

LEG. FINANCE - BILLS 1979 - 1980 1328

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1 certificate of results.

2 (b) The state review board shall review and count absentee and  
3 questioned ballots not reviewed or counted by the district counting  
4 boards and which have been forwarded to the director. Absentee and  
5 questioned ballots not received in the office of the director by  
6 4:00 p.m. on the 15th day following the election may not be counted in  
7 the review.

8 \* Sec. 89. AS 15.20.430 is amended to read:

9 Sec. 15.20.430. AUTHORIZATION OF RECOUNT APPLICATION. (a) A  
10 defeated candidate or 10 qualified voters who believe there has been a  
11 mistake made by an election official or by the counting [CANVASSING]  
12 board in counting the votes in an election, may file an application  
13 within five days after the completion of the state review [CANVASS] to  
14 the director [LIEUTENANT GOVERNOR] for a recount of the votes from a  
15 particular precinct or any election district and for any particular  
16 office, proposition, or question. However, the application may be filed  
17 only within three days after the completion of the state review [CAN-  
18 VASS] after the general election for a recount of votes cast for the  
19 office of governor and lieutenant governor. If there is a tie vote as  
20 provided in AS 15.15.460, the director [LIEUTENANT GOVERNOR] shall  
21 initiate the recount and give notice to the interested parties as pro-  
22 vided in AS 15.20.470.

23 (b) The date on which the director [LIEUTENANT GOVERNOR] receives  
24 an application rather than the date of mailing or transmission deter-  
25 mines whether the application is filed within the time allowed under (a)  
26 of this section. If the actual physical delivery by telegram of a copy  
27 in substance of the statements made in the application for recount is  
28 received in the office of the director [LIEUTENANT GOVERNOR] at or  
29 before 5:00 p.m. Alaska Standard time, on the due date the application

1 will be accepted; providing the original signed application is post-  
2 marked at or before 5:00 p.m. Alaska Standard time of the same day.

3 \* Sec. 90. AS 15.20.440(b) is amended to read:

4 (b) Candidates, political parties, or organized groups having a  
5 direct interest in a recount and who are seeking to protect their in-  
6 terests during a recount may provide, at their own expense, [NOT MORE  
7 THAN] two or more observers to witness the recount.

8 \* Sec. 91. AS 15.20.450 is amended to read:

9 Sec. 15.20.450. REQUIREMENT OF DEPOSIT. The application shall  
10 include a deposit in cash, by certified check, or by bond with a surety  
11 approved by the director [LIEUTENANT GOVERNOR]. The amount of the  
12 deposit is \$50 for each precinct, \$250 for each election district, and  
13 \$2,000 for the entire state. However, if the recount includes an office  
14 for which candidates received a tie vote, or the difference between the  
15 number of votes cast was 10 or less or was less than .5 percent of the  
16 total number of votes cast for the two candidates for the contested  
17 office, or a question or proposition for which there was a tie vote on  
18 the issue, or the difference between the number of votes cast in favor  
19 of or opposed to the issue was 10 or less or was less than .5 percent of  
20 the total votes cast in favor of or opposed to the issue, the applica-  
21 tion need not include a deposit and the state shall bear the cost of the  
22 recount. If, on the recount, a candidate other than the candidate who  
23 received the original election certificate is declared elected, or if  
24 the vote on recount is determined to be four percent or more in excess  
25 of the vote reported by the state review [CANVASS] for the candidate  
26 applying for the recount or in favor or opposed to the question or  
27 proposition as stated in the application, the entire deposit shall be  
28 refunded. If the entire deposit is not refunded, the director  
29 [LIEUTENANT GOVERNOR] shall refund any money remaining after the cost of

1 the recount has been paid from the deposit.

2 \* Sec. 92. AS 15.20.460 is amended to read:

3 Sec. 15.20.460. DETERMINATION OF DATE OF RECOUNT. If the director  
4 [LIEUTENANT GOVERNOR] determines that the application is substantially  
5 in the required form, he shall fix the date of the recount to be held  
6 within three days after the receipt of an application requesting a  
7 recount of the general election votes cast for the office of governor  
8 and lieutenant governor and within five days after the receipt of an  
9 application requesting a recount for any other office, question, or  
10 proposition.

11 \* Sec. 93. AS 15.20.470 is amended to read:

12 Sec. 15.20.470. REQUIREMENT OF NOTICE. The director [LIEUTENANT  
13 GOVERNOR] shall give the candidate or designated chairman signing the  
14 application, the two or more persons appointed to represent the appli-  
15 cant during the recount, and other directly interested parties, notice  
16 of the time and place of the recount by certified mail, by telegraph, or  
17 by telephone.

18 \* Sec. 94. AS 15.20.480 is amended to read:

19 Sec. 15.20.480. PROCEDURE FOR RECOUNT. In conducting the recount,  
20 the director [LIEUTENANT GOVERNOR], or his appointed representative,  
21 shall review all [PAPER, ABSENTEE, AND MACHINE] ballots whether [OR NOT]  
22 the ballots were counted at the precinct or by computer or by the dis-  
23 trict absentee counting board or the questioned ballot counting [CAN-  
24 VASSING] board to determine which ballots, or parts of ballots, were  
25 properly marked and which ballots are to be counted in the recount, and  
26 shall [MAY] check the accuracy of the original count, the precinct  
27 certificate and the review [CANVASS]. The director shall check the  
28 number of ballots and questioned ballots cast in a precinct against the  
29 registers and shall check absentee ballots voted against absentee bal-

1 lots distributed. For administrative purposes, the director [LIEUTENANT  
2 GOVERNOR] may join and include two or more applications in a single  
3 review and count of votes. The rules in AS 15.15.360(a) [RULE] govern-  
4 ing the counting of hand-marked [MARKED] ballots and the rules in  
5 AS 15.20.730 governing the counting of punch-card ballots [BY THE  
6 ELECTION BOARD] shall be followed in the recount. The ballots and other  
7 election material shall remain in the custody of the director  
8 [LIEUTENANT GOVERNOR] during the recount and the highest degree of care  
9 shall be exercised to protect the ballots against alteration or muti-  
10 lation. The recount shall be completed within 10 [FIVE] days. The  
11 director [LIEUTENANT GOVERNOR] may employ additional personnel necessary  
12 to assist in the recount.

13 \* Sec. 95. AS 15.20.490 is amended to read:

14 Sec. 15.20.490. CERTIFICATION OF RESULTS. If it is determined by  
15 recount that the plurality of votes was cast for a candidate, the direc-  
16 tor [LIEUTENANT GOVERNOR] shall issue a certificate of election or  
17 nomination to the elected or nominated candidate as determined by the  
18 recount. If it is determined by the recount that a proposition or  
19 question should be certified as having received the required vote, the  
20 director [LIEUTENANT GOVERNOR] shall so certify except that the lieu-  
21 tenant governor shall so certify if the proposition or question involves  
22 an initiative, referendum or constitutional amendment.

23 \* Sec. 96. AS 15.20.510 is amended to read:

24 Sec. 15.20.510. PROVISION FOR APPEAL TO COURTS. A candidate or  
25 any person who requested a recount who has reason to believe an error  
26 has been made in the recount (1) involving any question or proposition  
27 or the validity of any ballot may appeal to the superior court in ac-  
28 cordance with applicable court rules governing appeals in civil matters,  
29 and (2) involving candidates for the legislature or Congress or the

1 office of governor and lieutenant governor may appeal to the supreme  
2 court in accordance with rules as may be promulgated by the court.  
3 Appeal shall be filed within five days of the completion of the recount.  
4 Upon order of the court, the director [LIEUTENANT GOVERNOR] shall fur-  
5 nish the record of the recount taken including all ballots, registers,  
6 and other election material and papers pertaining to the election con-  
7 test. The appeal shall be heard by the court sitting without a jury.  
8 The inquiry in the appeal shall extend to the questions whether or not  
9 the director [LIEUTENANT GOVERNOR] has properly determined what ballots,  
10 parts of ballots, or marks for candidates on ballots are valid, and to  
11 which candidate or division on the question or proposition the vote  
12 should be attributed. The court shall enter judgment either setting  
13 aside, modifying, or affirming the action of the director [LIEUTENANT  
14 GOVERNOR] on recount.

15 \* Sec. 97. AS 15.20.520 is amended to read:

16 Sec. 15.20.520. PROVISION FOR APPEAL TO LEGISLATURE OR CONGRESS.  
17 A candidate or persons who requested a recount, who have reason to  
18 believe an error has been made in the recount involving a candidate for  
19 the general election for the state legislature or Congress, may appeal  
20 to the chamber in which the candidate seeks membership in accordance  
21 with applicable rules of the legislature or Congress. Upon request of  
22 the legislature or Congress, the director [LIEUTENANT GOVERNOR] shall  
23 furnish the record of the recount taken including all ballots, regis-  
24 ters, and other election material and papers pertaining to the election  
25 contest.

