13.010 is amended by adding a new subsection to read:

13 (c) This chapter does not prohibit a municipality from regulating by ordinance  
14 campaign contributions and expenditures in municipal elections.

15 \* Sec. 3. AS 15.13.120(f) is amended to read:

16 (f) If, after being sworn into office, a person who was a successful candidate  
17 or the campaign treasurer or deputy campaign treasurer of a person who was a  
18 successful candidate is convicted of a violation of this chapter, proceedings shall be  
19 held and appropriate action taken in accordance with

20 (1) art. II, sec. 12 of the state constitution, if the candidate is a  
21 candidate for the state legislature;

22 (2) art. II, sec. 20 of the state constitution, if the candidate is a  
23 candidate for governor or lieutenant governor;

24 (3) AS 29.20.170, if the candidate is a candidate for the borough  
25 assembly;

26 (4) AS 29.20.280, if the candidate is a candidate for borough mayor;

27 (5) AS 29.20.170, if the candidate is a candidate for city council;

28 (6) AS 29.20.280, if the candidate is a candidate for city mayor;

29 (7) the provisions of the call for the constitutional convention, if the  
30 candidate is a candidate for constitutional convention delegate;

31 (8) art. IV, sec. 10 of the state constitution, if the candidate is a

1 candidate for judicial retention;

2 (9) the articles of incorporation and bylaws of an electrical  
3 cooperative whose elections are subject to regulation under this chapter. If the  
4 candidate is a candidate for the board of directors of the cooperative.

5 \* Sec. 4. AS 15.13.130(1) is amended to read:

6 (1) "candidate" means a person

7 (A) who files for election

8 (i) to the state legislature;

9 (ii) [,] for governor;

10 (iii) [,] for lieutenant governor;

11 (iv) [,] for municipal office;

12 (v) [,] for retention in judicial office;

13 (vi) [, OR] for constitutional convention delegate; or

14 (vii) for a seat on the board of directors of an

15 electrical cooperative: [,] or

16 (B) who campaigns as a write-in candidate for any of the

17 [THESE] offices set out in (A) of this paragraph:

18 \* Sec. 5. AS 15.13.130 is amended by adding a new paragraph to read:

19 (8) "electrical cooperative" means a corporation incorporated under

20 AS 10.15 (Alaska Cooperative Corporation Act) or AS 10.25 (Electric and Telephone  
21 Cooperative Act) and furnishing electrical power and energy to customers if the  
22 articles or bylaws of the cooperative require

23 (A) membership in the cooperative as a condition of obtaining  
24 the cooperative's services; and

25 (B) the election of the cooperative's directors by the  
26 cooperative's members.