

**SB**

**171**





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STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

May 2, 2007

The Honorable Lyda Green  
President of the Senate  
Alaska State Legislature  
State Capitol, Room 111  
Juneau, AK 99801-1182

Dear President Green:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to judicial retention election candidates.

The state elections code currently does not contain a process for a candidate for judicial retention to withdraw from candidacy. This bill would amend the state elections code to provide such a process.

I urge your prompt and favorable action on this measure.

Sincerely,

A handwritten signature in cursive script that reads "Sarah Palin".

Sarah Palin  
Governor

COMMITTEE COPY

## Lieutenant Governor Sean Parnell

### MEMORANDUM

**To:** Representative Bob Lynn, Chair  
House State Affairs Committee

**Date:** May 11, 2007

**From:** Lieutenant Governor Sean Parnell

**Telephone:** (907) 465-3520


**Subject:** SB 171—*An Act relating to the withdrawal of a candidate from a judicial retention election and the removal of such a candidate's name from the general election ballot; and providing for an effective date.*

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The state elections code currently does not contain a process by which a candidate for judicial retention may withdraw from candidacy. This bill would amend the state elections code to provide such a process.

This statutory vacancy was brought to light in the 2006 General Election when the Division of Elections was contacted by a judicial candidate who was considering withdrawing from the ballot. Unfortunately, there was no legal mechanism by which the candidate could do so. Under the advice from the Department of Law, the Division of Elections would have had to rely on the same statutory procedures that allow for the withdrawal of political candidates (AS 15.25.110) and nominating petition candidates (AS 15.25.200). The candidate did not ultimately withdraw, but had he, the Division of Elections would have been forced to deal with the circumstance without proper statutory guidance. Under the proposed language, withdrawal of judicial candidates will be allowed if the candidate submits his/her withdrawal in writing 48 days prior to the General Election, the same procedure for political candidates and nominating petition candidates.

I ask for your support of SB 171. Staff within my office and in the Division of Elections will provide any additional information you may need.

  
For Lt. Governor Sean Parnell

# FISCAL NOTE

**STATE OF ALASKA**  
**2007 LEGISLATIVE SESSION**

Fiscal Note Number: 1  
 Bill Version: SB 171  
 (S) Publish Date: 5/3/07

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: OOG  
 Title "An Act relating to the withdrawal of a candidate RDU Elections  
from a judicial retention election..." Component Elections  
 Sponsor Rules Committee  
 Requester Governor Component No. 21

**Expenditures/Revenues** (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2005	FY 2010	FY 2011	FY 2012	FY 2013
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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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 (1175-Business License Receipts)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

This legislation will have no fiscal impact on the division.

Prepared by: Gail Fenumial, Asst. Admin. Director  
 Division: Division of Administrative Services  
 Approved by: Whitney Brewster, Director  
 Agency: Office of the Lt. Governor, Division of Elections

Phone 465-3885  
 Date/Time 3/29/2007, 12:51pm  
 Date 3/29/2007

# FISCAL NOTE

**STATE OF ALASKA**  
**2007 LEGISLATIVE SESSION**

Fiscal Note: HB252CS-DOLWD-WH-05-10-07

Bill Version: CSHB 252(HES)

( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_

Title: Leave for Organ/Bone Marrow Donations

Department: Labor and Workforce Development

RDU: Labor Standards and Safety

Component: Wage and Hour

Sponsor: Representative Ledoux

Requester: House STA

Component Number: 345

**Expenditures/Revenues**

(Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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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)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2007) cost: None

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

Due to changes made in the committee substitute, the bill no longer entails enforcement action by the Division of Labor Standards and Safety. With this change no financial impact is anticipated to this department.

Prepared by: Grey Mitchell, Director

Division: Labor Standards & Safety

Approved by: Click Bishop, Commissioner

Agency: Department of Labor and Workforce Development

Phone: 465-4855

Date/Time: 5/10/07 4:01 PM

Date: 5/10/2007