26 \* Sec. 98. AS 15.20.530 is amended to read:

27 Sec. 15.20.530. DETERMINATION OF TIE VOTES. If after a recount  
28 and appeal two or more candidates tie in having the highest number of  
29 votes for the same office, the director [LIEUTENANT GOVERNOR] shall

1 notify the candidates who are tied. The director [LIEUTENANT GOVERNOR]  
2 shall notify the candidates of a reasonably suitable time and place to  
3 determine the successful candidate by lot. After the determination has  
4 been made by lot, the director [LIEUTENANT GOVERNOR] shall so certify.

5 \* Sec. 99. AS 15.20.550 is amended to read:

6 Sec. 15.20.550. JURISDICTION AND TIME FOR CONTEST. The action may  
7 be brought in the superior court within 10 days after the completion of  
8 the state review [CANVASS].

9 \* Sec. 100. AS 15.20.560 is amended to read:

10 Sec. 15.20.560. JUDGMENT OF COURT. The judge shall pronounce  
11 judgment on which candidate was elected or nominated and whether the  
12 question or proposition was accepted or rejected. The director [LIEU-  
13 TENANT GOVERNOR] shall issue a new election certificate to correctly  
14 reflect the judgment of the court. If the court decides that the elec-  
15 tion resulted in a tie vote, the director [LIEUTENANT GOVERNOR] shall  
16 immediately proceed to determine the election by lot as is provided by  
17 law. If the court decides that no candidate was duly elected or nomi-  
18 nated, the judgment shall be that the contested election be set aside.  
19 The provisions of this section and AS 15.20.540 and 15.20.550 are not  
20 intended to limit or interfere with the power of the legislature to  
21 judge the election and qualifications of its members.

22 \* Sec. 101. AS 15.20.590(a) is amended to read:

23 (a) For every area of the state designated by him for punch-card  
24 voting, the director [LIEUTENANT GOVERNOR] shall appoint a Data Proces-  
25 sing Review Board which is responsible to him for the evaluation of all  
26 computer phases of the election. The board shall consist of at least  
27 three members. At least one member shall be a member of the political  
28 party whose candidate for governor received the largest number of state-  
29 wide votes at the preceding general election, one shall be a member of

1 the party whose candidate received the second largest number of votes,  
2 and one shall be registered to vote either as an "independent" or "non-  
3 partisan" or shall have declined to state his party affiliation when  
4 registering to vote. At least one of the members must be familiar with  
5 the election process, and at least two must have some expertise in  
6 computer programming and processing. The election supervisor shall name  
7 one of the members who has sufficient familiarity with computer pro-  
8 gramming and operations as presiding officer of the board.

9 \* Sec. 102. AS 15.20.600 is amended to read:

10 Sec. 15.20.600. PARTY REPRESENTATION. In AS 15.20.590 - 15.20.-  
11 730, wherever there is a provision for a person to represent a political  
12 party, he shall be chosen by the appointing official subject to the  
13 approval of the district committee of that party. If the party district  
14 committee fails to respond, the appointing official shall seek approval  
15 from the state chairman of the party. If the committee or state chair-  
16 man makes a reasonable objection, another person shall be appointed.

17 \* Sec. 103. AS 15.20 is amended by adding a new section to read:

18 Sec. 15.20.609. USE OF COMPUTERS. The director shall designate the  
19 computers to be used in the counting of ballots. The director may  
20 designate more than one computer for use in computer counting centers in  
21 addition to alternate computers specified under AS 15.20.610.

22 \* Sec. 104. AS 15.20.610 is amended to read:

23 Sec. 15.20.610. ALTERNATE SITE. For each computer counting cen-  
24 ter, the director [LIEUTENANT GOVERNOR] shall designate an alternate  
25 site, if available, to be used in the event of equipment failure at the  
26 main location. If the computer fails and no alternate site is avail-  
27 able, the election supervisor shall designate emergency counting teams  
28 to handcount punch-card ballots in the manner prescribed by AS 15.20.730  
29 [FOR PAPER BALLOTS].

1 \* Sec. 105. AS 15.20.620(b)(4) is amended to read:

2 (4) approximately one hour before the processing of the  
3 questioned and absentee [AND CHALLENGED] ballots; and

4 \* Sec. 106. AS 15.20.620(b)(5) is amended to read:

5 (5) immediately after the final vote tabulation of ques-  
6 tioned and absentee [AND CHALLENGED] ballots is complete.

7 \* Sec. 107. AS 15.20.620(c) is amended to read:

8 (c) As a security precaution, after the computer has been tested  
9 as prescribed in (b)(2) and (4) of this section,

10 (1) the vote-counting task shall remain isolated from non-  
11 related processing tasks;

12 (2) processing not concerned with vote counting shall be  
13 limited to tasks which are critical to the computer center and shall be  
14 agreed upon in advance by the manager of the computer center and the  
15 director;

16 (3) reasonable computer security controls shall be in effect  
17 to assure the integrity of the vote-counting process; and

18 (4) access to the computer counting area shall be controlled  
19 by the Data Processing Review Board until the vote-counting process is  
20 terminated [THE COMPUTER SYSTEM SHALL REMAIN IDLE AND THE AREA SECURED  
21 UNTIL TABULATION OF PUNCH-CARD BALLOTS BEGINS].

22 \* Sec. 108. AS 15.20.620 is amended by adding a new subsection to read:

23 (f) At any time during the count, party representatives or members  
24 of the Data Processing Review Board may request a listing of the program  
25 source codes which comprise the instructions to be executed by the  
26 computer.

27 \* Sec. 109. AS 15.20.640(b) is amended to read:

28 (b) The ballot cards shall be inspected individually[, ] and any  
29 ballots which are damaged so that they cannot be read by the computer[, ]

1 OR ARE MARKED SO THAT THE VOTER CAN BE IDENTIFIED,] shall be withdrawn  
2 and set aside for hand counting [PLACED IN THE FACSIMILE BALLOT EN-  
3 VELOPE].

4 \* Sec. 110. AS 15.20.640(c) is amended to read:

5 (c) The ballots containing write-in votes shall be banded together  
6 and placed behind the other undamaged ballot cards which have been  
7 voted. The [FACSIMILE BALLOT ENVELOPE AND THE] envelope containing  
8 questioned [AND CHALLENGED] ballots shall be banded to the computer-  
9 ready ballots, and the bundle placed in a special container and sealed,  
10 with the seal signed by the election board members.

11 \* Sec. 111. AS 15.20.650 is amended to read:

12 Sec. 15.20.650. DELIVERY OF BALLOTS TO COMPUTER COUNTING CENTER.  
13 The delivery of ballots from the precinct polling place to the desig-  
14 nated computer counting center shall be made by a delivery team con-  
15 sisting of two members of the election board, one from each of the two  
16 major political parties or by a licensed security officer accompanied by  
17 at least one person designated by the election board. The delivery team  
18 shall accompany the ballots from the precinct polling place to the  
19 receiving board at the computer counting center.

20 \* Sec. 112. AS 15.20.670(4) is amended to read:

21 (4) give the envelope containing questioned [AND CHALLENGED]  
22 ballots to the election supervisor [DATA PROCESSING REVIEW BOARD].

23 \* Sec. 113. AS 15.20.680 is repealed and re-enacted to read:

24 Sec. 15.20.680. COUNTING OF BALLOTS BY COMPUTER. (a) All vote-  
25 counting processing in the computer room shall be under the supervision  
26 of the presiding officer of the Data Processing Review Board. The  
27 presiding officer shall resolve any problems which arise in the vote  
28 counting by consulting with other members of the board.

29 (b) The Data Processing Review Board shall initiate the processing

1 of ballots from each precinct by

2 (1) comparing the precinct identification on the header card  
3 against that of the envelope to ensure that they are the same;

4 (2) ensuring that any write-in ballots are separate and placed  
5 at the rear of other ballots; and

6 (3) giving the ballots to the computer operator.

7 (c) The computer operator shall process the ballots by

8 (1) picking up the ballots of one precinct; removing any  
9 ballots which cannot be processed and returning them to the Data Pro-  
10 cessing Review Board for hand counting;

11 (2) placing the ballots in the computer card reader and acti-  
12 vating it;

13 (3) returning the counted ballots with write-in ballots  
14 separated to the Data Processing Review Board.

15 \* Sec. 114. AS 15.20 is amended by adding a new section to read:

16 Sec. 15.20.685. HAND COUNTING OF PUNCH-CARD BALLOTS. (a) The  
17 election supervisor shall appoint a counting team or teams to assist in  
18 the counting of punch-card ballots at the computer counting center on  
19 election night. There shall be four counters on each counting team, no  
20 more than two of whom may be members of the same political party.

21 (b) A counting team or teams shall count all punch-card ballots  
22 which cannot be processed through the computer and all write-in votes on  
23 ballots which have been processed through the computer. Each counting  
24 team shall make a certificate in duplicate of the results of the count.

