

SB

213

<TARGET><BILL>SB 213</BILL><SUBJECT>SB
213</SUBJECT><COMM>SCRA28</COMM></TARGET>

SENATE COMMITTEE REPORT
First Committee of Referral

Rules

DATE: 3/17/14

FURTHER:

Date of 5-Day Notice: 3/13/14
 (in accordance with Uniform Rule 23)

DATE TURNED
 IN TO OFFICE: 3/20/14

Community and Regional Affairs Committee considered SENATE BILL NO. 213

SB 213-MUNICIPAL ELECTION BOARDS

"An Act relating to the appointment of municipal election boards."

and recommends:

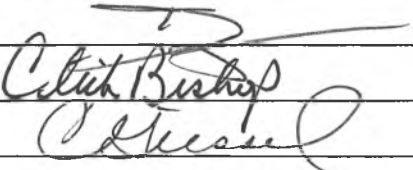
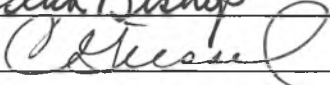
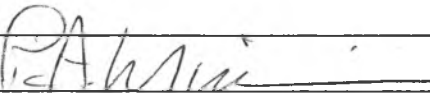
- be replaced with CS _____ (_____) Same Title New Title
- adopt previous CS _____ (_____) Same Title New Title
- attached amendment(s)
- adopt _____ Letter of Intent
- further referral to _____ Committee

Dept Abbr.	
ADM	LWF
CED	LAW
COR	LEG
CRT	MVA
EED	DNR
DEC	DPS
DFG	REV
GOV	DOT
DHS	UA

NEW FISCAL NOTE(S)				
Dept.	Fiscal	Indet.	Zero	FN #
Gov			X	1

PREVIOUS FISCAL NOTE(S)				
Dept.	Fiscal	Indet.	Zero	FN #

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	PRINTED LAST NAME	DO PASS	DO NOT PASS	NO REC	AMEND
	LEAH BISHOP	X			
	Giessel	✓			
CHAIR: 	Miccotte	X			

ALASKA STATE LEGISLATURE

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SENATOR PETER A. MICCICHE

DISTRICT 0

Anchor Point

Clam Gulch

Cohoe

Diamond Ridge

Fox River

Fritz Creek

Funny River

Halibut Cove

Happy Valley

Homer

Kachemak City

Kachemak Selo

Kalifornsky

Kasilof

Kenai

Nikolaevsk

Ninilchik

Razdolna

Ridgeway

Seldovia

Soldotna

Voznesenka

Sponsor Statement

SB 213

An Act relating to the appointment of municipal election boards

Statutes governing municipal elections currently require the appropriate governing body to appoint election boards for each precinct in every election. However, as technology advances, methods of submitting ballots are changing. For example, ballots may be submitted by mail or electronic transmission. Elections not involving in-person voting do not need election boards as there are no polling places except for an absentee precinct. The requirement of the appointment of an election board for each precinct is costly and not necessary for such elections.

The language in Section 1 is revised to be consistent with the new language proposed in AS 29.26.010(b) which is contained in Section 2. This clarifies that election boards are only required for elections and precincts in which voters cast ballots in person.

Please join me in helping give our local governments that choose to implement elections by mail the ability to avoid the unnecessary cost of appointing elections boards.

Fiscal Note

State of Alaska
2014 Legislative Session

Bill Version: SB 213
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB213-OOG-DOE-3-16-14
Title: MUNICIPAL ELECTION BOARDS
Sponsor: COMMUNITY & REGIONAL AFFAIRS
Requester: Senate Community and Regional Affairs

Department: Office of the Governor
Appropriation: Elections
Allocation: Elections
OMB Component Number: 21

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2015 Appropriation Requested	Included in Governor's FY2015 Request	Out-Year Cost Estimates					
			FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
OPERATING EXPENDITURES								
Personal Services								
Travel								
Services								
Commodities								
Capital Outlay								
Grants & Benefits								
Miscellaneous								
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None								
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time								
Part-time								
Temporary								

Change in Revenues								
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Estimated SUPPLEMENTAL (FY2014) cost: 0.0 *(separate supplemental appropriation required)*
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2015) cost: 0.0 *(separate capital appropriation required)*
(discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Initial version.

Prepared By: <u>Gail Fenumiai, Director</u>	Phone: <u>(907)465-2644</u>
Division: <u>Division of Elections</u>	Date: <u>03/16/2014 07:45 AM</u>
Approved By: <u>Guy Bell, Administrative Director</u>	Date: <u>03/16/14</u>
Agency: <u>Division of Administrative Services, Office of the Governor</u>	

FISCAL NOTE ANALYSIS

**STATE OF ALASKA
2014 LEGISLATIVE SESSION**

BILL NO. SB 213

Analysis

This bill has no fiscal impact on the division.

