

HB

160

ALASKA STATE LEGISLATURE

Vice Chair:
House Finance Committee

Chair:
House Finance Subcommittees for,
Department of Public Safety
Department of Law



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BILL STOLTZE
State Representative
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House Bill 160

Public Funds & Ballot Props/Candidates

"An Act limiting the use of money of the state and its political subdivisions to affect an election."

Under the current statutes, public money can be used to influence the outcome of an election concerning a ballot proposition or question. Residents of the state and municipalities within the state do not have a say in whether or not their government should use public funds to sway the outcome of a vote.

HB 160 will prevent the state and local governments from using public funds to influence the outcome of a ballot proposition.

The provisions of HB 160:

- Prevents the State of Alaska, the University of Alaska, municipalities, school districts, and other political subdivisions of the state from using public funds to influence the outcome of a ballot proposition.
- Limits the Division of Elections and municipal election officials to only: disseminate information about the time and place of an election and to hold an election, and provide the public with the information already in statute for election pamphlets (AS 15.58.020).

I ask for your consideration and support of HB 160 to pass this modest piece of campaign finance reform.

DISTRICT 16

BIRCHWOOD • BUTTE • CHUGIAK • EKLUTNA • FAIRVIEW LOOP
KNIK RIVER ROAD • LAZY MOUNTAIN • PALMER • PETERS CREEK

24-LS0586F
Kurtz
4/6/05

CS FOR HOUSE BILL NO. 160()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): REPRESENTATIVES STOLTZE, Neuman

A BILL

FOR AN ACT ENTITLED

1 **"An Act limiting the use of money of the state and its political subdivisions to affect an**
2 **election."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 *** Section 1.** AS 15.13.145(a) is amended to read:

5 (a) Except as provided in (b) and (c) of this section, each of the following may
6 not use money held by the entity to influence the outcome of the election of a
7 candidate to a state or municipal office or the outcome of an election concerning a
8 state ballot proposition:

- 9 (1) the state, its agencies, and its corporations;
- 10 (2) the University of Alaska and its Board of Regents;
- 11 (3) municipalities, school districts, and regional educational attendance
- 12 areas, or another political subdivision of the state; and
- 13 (4) an officer or employee of an entity identified in (1) - (3) of this
- 14 subsection.

1 * **Sec. 2.** AS 15.13.145(b) is amended to read:

2 (b) Money held by an entity identified in (a)(1) - (3) of this section may be
3 used to disseminate information about the time and place of an election
4 [INFLUENCE THE OUTCOME OF AN ELECTION CONCERNING A BALLOT
5 PROPOSITION OR QUESTION, BUT ONLY IF THE FUNDS HAVE BEEN
6 SPECIFICALLY APPROPRIATED FOR THAT PURPOSE BY A STATE LAW OR
7 A MUNICIPAL ORDINANCE].

8 * **Sec. 3.** AS 15.13.145(c) is amended to read:

9 (c) Money held by the division of elections or a municipal election official
10 [AN ENTITY IDENTIFIED IN (a)(1) - (3) OF THIS SECTION] may be used

11 (1) to disseminate information about the time and place of an election
12 and to hold an election;

13 (2) to provide the public with the information described in
14 AS 15.58.020 [NONPARTISAN INFORMATION ABOUT A BALLOT
15 PROPOSITION OR QUESTION OR ABOUT ALL THE CANDIDATES SEEKING
16 ELECTION TO A PARTICULAR PUBLIC OFFICE].

17 * **Sec. 4.** AS 15.13.145(d) is repealed.

FISCAL NOTE

STATE OF ALASKA
2005 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB 160
 () Publish Date: 2/18/2005

Revision Date/Time (Note if correction): _____ Dept. Affected: Administration
 Title An Act limiting the use of money of RDU AK Public Offices Commission
the state and its political... Component AK Public Offices Commission
 Sponsor Stolze
 Requester House Community & Regional Affairs Component No. 70

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2005) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This measure will prohibit the state and its political subdivisions from expending funds in support of or opposition to ballot questions. Current law prohibits the expenditure of public money to support or oppose a candidate, but permits the state and its political subdivisions to expend money in support of or opposition to a ballot question, if the funds are specifically appropriated for that purpose. Municipalities and school districts will be most affected by this change. This bill will have no fiscal impact.

Prepared by: Brooke Miles, Director Phone 907-276-4176
 Division Alaska Public Offices Commission Date/Time 3/14/05 1:45 PM
 Approved by: Mike Tibbles, Deputy Commissioner Date 3/14/2005
 Agency Department of Administration

FISCAL NOTE

STATE OF ALASKA
2005 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB160
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: OOG
 Title "An Act limiting the use of money of RDU Elections
the state and its political subdivisions..." Component Elections
 Sponsor Representative Stoltze
 Requester H(C&RA) Component No. 21

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

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Estimate of any current year (FY2005) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 This legislation has no fiscal impact on the division.

Prepared by: Laura Glaiser, Director
 Division: Division of Elections
 Approved by: Laura A. Glaiser, Director
 Agency: Office of the Lt. Governor, Division of Elections

Phone 465-4611
 Date/Time 3/7/05 11:55 AM
 Date 3/7/2005