25 \* Sec. 115. AS 15.20.690 is amended to read:

26 Sec. 15.20.690. ALTERNATE COMPUTER [SITE] COUNTING. (a) A com-  
27 puter service technician shall be on standby duty during the entire vote  
28 counting process. If equipment failure occurs and the Data Processing  
29 Review Board determines that repairs cannot be made within a reasonable

1 time and an alternate computer is not available at the same site, the  
2 comput. room process shall be moved to the alternate site if one is  
3 available. If an alternate computer is available at the same site, the  
4 Data Processing Review Board shall make a test run to ensure that the  
5 alternate computer is functioning properly, and ballot counting shall  
6 be continued beginning with the precinct determined appropriate by the  
7 Data Processing Review Board [IF AN ALTERNATE SITE IS NOT AVAILABLE,  
8 ALL BALLOTS, INCLUDING THOSE PREVIOUSLY COUNTED, SHALL BE COUNTED  
9 MANUALLY IN THE COMPUTER COUNTING CENTER].

10 (b) If an alternate site is available, all ballots including those  
11 previously counted shall be boxed, and a receipt prepared. The ballot  
12 programs shall also be sealed. The sealed material shall then be trans-  
13 ported to the alternate location accompanied by a state trooper, the  
14 election supervisor, [THE COMPUTER OPERATOR,] and the Data Processing  
15 Review Board. On arrival at the alternate site, the board shall ini-  
16 tiate a test run to ensure that the computer is functioning properly.  
17 After checking the seals on all containers, the supervisor and presiding  
18 officer shall sign the receipt and open all of the materials. Ballot  
19 counting shall be continued, beginning with the precinct determined  
20 appropriate by the Data Processing Review Board [ALL OF THE BALLOTS  
21 SHALL BE COUNTED AT THE ALTERNATE SITE, INCLUDING THOSE ALREADY COUNTED  
22 AT THE MAIN LOCATION].

23 (c) After processing is completed, the write-in ballots [, THE  
24 FACSIMILE ENVELOPE,] and the envelope containing the [CHALLENGED AND]  
25 questioned ballots shall be given to the election supervisor, and the  
26 remaining ballots shall again be sealed and transported to a des'gnated  
27 place of security. [ALL COMPUTER TAPES RESULTING FROM THE ABORTED  
28 COUNTING OPERATION SHALL BE ERASED AND THE SUMMARY CARDS DESTROYED.]

29 \* Sec. 116. AS 15.20.700 is amended to read:

1           Sec. 15.20.700. DISPOSITION OF BALLOTS. (a) The ballots which  
2 have been counted in the computer room shall be sealed by the Data  
3 Processing Review Board. The sealed ballots shall then be transported  
4 to a designated place of security. The [FACSIMILE ENVELOPES,] ques-  
5 tioned [AND CHALLENGED] ballots shall be sealed and given to the elec-  
6 tion supervisor for tallying. [ANY BALLOTS CONTAINING WRITE-IN VOTES  
7 SHALL BE SEALED AND GIVEN TO THE ELECTION SUPERVISOR FOR TALLYING BY THE  
8 DISTRICT ABSENTEE BALLOT CANVASSING BOARD.]

9           (b) [A REPRESENTATIVE OF THE LIEUTENANT GOVERNOR'S OFFICE AND A  
10 STATE TROOPER SHALL MEET ANY AIRCRAFT CARRYING COMPUTER BALLOTS TO THE  
11 CAPITAL, AND ACCOMPANY THEM TO THE SECURITY AREA THERE.]

12           (c) The ballot image magnetic tape which contains an [A] exact  
13 image of each counted ballot shall be retained in a secure manner by the  
14 election supervisor until the director [LIEUTENANT GOVERNOR] determines  
15 that it is no longer needed.

16 \* Sec. 117. AS 15.20.710 is amended to read:

17           Sec. 15.20.710. REPORT OF PARTIAL RESULTS. The presiding officer  
18 of the Data Processing Review Board may authorize activation of the  
19 print program to provide partial results, if time permits. This print-  
20 out shall be released to the presiding officer of the Data Processing  
21 Review Board who shall file the original with the control board and  
22 provide copies for posting and distribution to news media representa-  
23 tives. In addition, the director may authorize the computerized broad-  
24 cast of results while vote counting is in progress. This broadcast may  
25 be accomplished through on-line terminals and may begin when the vote  
26 counting begins.

27 \* Sec. 118. AS 15.20.720 is amended to read:

28           Sec. 15.20.720. PUBLIC OBSERVATION. The punch-card counting  
29 process shall be available for public viewing by closed circuit tele-

1 vision, or by direct observation to the extent that the presiding offi-  
2 cer of the Data Processing Review Board determines that election offi-  
3 cials and computer personnel will not be hindered in the performance of  
4 their duties.

5 \* Sec. 119. AS 15.20.730 is amended by adding a new subsection to read:

6 (c) Hand counting of punch card ballots shall be done in accord-  
7 ance with the requirements of this section. The requirements of this  
8 section are mandatory and there are no exceptions to them.

9 \* Sec. 120. AS 15.20 is amended by adding a new section to read:

10 Sec. 15.20.740. QUESTIONED PUNCH-CARD BALLOTS. The procedure for  
11 reviewing and counting questioned punch-card ballots is the same pro-  
12 cedure established in AS 15.20.205 and 15.20.207 for hand-marked ballots  
13 except that questioned punch-card ballots may be processed by the com-  
14 puter only on the third and eighth days following the election. The  
15 Data Processing Review Board shall supervise the count and shall follow  
16 the procedure established in AS 15.20.680 and 15.20.685.

17 \* Sec. 121. AS 15.25.030 is amended to read:

18 Sec. 15.25.030. DECLARATION OF CANDIDACY. (a) A member of a  
19 political party who seeks to become a candidate of the party in the  
20 primary election shall execute and file a declaration of candidacy. The  
21 declaration shall be executed under oath before an officer authorized to  
22 take acknowledgments and shall state in substance:

- 23 (1) the full name of the candidate;  
24 (2) the full mailing address of the candidate;  
25 (3) if the candidacy is for the office of state senator or  
26 state representative, the election or senate district of which the  
27 candidate is a resident;  
28 (4) the office for which the candidate seeks nomination;  
29 (5) the name of the political party of which he is a candi-

1 date for nomination;

2 (6) the full resident address of the candidate;

3 (7) the date of the primary election at which the candidate  
4 declares himself to be a candidate;

5 (8) that the candidate will meet the specific residency  
6 requirements of the office for which he is a candidate;

7 (9) that the candidate will meet the specific citizenship  
8 requirements of the office for which he is a candidate;

9 (10) that the candidate is a qualified voter as required by  
10 law;

11 (11) that the candidate will meet the specific age require-  
12 ments of the office for which he is a candidate;

13 (12) that the candidate requests that his name be placed on  
14 the primary election ballot;

15 (13) that the required fee accompanies the declaration;

16 (14) that he is not a candidate for any other office, ex-  
17 cluding a congressional office, to be voted on at the primary election  
18 and that he has not filed another declaration of candidacy for the  
19 office for which this declaration is filed; [AND]

20 (15) the manner in which he wishes his name to appear on the  
21 ballot; and

22 (16) that the candidate is registered to vote as a member  
23 of the political party whose nomination he seeks.

24 (b) A person filing a declaration of candidacy under this section  
25 shall simultaneously file a statement of income sources and business  
26 interests which complies with the requirements of AS 39.50.

27 \* Sec. 122. AS 15.25.040(c) is amended to read:

28 (c) A candidate for a statewide office or a [SHALL FILE WITH THE  
29 LIEUTENANT GOVERNOR. A] candidate for a district-wide office shall file

1 , either with the director [LIEUTENANT GOVERNOR] or an election super-  
2 visor. If the candidate files his declaration with an election super-  
3 visor, the election supervisor shall immediately forward the declaration  
4 to the director [LIEUTENANT GOVERNOR].

5 \* Sec. 123. AS 15.25.050 is amended to read:

6 Sec. 15.25.050. REQUIREMENT OF FILING FEE. (a) At the time the  
7 declaration is filed, each candidate shall pay a filing fee to the  
8 director [LIEUTENANT GOVERNOR]. The filing fee for candidates for  
9 office of governor, lieutenant governor, United States senator, and  
10 United States representative is \$100. The filing fee for candidates for  
11 office of state senator and state representative is \$30. The director  
12 shall pay the filing fee collected from a candidate under this section  
13 to the central committee of the political party of that candidate.

14 (b) An indigent person as defined by regulations adopted under the  
15 Administrative Procedure Act (AS 44.62) may file a statement of in-  
16 digency in the form prescribed by regulation in place of the filing fee  
17 required by this section.

18 \* Sec. 124. AS 15.25.055 is amended to read:

19 Sec. 15.25.055. REMOVAL OF NAME FROM PRIMARY BALLOT. A candi-  
20 date's name will appear on the primary election ballot unless notice of  
21 his withdrawal from the primary is received by the director [LIEUTENANT  
22 GOVERNOR] at least 40 days before the date of the primary election.