Section 1 states that if a municipal election is conducted in the manner in which voters cast ballots at a polling place, the board is appointed by the appropriate municipality.

Section 2 states that if a governing body chooses to conduct their elections in a manner in which voters cast their ballots at a polling place, then they would be required to have a board made up of at least 3 judges per precinct.



**ALASKA ASSOCIATION OF MUNICIPAL CLERKS
RESOLUTION NO. 2014-01**

A RESOLUTION SUPPORTING INTRODUCTION OF LEGISLATION AMENDING TITLE 15 AND TITLE 29 TO FACILITATE THE CONDUCT OF BY-MAIL ELECTIONS BY MUNICIPALITIES.

WHEREAS, Alaska Statute Title 15.10.120(f) and Alaska Statute Title 29.26.010(a) require municipalities to appoint election boards for each precinct in a municipal election, and

WHEREAS, an election conducted by-mail does not employ polling places and associated election boards, but requires a ballot to be mailed to each registered voter, and,

WHEREAS, the aforementioned statutes do not allow the flexibility for municipalities to conduct elections by-mail without also setting up election boards for each precinct, and

WHEREAS, there is a growing interest in some municipalities to conduct elections "by-mail,"

NOW, THEREFORE, BE IT RESOLVED BY THE EXECUTIVE BOARD OF THE ALASKA ASSOCIATION OF MUNICIPAL CLERKS: that the State of Alaska Legislature is urged to introduce changes to Alaska Statute Title 15 and Title 29 that would facilitate local governments to conduct elections by-mail, if they so choose.

Effective Date of Resolution. This resolution will be effective March 17, 2014.

ENACTED this 17th Day of March 2014.


Janey Hovenden, AAMC President

ATTEST:


Jessica Wilborn, Secretary

**Alaska Association of Municipal Clerks
c/o 217 2nd St., Ste. 200
Juneau, Alaska 99801
www.alaskaclerks.org**





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Alaska Statutes.

Title 15. Elections

Chapter 10. Election Districts, Election Officials, and Redistricting

Section 120. Appointment of Election Board.

previous: [Section 110. Appointment of Election Supervisors.](#)

next: [Section 125. Appointment of Additional Election Boards.](#)

AS 15.10.120. Appointment of Election Board.

(a) An election supervisor shall appoint in each precinct within the election supervisor's district an election board composed of at least three qualified voters registered to vote in that precinct. If the election supervisor is unable to locate three qualified individuals registered to vote in that precinct who are willing and able to serve on the election board, the election supervisor may appoint any qualified individual registered to vote in the election district in which the precinct is located. If the election supervisor is unable to locate three qualified individuals registered to vote in the precinct or in the district who are willing and able to serve on the election board, the election supervisor may appoint any qualified individual registered to vote in this state. In addition to the three qualified voters registered to vote in the precinct, district, or state, an election supervisor may also appoint not more than two members of the youth vote ambassador program established in AS [15.10.108](#) to serve on a precinct election board.

(b) On or before April 15 in each regular election year, or at least 60 days before a special election, a party district committee or state party central committee of each political party may nominate two candidates for each election board. Nominations shall be presented in writing to the election supervisor for the district in which the precinct is located.

(c) An election supervisor shall appoint one nominee of the political party of which the governor is a member and one nominee of the political party that received the second largest number of votes statewide in the preceding gubernatorial election. If a party district committee or state party central committee of the party of which the governor is a member or the party that received the second largest number of votes statewide in the preceding gubernatorial election fails to present the names prescribed by (b) of this section by April 15 of a regular election year or at least 60 days before a special election, the election supervisor may appoint any qualified individual registered to vote.

(d) An election supervisor shall appoint a chairperson for each election board within the election supervisor's district.

(e) When appointments to the election board have been accepted by the respective appointees, the election supervisor shall notify the director of the names and mailing addresses of the designated chairperson and other election board officials.

(f) Election boards for municipal elections shall be appointed by the appropriate municipality.

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Note to HTML Version:

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Alaska Statutes.

[Title 29.](#) Municipal Government
[Chapter 26.](#) Elections
 Section 10. Administration.

previous: [Chapter 26.](#) Elections

next: [Section 20.](#) Nominations.

AS 29.26.010. Administration.

The governing body shall prescribe the rules for conducting an election and shall appoint an election board composed of at least three judges for each precinct. A judge shall be a voter of the precinct for which appointed unless no voter is willing to serve.

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