23 \* Sec. 125. AS 15.25.056(a) is amended to read:

24 (a) If an incumbent candidate for renomination dies, becomes  
25 disqualified from holding the office he is seeking, or is certified as  
26 being incapacitated between June 1 of the election year and that date  
27 which is 45 [15] days before the date of the primary election, his place  
28 on the ballot may be filled by party petition. The petition shall state  
29 that the political party requests the name of the proposed candidate

1 replace that of the incumbent on the primary election ballot and shall  
2 be accompanied by a declaration of candidacy from the person named in  
3 the petition. The petition must be received by the director [LIEUTENANT  
4 GOVERNOR] no later than 14 days after the death, disqualification or  
5 certification of incapacity of the incumbent or 40 [10] days before the  
6 primary election date, whichever time is earlier.

7 \* Sec. 126. AS 15.25.056(c) is amended to read:

8 (c) The death, disqualification or certification of incapacity of  
9 the incumbent within 40 [10] days before or on the primary election date  
10 does not affect the counting and review [CANVASS] of the ballots. If  
11 the result of the counting and review [CANVASS] discloses that the  
12 candidate, if he had lived, would have been nominated, the candidate  
13 shall be declared nominated. The vacancy may be filled by party peti-  
14 tion as provided in AS 15.25.110 - 15.25.130.

15 \* Sec. 127. AS 15.25.060 is amended to read:

16 Sec. 15.25.060. PREPARATION AND DISTRIBUTION OF BALLOTS. The  
17 primary election ballot shall be prepared and distributed by the  
18 director [LIEUTENANT GOVERNOR] in the manner prescribed for general  
19 election ballots except as specifically provided otherwise for the  
20 primary election. The director [LIEUTENANT GOVERNOR] shall place the  
21 names of all candidates who have properly filed in groups according to  
22 offices filed for, without regard to party affiliation. The names for  
23 each office shall be rotated as provided for the general election bal-  
24 lot. No blank spaces shall be provided on the ballot for the writing or  
25 pasting in of names.

26 \* Sec. 128. AS 15.25.090 is amended to read:

27 Sec. 15.25.090. GENERAL PROCEDURE FOR CONDUCT OF PRIMARY ELECTION.  
28 Unless specifically provided otherwise, all provisions regarding the  
29 conduct of the general election shall govern the conduct of the primary

1 election, including, but not limited to, provisions concerning voter  
2 qualification; provisions regarding the duties, powers, rights, and  
3 obligations of the director [LIEUTENANT GOVERNOR], of other election  
4 officials, and of cities and organized boroughs; provision for notifi-  
5 cation of the election; provisions regarding payment of election ex-  
6 penses; provisions regarding employees being allowed time from work to  
7 vote; provisions for the counting, review [CANVASSING], and certifica-  
8 tion of returns; provisions for the determination of tie votes and of  
9 recount, contests and appeal; and provisions for absentee voting [AND  
10 THE USE OF VOTING MACHINES].

11 \* Sec. 129. AS 15.25.100 is amended to read:

12       Sec. 15.25.100. PLACEMENT OF NOMINEES ON GENERAL ELECTION BALLOT.  
13 The director [LIEUTENANT GOVERNOR] shall place the name of the candidate  
14 receiving the highest number of votes for an office by a political party  
15 on the general election ballot.

16 \* Sec. 130. AS 15.25.110 is amended to read:

17       Sec. 15.25.110. FILLING VACANCIES BY PARTY PETITION. If a candi-  
18 date nominated at the primary election dies, withdraws, resigns, becomes  
19 disqualified from holding office for which he is nominated, or is cer-  
20 tified as being incapacitated in the manner prescribed by this section  
21 after the primary election and 40 [10] days or more before the general  
22 election, the vacancy may be filled by party petition. The central  
23 committee of any political party or any party district committee may  
24 certify as being incapacitated any candidate nominated by their re-  
25 spective party by presenting to the director [LIEUTENANT GOVERNOR] a  
26 sworn statement made by a panel of three licensed physicians, not more  
27 than two of whom shall be of the same political party, that the candi-  
28 date is physically or mentally incapacitated to an extent that would in  
29 his judgment prevent the candidate from active service during the term

1 of office if elected. The director [LIEUTENANT GOVERNOR] shall place  
2 the name of the person nominated by party petition on the general elec-  
3 tion ballot [OR, IF THE GENERAL ELECTION BALLOT HAS BEEN PREPARED, THE  
4 LIEUTENANT GOVERNOR OR THE ELECTION OFFICIALS DIRECTED BY THE LIEUTENANT  
5 GOVERNOR SHALL PREPARE, PRINT, AND DISTRIBUTE A SUFFICIENT NUMBER OF  
6 GUMMED LABELS OR STICKERS BEARING THE NAME OF THE CANDIDATE TO FILL THE  
7 VACANCY TO EACH VOTING PRECINCT WITH INSTRUCTIONS THAT THE ELECTION  
8 JUDGES SHALL PLACE ONE OF THE STICKERS OR LABELS ON THE APPROPRIATE  
9 PLACE ON EACH BALLOT BEFORE THE BALLOT IS HANDED TO THE VOTER]. The  
10 name of a candidate disqualified under this section shall not appear on  
11 the general election ballot.

12 \* Sec. 131. AS 15.25.120 is amended to read:

13 Sec. 15.25.120. REQUIREMENTS FOR PARTY PETITION. Party petitions  
14 for the nomination of candidates shall state in substance that the  
15 political party desires and intends to support the named candidate for  
16 the named office and requests that the name of the proposed candidate be  
17 placed on the general election ballot. The petition may be filed no  
18 later than 40 [10] days before the date of the general election.

19 \* Sec. 132. AS 15.25.150 is amended to read:

20 Sec. 15.25.150. DATE OF FILING PETITION. The petition is filed  
21 with the director [LIEUTENANT GOVERNOR] by actual physical delivery in  
22 person at or before 5:00 p.m., prevailing time, June 1 in the year in  
23 which a general election is held for the office, or by actual physical  
24 delivery to the director by registered or certified mail return receipt  
25 requested which is postmarked at or before 5:00 p.m., prevailing time,  
26 June 1 in the year in which a general election is held for the office,  
27 and received not more than 15 days after that time. If the postmark is  
28 illegible, a dated receipt from the post office where dispatched shall  
29 be acceptable as evidence of mailing. If June 1 is a Sunday or holiday,

1 the deadlines for postmarking and receipt of the petition shall be  
2 extended 24 hours in each instance.

3 \* Sec. 133. AS 15.25.160 is amended to read:

4 Sec. 15.25.160. REQUIRED NUMBER OF SIGNATURES FOR STATE-WIDE  
5 OFFICE. Petitions for the nomination of candidates for the office of  
6 governor, lieutenant governor, United States senator and United States  
7 representative shall be signed by qualified voters of the state equal  
8 in number to at least two percent of the number of votes cast in the  
9 preceding general election [NOT LESS THAN 1,000 QUALIFIED VOTERS].

10 Candidates for the office of governor and lieutenant governor shall file  
11 jointly.

12 \* Sec. 134. AS 15.25.170 is amended to read:

13 Sec. 15.25.170. REQUIRED NUMBER OF SIGNATURES FOR DISTRICT-WIDE  
14 OFFICE. Petitions for the nomination of candidates for the office of  
15 state senator or state representative shall be signed by qualified  
16 voters of the election or senate district in which the proposed nominee  
17 desires to be a candidate equal in number to at least two [FIVE] percent  
18 of the number of votes cast in his respective election or senate dis-  
19 trict in the preceding general election, provided that no nominating  
20 petition need contain more than 200 signatures nor may it contain less  
21 than 50 signatures for any district.

22 \* Sec. 135. AS 15.25.180 is amended by adding a new paragraph to read:

23 (14) the name of the candidate as he wishes it to appear on  
24 the ballot.

25 \* Sec. 136. AS 15.25.190 is amended to read:

26 Sec. 15.25.190. PLACEMENT OF NAMES ON GENERAL ELECTION BALLOT.  
27 The director [LIEUTENANT GOVERNOR] shall place the names and the poli-  
28 tical group affiliation of persons who have been properly nominated by  
29 petition on the general election ballot.

1 \* Sec. 137. AS 15.25.200 is amended to read:

2       Sec. 15.25.200. WITHDRAWAL OF CANDIDATE'S NAME. If a candidate  
3 nominated by petition dies or withdraws after the petition has been  
4 filed and before September 1 of the election year, the director [LIEU-  
5 TENANT GOVERNOR] shall not place the name of the candidate on the gen-  
6 eral election ballot.

7 \* Sec. 138. AS 15.30.020 is amended to read:

8       Sec. 15.30.020. NUMBER AND MANNER OF SELECTING CANDIDATES. Each  
9 political party shall select a number of candidates for electors of  
10 President and Vice President of the United States equal to the number of  
11 senators and representatives to which the state is entitled in Congress.  
12 The candidates for electors shall be selected by the state party conven-  
13 tion or in any other manner prescribed by the bylaws of the party. The  
14 chairman and secretary of the state convention or any other party offi-  
15 cial designated by the party bylaws shall certify a list of the names of  
16 candidates for electors to the director [LIEUTENANT GOVERNOR] on or  
17 before September 1 in presidential election years.

18 \* Sec. 139. AS 15.30.025 is amended to read:

19       Sec. 15.30.025. QUALIFICATIONS FOR LIMITED POLITICAL PARTIES. (a)  
20 A limited political party may be organized for the purpose of selecting  
21 candidates for electors of President and Vice President of the United  
22 States by filing a petition with the director [LIEUTENANT GOVERNOR] at  
23 least 90 days before a presidential election signed by qualified voters  
24 of this state equaling in number at least three percent of Alaska's  
25 total vote for President at the last presidential election. The peti-  
26 tion shall state that the signers intend to organize a limited political  
27 party, that they intend to select candidates for electors of President  
28 and Vice President of the United States at the next succeeding presi-  
29 dential election, and the name of the limited political party.

1 (b) A limited political party organized under this section may not  
2 assume a name which is so similar to an existing political party as to  
3 confuse or mislead the voters at an election. If the director [LIEU-  
4 TENANT GOVERNOR] determines that the name of the limited political party  
5 set out in a petition is confusing or misleading, he may refuse to  
6 accept the petition for filing.

7 (c) A limited political party organized under this section shall  
8 cease to be a limited political party whenever its presidential candi-  
9 date fails to receive at least 10 percent of the total Alaskan vote cast  
10 for the office of President at a presidential election.

11 \* Sec. 140. AS 15.30.060 is amended to read:

12 Sec. 15.30.060. NOTIFICATION OF ELECTORS. When the results of the  
13 election of presidential electors have been determined, the director  
14 [LIEUTENANT GOVERNOR] shall send a certificate of election to each  
15 elector and shall notify the electors of the time and place of their  
16 meeting and of their duties as electors.

17 \* Sec. 141. AS 15.30.070 is amended to read:

18 Sec. 15.30.070. PLACE AND TIME OF MEETING. The electors shall  
19 meet at the office of the director [LIEUTENANT GOVERNOR] or other place  
20 designated by him at 11:00 o'clock in the morning on the first Monday  
21 after the second Wednesday in December following their election. If  
22 Congress fixes a different day for the meeting, the electors shall meet  
23 on the day designated by the Act of Congress.

24 \* Sec. 142. AS 15.30.090 is amended to read:

25 Sec. 15.30.090. DUTIES OF ELECTORS. After any vacancies have been  
26 filled, the electors shall proceed to cast their votes for the candi-  
27 dates for the office of President and Vice President of the party which  
28 selected them as candidates for electors and shall perform the duties of  
29 electors as required by the constitution and laws of the United States.

1 The director [LIEUTENANT GOVERNOR] shall provide administrative services  
2 and the Department of Law shall provide legal services necessary for the  
3 electors to perform their duties.

4 \* Sec. 143. AS 15.35.040 is amended to read:

5 Sec. 15.35.040. FILING DECLARATION BY SUPREME COURT JUSTICE. Each  
6 justice seeking to succeed himself to office shall file with the direc-  
7 tor [LIEUTENANT GOVERNOR] a declaration of candidacy not less than 90  
8 days before the date of the general election at which approval or re-  
9 jection is requisite.

10 \* Sec. 144. AS 15.35.041 is amended to read:

11 Sec. 15.35.041. REQUIREMENT OF FILING FEE FOR SUPREME COURT CANDI-  
12 DATE. At the time the declaration is filed, each candidate shall pay a  
13 filing fee to the director [LIEUTENANT GOVERNOR]. The filing fee for a  
14 candidate for the supreme court is \$100.

15 \* Sec. 145. AS 15.35.050 is amended to read:

16 Sec. 15.35.050. PLACING NAME OF SUPREME COURT JUSTICE ON BALLOT.  
17 The director [LIEUTENANT GOVERNOR] shall place the name of a supreme  
18 court justice who has properly filed a declaration of candidacy on the  
19 judicial ballot in each judicial district of the state for the general  
20 election at which approval is sought.

21 \* Sec. 146. AS 15.35.070 is amended to read:

22 Sec. 15.35.070. FILING DECLARATION BY SUPERIOR COURT JUDGE. Each  
23 judge seeking to succeed himself to office shall file with the director  
24 [LIEUTENANT GOVERNOR] a declaration of candidacy not less than 90 days  
25 before the date fixed for the general election at which approval or  
26 rejection is requisite.

27 \* Sec. 147. AS 15.35.071 is amended to read:

28 Sec. 15.35.071. REQUIREMENT OF FILING FEE FOR SUPERIOR COURT  
29 CANDIDATE. At the time the declaration is filed, each candidate shall

1 pay a filing fee to the director [LIEUTENANT GOVERNOR]. The filing fee  
2 for a candidate for the superior court is \$30.

3 \* Sec. 148. AS 15.35.090 is amended to read:

4 Sec. 15.35.090. PLACING NAME OF SUPERIOR COURT JUDGE ON BALLOT.  
5 The director [LIEUTENANT GOVERNOR] shall place the name of a superior  
6 court judge who has properly filed a declaration of candidacy on the  
7 judicial ballot in the judicial district designated in his declaration  
8 of candidacy for the general election at which approval is sought.

9 \* Sec. 149. AS 15.35.110 is amended to read:

10 Sec. 15.35.110. FILING DECLARATION BY DISTRICT JUDGE. Each dis-  
11 trict judge seeking to succeed himself to office shall file with the  
12 director [LIEUTENANT GOVERNOR] a declaration of candidacy not less than  
13 90 days before the date fixed for the general election at which approval  
14 or rejection is requisite.

15 \* Sec. 150. AS 15.35.120 is amended to read:

16 Sec. 15.35.120. REQUIREMENT OF FILING FEE FOR DISTRICT COURT  
17 CANDIDATE. At the time the declaration is filed, each candidate for the  
18 district court shall pay a filing fee of \$30 to the director [LIEUTENANT  
19 GOVERNOR].

20 \* Sec. 151. AS 15.35.130 is amended to read:

21 Sec. 15.35.130. PLACING NAME OF DISTRICT JUDGE ON BALLOT. The  
22 director [LIEUTENANT GOVERNOR] shall place the name of a district judge  
23 who has properly filed a declaration of candidacy on the judicial ballot  
24 in the judicial district designated in his declaration of candidacy for  
25 the general election at which approval is sought.

26 \* Sec. 152. AS 15.40.040 is amended to read:

27 Sec. 15.40.040. CONDITIONS FOR PART-TERM APPOINTMENT AND SPECIAL  
28 ELECTION. If the vacancy is for an unexpired term of more than two  
29 years plus five full calendar months, the governor shall call a special

1 election by proclamation and the appointment shall expire on the date  
2 the United States senate first meets, convenes, or reconvenes, following  
3 the certification of the results of the special election by the director  
4 [LIEUTENANT GOVERNOR].

5 \* Sec. 153. AS 15.40.070 is amended to read:

6 Sec. 15.40.070. TERM OF ELECTED SENATOR. At the special election,  
7 a United States senator shall be elected to fill the remainder of the  
8 unexpired term. The person elected shall take office on the date the  
9 United States senate first meets, convenes, or reconvenes following the  
10 certification of the results of the special election by the director  
11 [LIEUTENANT GOVERNOR].

12 \* Sec. 154. AS 15.40.090 is amended to read:

13 Sec. 15.40.090. DESIGNATION OF NOMINEES BY PETITION. If the  
14 vacancy occurs less than one calendar month before the filing date for  
15 the primary election and more than three calendar months before the next  
16 general election, candidates shall be nominated by petition transmitted  
17 by actual delivery to the director [LIEUTENANT GOVERNOR] before  
18 September 2 immediately preceding the special election.

19 \* Sec. 155. AS 15.40.100 is amended to read:

20 Sec. 15.40.100. REQUIREMENTS OF PETITION FOR NO-PARTY CANDIDATES.  
21 Petitions for the nomination of candidates not representing a political  
22 party shall be signed by qualified voters of the state equal in number  
23 to at least two percent of the number of votes cast in the preceding  
24 general election [1,000 QUALIFIED VOTERS], and shall state in substance  
25 that which is required in petitions for nomination for general elections  
26 provided in AS 15.25.180.

27 \* Sec. 156. AS 15.40.130 is amended to read:

28 Sec. 15.40.130. GENERAL PROVISION FOR CONDUCT OF SPECIAL ELECTION.  
29 Unless specifically provided otherwise, all provisions regarding the

1 conduct of the general election shall govern the conduct of the special  
2 election of United States senators, including, but not limited to,  
3 provisions concerning voter qualifications; provisions regarding the  
4 duties, powers, rights and obligations of the director [LIEUTENANT  
5 GOVERNOR], of other election officials, and of cities and organized  
6 boroughs; provision for notification of the election; provision for  
7 payment of election expenses; provisions regarding employees being  
8 allowed time from work to vote; provisions for the counting, canvassing,  
9 and certification of returns; provisions for the determination of the  
10 votes and of recounts, contests, and appeal; and provision for absentee  
11 voting [AND THE USE OF VOTING MACHINES].

12 \* Sec. 157. AS 15.40.170 is amended to read:

13 Sec. 15.40.170. TERM OF ELECTED REPRESENTATIVE. At the special  
14 election, a United States representative shall be elected to fill the  
15 remainder of the unexpired term. The person elected shall take office  
16 on the date the United States house of representatives meets, convenes,  
17 or reconvenes following the certification of the results of the special  
18 election by the director [LIEUTENANT GOVERNOR].

19 \* Sec. 158. AS 15.40.180 is amended to read:

20 Sec. 15.40.180. DATE OF NOMINATIONS. Candidates for the special  
21 election shall be nominated by petition transmitted by (1) the actual  
22 physical delivery of the petition in person; (2) by mail postmarked not  
23 later than midnight of the filing date; or (3) by telegram of a copy in  
24 substance of the statements made in the petition to the director [LIEU-  
25 TENANT GOVERNOR] before the 21st day after the vacancy occurs.

26 \* Sec. 159. AS 15.40.190 is amended to read:

27 Sec. 15.40.190. REQUIREMENTS OF PETITION OF NO-PARTY CANDIDATES.  
28 Petitions for the nomination of candidates not representing a political  
29 party shall be signed by qualified voters of the state equal in number

1 to at least two percent of the number of votes cast in the preceding  
2 general election [1,000 QUALIFIED VOTERS] and shall state in substance  
3 that which is required for nomination petitions by AS 15.25.180.

4 \* Sec. 160. AS 15.40.270 is amended to read:

5 Sec. 15.40.270. DATE OF NOMINATIONS. Candidates for the special  
6 election shall be nominated by petition transmitted by (1) actual phy-  
7 sical delivery of the petition in person; (2) by mail postmarked not  
8 later than midnight of the filing date; or (3) by telegram of a copy in  
9 substance of the statements made in the petition to the director [LIEU-  
10 TENANT GOVERNOR] before the 21st day after the vacancy occurs.

11 \* Sec. 161. AS 15.40.280 is amended to read:

12 Sec. 15.40.280. REQUIREMENTS OF PETITION OF NO-PARTY CANDIDATES.  
13 Petitions for the nomination of candidates not representing a political  
14 party shall be signed by qualified voters of the state equal in number  
15 to at least two percent of the number of votes cast in the preceding  
16 general election [1,000 QUALIFIED VOTERS], shall include nominees for  
17 the office of governor and lieutenant governor, and shall state in sub-  
18 stance that which is required for nomination petitions by AS 15.25.180.

19 \* Sec. 162. AS 15.40.330 is amended by adding a new subsection to read:

20 (b) A member of a political party is a person who supports the  
21 political program of a party. The filing for office of a candidate as  
22 an independent or no-party candidate does not preclude a candidate from  
23 being a member of a political party. Recognition of an independent or  
24 no-party candidate as a member of a party caucus of members of the  
25 legislature at the legislative session following his election is recog-  
26 nition of his party membership at the time filings were made by party  
27 candidates for the preceding general election.

28 \* Sec. 163. AS 15.40.380 is amended to read:

29 Sec. 15.40.380. CONDITIONS FOR PART-TERM SENATE APPOINTMENT AND

1 SPECIAL ELECTION. If the vacancy is for an unexpired senate term of  
2 more than two years and five full calendar months, the governor shall  
3 call a special election by proclamation and the appointment shall expire  
4 on the date the state senate first convenes or reconvenes following the  
5 certification of the results of the special election by the director  
6 [LIEUTENANT GOVERNOR].

7 \* Sec. 164. AS 15.40.410 is amended to read:

8 Sec. 15.40.410. TERM OF ELECTED SENATOR. At the special election  
9 a state senator shall be elected to fill the remainder of the unexpired  
10 term and shall take office on the date the state senate first convenes  
11 or reconvenes following the certification of the results of the special  
12 election by the director [LIEUTENANT GOVERNOR].

13 \* Sec. 165. AS 15.40.430 is amended to read:

14 Sec. 15.40.430. DESIGNATION OF NOMINEES BY PETITION. If the  
15 vacancy occurs less than one calendar month before the filing date and  
16 more than three calendar months before the next general election, can-  
17 didates shall be nominated by petition transmitted by (1) the actual  
18 physical delivery of the petition in person; (2) by mail postmarked not  
19 later than midnight of the filing date; or (3) by telegram of a copy in  
20 substance of the statements made in the petition to the director [LIEU-  
21 TENANT GOVERNOR] before September 2 just before the special election.

22 \* Sec. 166. AS 15.40.440 is amended to read:

23 Sec. 15.40.440. REQUIREMENTS OF PETITION FOR NO-PARTY CANDIDATES.  
24 Petitions for the nomination of candidates not representing a political  
25 party shall be signed by qualified voters equal in number to at least  
26 two [FIVE] percent of the number of votes cast in his respective elec-  
27 tion or senate district in the preceding general election, provided that  
28 no nominating petition need contain more than 200 signatures nor may it  
29 contain less than 50 signatures for any district, and shall state in

1 substance that which is required in petitions for nomination for general  
2 elections provided in AS 15.25.180.

3 \* Sec. 167. AS 15.45.100 is amended to read:

4 Sec. 15.45.100. STATEMENT OF WARNING. Each petition shall include  
5 a statement of warning that a person who signs a name other than his own  
6 on the petition, or who knowingly signs his name more than once for the  
7 same proposition at one election, or who signs the petition knowing he  
8 is not a qualified voter, upon conviction is punishable by a fine of not  
9 more than \$5,000, [~~\$1,000~~] or by imprisonment for not more than one  
10 year, or by both.

11 \* Sec. 168. AS 15.45.190 is amended to read:

12 Sec. 15.45.190. PLACING PROPOSITION ON BALLOT. The lieutenant  
13 governor shall direct the director to place the ballot title and propo-  
14 sition on the election ballot of the first statewide general, special,  
15 or primary election that is held after (1) the petition and any sup-  
16 plementary petition have been filed, (2) a legislative session has  
17 convened and adjourned, and (3) a period of 120 days has expired since  
18 the adjournment of the legislative session.

19 \* Sec. 169. AS 15.45.200 is amended to read:

20 Sec. 15.45.200. DISPLAY OF PROPOSED LAW. The director [LIEUTENANT  
21 GOVERNOR] shall provide each election board with 10 copies of the pro-  
22 posed law being initiated, and the election board shall display three  
23 copies of the proposed law in a conspicuous place in the room where the  
24 election is held.

25 \* Sec. 170. AS 15.45.240 is amended to read:

26 Sec. 15.45.240. JUDICIAL REVIEW. Any person aggrieved by a deter-  
27 mination made by the lieutenant governor under AS 15.45.010 -15.45.230  
28 may bring an action in the superior court to have the determination  
29 reviewed within 30 days of the date on which notice of the determination

1 was given [BY ANY APPROPRIATE REMEDY IN THE SUPERIOR COURT].

2 \* Sec. 171. AS 15.45 is amended by adding a new section to article 1 to  
3 read:

4 Sec. 15.45.245. DELEGATION BY LIEUTENANT GOVERNOR. The lieutenant  
5 governor may delegate the duties imposed on him by AS 15.45.010 -  
6 15.45.240 to the director.

7 \* Sec. 172. AS 15.45.300 is amended to read:

8 Sec. 15.45.300. TIME OF REVIEW OF APPLICATION FOR CERTIFICATION.  
9 Within seven calendar days after the date the application is received,  
10 the lieutenant governor shall review [CANVASS] the application and shall  
11 either certify it or notify the referendum committee of the grounds for  
12 denial.

13 \* Sec. 173. AS 15.45.330 is amended to read:

14 Sec. 15.45.330. STATEMENT OF WARNING. Each petition shall include  
15 a statement of warning that a person who signs a name other than his own  
16 to the petition, or knowingly signs his name more than once for the same  
17 proposition at one election, or who signs the petition knowing he is not  
18 a qualified voter, upon conviction, is punishable by a fine of not more  
19 than \$5,000, [\$1,000] or by imprisonment for not more than one year, or  
20 by both.

21 \* Sec. 174. AS 15.45.420 is amended to read:

22 Sec. 15.45.420. PLACING PROPOSITION ON BALLOT. The lieutenant  
23 governor shall direct the director to place the ballot title and propo-  
24 sition on the election ballot for the first statewide general, special,  
25 or primary election held more than 180 days after adjournment of the  
26 legislative session at which the act was passed.

27 \* Sec. 175. AS 15.45.430 is amended to read:

28 Sec. 15.45.430. DISPLAY OF ACT BEING REFERRED. The director  
29 [LIEUTENANT GOVERNOR] shall provide each election board with 10 copies

1 of the act being referred, and the election board shall display three  
2 copies of the act in a conspicuous place in the room where the election  
3 is held.

4 \* Sec. 176. AS 15.45.460 is amended to read:

5 Sec. 15.45.460. JUDICIAL REVIEW. Any person aggrieved by any  
6 determination made by the lieutenant governor under AS 15.45.250 -  
7 15.45.450 may bring an action in the superior court to have the deter-  
8 mination reviewed within 30 days of the date on which notice of the  
9 determination was given [BY ANY APPROPRIATE REMEDY IN THE SUPERIOR  
10 COURT].

11 \* Sec. 177. AS 15.45 is amended by adding a new section to article 2 to  
12 read:

13 Sec. 15.45.465. DELEGATION BY LIEUTENANT GOVERNOR. The lieutenant  
14 governor may delegate the duties imposed upon him by AS 15.45.250  
15 -15.45.460 to the director.

16 \* Sec. 178. AS 15.45.480 is amended to read:

17 Sec. 15.45.480. FILING APPLICATION. The recall of the governor,  
18 lieutenant governor, or a member of the state legislature is proposed by  
19 filing an application with the director [LIEUTENANT GOVERNOR. THE  
20 RECALL OF THE LIEUTENANT GOVERNOR IS PROPOSED BY FILING AN APPLICATION  
21 WITH THE ATTORNEY GENERAL, WHO SHALL PERFORM THE DUTIES IMPOSED ON THE  
22 LIEUTENANT GOVERNOR IN THE RECALL OF OTHER ELECTED STATE OFFICIALS]. A  
23 deposit of \$100 must accompany the application. This deposit will be  
24 retained if a petition is not properly filed. If a petition is properly  
25 filed the deposit shall be refunded.

26 \* Sec. 179. AS 15.45.500 is amended to read:

27 Sec. 15.45.500. FORM OF APPLICATION. The application shall in-  
28 clude (1) the name and office of the person to be recalled, (2) the  
29 grounds for recall described in particular in not more than 200 words,

1 (3) a statement that the sponsors are qualified voters who signed the  
2 application with the statement of grounds for recall attached, (4) the  
3 designation of a recall committee of three sponsors who shall represent  
4 all sponsors and subscribers in matters relating to the recall, (5) the  
5 signatures [APPOINTMENT] of at least 100 qualified voters who subscribe  
6 to the application as sponsors for purposes of circulation, and (6) the  
7 signatures and addresses of qualified voters equal in number to 10  
8 percent of those who voted in the preceding general election in the  
9 state or in the senate or electoral district of the official sought to  
10 be recalled.

11 \* Sec. 180. AS 15.45.530 is amended to read:

12 Sec. 15.45.530. NOTICE OF THE NUMBER OF VOTERS. The director  
13 [LIEUTENANT GOVERNOR], upon request, shall notify the recall committee  
14 of the official number of persons who voted in the preceding general  
15 election in the state or in the senate or election district of the  
16 official to be recalled.

17 \* Sec. 181. AS 15.45.540 is amended to read:

18 Sec. 15.45.540. REVIEW OF APPLICATION. The director [LIEUTENANT  
19 GOVERNOR] shall review the application and shall either certify it or  
20 notify the recall committee of the grounds of refusal.

21 \* Sec. 182. AS 15.45.550 is amended to read:

22 Sec. 15.45.550. BASES OF DENIAL OF CERTIFICATION. The director  
23 [LIEUTENANT GOVERNOR] shall deny certification if he determines that (1)  
24 the application is not substantially in the required form, (2) the  
25 application was filed during the first 120 days of the term of office of  
26 the official subject to recall or within less than 180 days of the  
27 termination of the term of office of any official subject to recall, (3)  
28 the person named in the application is not subject to recall, or (4)  
29 there is an insufficient number of qualified subscribers.

1 \* Sec. 183. AS 15.45.560 is amended to read:

2       Sec. 15.45.560. PREPARATION OF PETITION. If the director [LIEU-  
3 TENANT GOVERNOR] certifies the application, he shall prescribe the form  
4 of, and prepare, a petition containing (1) the name and office of the  
5 person to be recalled, (2) the statement of the grounds for recall  
6 included in the application, (3) the statement of warning required in  
7 AS 15.45.570, (4) sufficient space for signatures and addresses, and (5)  
8 other specifications prescribed by the director [LIEUTENANT GOVERNOR] to  
9 assure proper handling and control. Petitions, for purposes of circu-  
10 lation, shall be prepared by the director [LIEUTENANT GOVERNOR] in a  
11 number reasonably calculated to allow full circulation throughout the  
12 state or throughout the senate or election district of the official  
13 sought to be recalled. The director [LIEUTENANT GOVERNOR] shall number  
14 each petition and shall keep a record of the petitions delivered to each  
15 sponsor.

16 \* Sec. 184. AS 15.45.570 is amended to read:

17       Sec. 15.45.570. STATEMENT OF WARNING. Each petition and duplicate  
18 copy shall include a statement of warning that a person who signs a name  
19 other than his own to the petition, or who knowingly signs his name more  
20 than once for the same proposition at one election, or who signs the  
21 petition knowing he is not a qualified voter, upon conviction is punish-  
22 able by a fine of not more than \$5,000, [~~\$1,000~~] or by imprisonment for  
23 not more than one year, or by both.

24 \* Sec. 185. AS 15.45.590 is amended to read:

25       Sec. 15.45.590. MANNER OF SIGNING AND WITHDRAWING NAME FROM PETI-  
26 TION. Any qualified voter may subscribe to the petition by signing his  
27 name and address. A person who has signed the petition may withdraw his  
28 name only by giving written notice to the director [LIEUTENANT GOVERNOR]  
29 before the date the petition is filed.

1 \* Sec. 186. AS 15.45.600 is amended to read:

2       Sec. 15.45.600. CERTIFICATION OF SPONSOR. Before being filed,  
3 each petition shall be certified by an affidavit by the sponsor who  
4 personally circulated the petition. The affidavit shall state in sub-  
5 stance that (1) the person signing the affidavit is a sponsor, (2) the  
6 person is the only circulator of that petition or copy, (3) the signa-  
7 tures were made in his actual presence, and (4) to the best of his  
8 knowledge, the signatures are those of the persons whose names they  
9 purport to be. In determining the sufficiency of the petition, the  
10 director [LIEUTENANT GOVERNOR] shall not count subscriptions on peti-  
11 tions not properly certified.

12 \* Sec. 187. AS 15.45.620 is amended to read:

13       Sec. 15.45.620. REVIEW OF PETITION. Within 30 days of the date of  
14 filing, the director [LIEUTENANT GOVERNOR] shall review the petition and  
15 shall notify the recall committee and the person subject to recall  
16 whether the petition was properly or improperly filed.

17 \* Sec. 188. AS 15.45.630 is amended to read:

18       Sec. 15.45.630. BASES FOR DETERMINING THE PETITION WAS IMPROPERLY  
19 FILED. The director [LIEUTENANT GOVERNOR] shall notify the committee  
20 that the petition was improperly filed if he determines that (1) there  
21 is an insufficient number of qualified subscribers, or (2) the petition  
22 was filed within less than 180 days of the termination of the term of  
23 office of the official subject to recall.

24 \* Sec. 189. AS 15.45.650 is amended to read:

25       Sec. 15.45.650. CALLING SPECIAL ELECTION. If the director [LIEU-  
26 TENANT GOVERNOR] determines the petition is properly filed and if the  
27 office is not vacant, he shall prepare the ballot and shall call a  
28 special election to be held on a date not less than 60, nor more than  
29 90, days after the date that notification is given that the petition was

1 properly filed. If a primary or general election is to be held not less  
2 than 60, nor more than 90, days after the date that notification is  
3 given that the petition was properly filed, the special election shall  
4 be held on the date of the primary or general election.

5 \* Sec. 190. AS 15.45.670 is amended to read:

6 Sec. 15.45.670. CONDUCT OF SPECIAL ELECTION. Unless specifically  
7 provided otherwise, all provisions regarding the conduct of a general  
8 election shall govern the conduct of a special election for the recall  
9 of a state public official, including but not limited to, provisions  
10 concerning voter qualification; provisions regarding duties, powers,  
11 rights and obligations of the director [LIEUTENANT GOVERNOR], of other  
12 election officials, and of cities and organized boroughs; provision for  
13 notification of the election; provision for the payment of election  
14 expenses; provisions regarding employees being allowed time from work to  
15 vote; provisions for counting, reviewing [CANVASSING], and certification  
16 of returns; provision for the determination of votes and of recount  
17 contests and court appeal; and provisions for absentee voting [AND THE  
18 USE OF VOTING MACHINES].

19 \* Sec. 191. AS 15.45.680 is amended to read:

20 Sec. 15.45.680. DISPLAY OF BASES FOR AND AGAINST RECALL. The  
21 director [LIEUTENANT GOVERNOR] shall provide each election board in the  
22 state or in the senate or election district of the person subject to  
23 recall with 10 copies of the statement of the grounds for recall in-  
24 cluded in the application and 10 copies of the statement of not more  
25 than 200 words made by the official subject to recall in justification  
26 of his conduct in office. The person subject to recall may provide the  
27 director [LIEUTENANT GOVERNOR] with his statement within 10 days after  
28 the date the director [LIEUTENANT GOVERNOR] gave notification that the  
29 petition was properly filed. The election board shall post three copies

1 of the statements for and against recall in three conspicuous places in  
2 the polling place.

3 \* Sec. 192. AS 15.45.690 is amended to read:

4 Sec. 15.45.690. CERTIFICATION OF ELECTION RESULTS. If a majority  
5 of the votes cast on the question of recall favor the removal of the  
6 official, the director [LIEUTENANT GOVERNOR] shall so certify and the  
7 office is vacant on the day after the date of certification.

8 \* Sec. 193. AS 15.45.720 is amended to read:

9 Sec. 15.45.720. JUDICIAL REVIEW. Any person aggrieved by a deter-  
10 mination made by the director under AS 15.45.470 -15.45.710 [LIEUTENANT  
11 GOVERNOR] may bring an action in the superior court to have the deter-  
12 mination reviewed within 30 days of the date on which notice of deter-  
13 mination was given [BY ANY APPROPRIATE REMEDY IN THE SUPERIOR COURT].

14 \* Sec. 194. AS 15.50.025 is amended to read:

15 Sec. 15.50.025. OBJECTION TO PROPOSED BALLOT TITLE AND PROPOSI-  
16 TION. A qualified voter, or the Legislature of the State of Alaska  
17 acting directly, or through the Legislative Council, who believes that  
18 the proposed ballot title and proposition prepared by the lieutenant  
19 governor under AS 15.50.010 does not provide a true and impartial sum-  
20 mary of the amendment proposed may, within 15 days of the date of  
21 mailing of the proposed ballot title and proposition to the members of  
22 the legislature, submit to the lieutenant governor a statement of ob-  
23 jection to the proposed ballot title and proposition, giving his reasons  
24 for objection, and suggesting alternative language revising the wording  
25 of the title or proposition. The lieutenant governor shall consider any  
26 objection received before directing that the ballot containing the  
27 proposition be prepared by the director [ORDERING PREPARATION AND PRINT-  
28 ING OF THE BALLOTS]. Not more than 10 days after the deadline for  
29 receipt of objections, he shall advise any person who submitted a state-

1 ment of objection to the proposed ballot title and proposition of his  
2 final decision.

3 \* Sec. 195. AS 15.50.030 is amended to read:

4 Sec. 15.50.030. PLACING PROPOSITION ON BALLOT. The lieutenant  
5 governor shall direct the director to place the ballot title and propo-  
6 sition on the ballot for the next statewide general, primary, or special  
7 election held after the amendment proposed by the legislature or held  
8 120 days after the amendment proposed by a constitutional convention.  
9 If there is insufficient time to permit the proposition to be placed on  
10 the regular ballot by the director [LIEUTENANT GOVERNOR], the lieutenant  
11 governor shall direct the director [ELECTION OFFICIALS] to prepare  
12 a separate [THE] ballot for the proposition.

13 \* Sec. 196. AS 15.50.040 is amended to read:

14 Sec. 15.50.040. DISPLAY OF RESOLUTION. The director [LIEUTENANT  
15 GOVERNOR] shall provide each election board with 10 copies of the reso-  
16 lution proposing the constitutional amendment by the legislature or by  
17 the convention, and the election board shall display three copies of the  
18 resolution in a conspicuous place in the room where the election is  
19 held.

20 \* Sec. 197. AS 15.50.070 is amended to read:

21 Sec. 15.50.070. PLACING QUESTION OF CONSTITUTIONAL CONVENTION ON  
22 BALLOT. If during any 10-year period a constitutional convention has  
23 not yet been held, and the question of holding a constitutional con-  
24 vention has not been placed before the voters, the lieutenant governor  
25 shall direct the director to place the question on the ballot for the  
26 next regular statewide general or primary election.

27 \* Sec. 198. AS 15.50 is amended by adding a new section to read:

28 ARTICLE 3. DELEGATION BY LIEUTENANT GOVERNOR.

29 Sec. 15.50.110. DELEGATION BY LIEUTENANT GOVERNOR. The lieutenant

1 governor may delegate the duties imposed on him by AS 15.50.010 -  
2 15.50.100 to the director.

3 \* Sec. 199. AS 15 is amended by adding a new chapter to read:

4 CHAPTER 56. ELECTION OFFENSES, CORRUPT  
5 PRACTICES, AND PENALTIES.

6 Sec. 15.56.011. CAMPAIGN MISCONDUCT IN THE FIRST DEGREE. (a) A  
7 person commits the crime of campaign misconduct in the first degree if  
8 he

9 (1) knowingly prints or circulates, or has written, printed  
10 or circulated, a letter, circular, bill, placard, poster or other pub-  
11 lication relating to an election or to a candidate at an election or to  
12 an election proposition or question, without the name and address of the  
13 author, printer and publisher appearing on its face; or

14 (2) knowingly writes or prints and circulates, or has writ-  
15 ten, printed and circulated, a letter, circular, bill, placard, poster  
16 or advertisement in a newspaper, on radio or television

17 (A) containing false factual information relating to a  
18 candidate for an election;

19 (B) which he knows to be false; and

20 (C) which would provoke a reasonable person under the  
21 circumstances to a breach of the peace or damages the candidate's  
22 reputation for honesty, integrity, or his qualifications to serve  
23 if elected to office.

24 (b) Violation of this section is a corrupt practice.

25 (c) Campaign misconduct in the first degree is a class A mis-  
26 demeanor.

27 Sec. 15.56.021. CAMPAIGN MISCONDUCT IN THE SECOND DEGREE. (a) A  
28 person commits the crime of campaign misconduct in the second degree if,  
29 during the hours the polls are open, he intentionally is within 200 feet

1 of an entrance to a polling place, and

2 (1) attempts to persuade a person to vote for or against a  
3 candidate, proposition, or question; or

4 (2) circulates cards, handbills, or marked ballots, or posts  
5 political signs or posters relating to a candidate at an election or  
6 election proposition or question.

7 (b) Election judges shall post warning notices at the required  
8 distance in the form and manner prescribed by the director or the chief  
9 municipal elections official in a local election.

10 (c) Campaign misconduct in the second degree is a class B mis-  
11 demeanor.

12 Sec. 15.56.031. UNLAWFUL INTERFERENCE WITH VOTING IN THE FIRST  
13 DEGREE. (a) A person commits the crime of unlawful interference with  
14 voting in the first degree if he

15 (1) uses, threatens to use, or causes to be used force,  
16 coercion, violence, or restraint; or if he inflicts, threatens to in-  
17 flict, or causes to be inflicted damage, harm or loss upon or against a  
18 person to induce or compel the person to vote or refrain from voting for  
19 a candidate in an election or for any election proposition or question;

20 (2) gives, promises to give, offers, or causes to be given or  
21 offered money or other valuable thing to a person with the intent to  
22 induce the person to vote for or refrain from voting for a candidate at  
23 an election or for an election proposition or question; or

24 (3) solicits, accepts, or agrees to accept money or other  
25 valuable thing with the intent to vote for or refrain from voting for a  
26 candidate at an election or for an election proposition or question.

27 (b) Violation of this section is a corrupt practice.

28 (c) Unlawful interference with voting in the first degree is a  
29 class C felony.

1           Sec. 15.56.036. UNLAWFUL INTERFERENCE WITH VOTING IN THE SECOND  
2 DEGREE. (a) A person commits the crime of unlawful interference with  
3 voting in the second degree if he

4           (1) has an official ballot in his possession outside of the  
5 voting room unless he is an election official or other person authorized  
6 by law or local ordinance, or by the director or chief municipal elec-  
7 tions official in a local election;

8           (2) makes, or knowingly has in his possession, a counterfeit  
9 of an official election ballot;

10           (3) knowingly solicits or encourages, directly or indirectly,  
11 a registered voter who is no longer qualified to vote under AS 15.05.-  
12 010, to vote in an election; or

13           (4) as a registration official

14           (A) knowingly refuses to register a person who is en-  
15 titled to register under AS 15.07.030; or

16           (B) accepts a fee from an applicant applying for regis-  
17 tration.

18           (b) Violation of (a)(3) of this section is a corrupt practice.

19           (c) Unlawful interference with voting in the second degree is a  
20 class A misdemeanor.

21           Sec. 15.56.041. VOTER MISCONDUCT IN THE FIRST DEGREE. (a) A  
22 person commits the crime of voter misconduct in the first degree if he

23           (1) votes or attempts to vote in the name of another person  
24 or in a name other than his own;

25           (2) votes or attempts to vote more than once at the same  
26 election with the intent that his vote be counted more than once;

27           (3) intentionally makes a false affidavit, swears falsely or  
28 falsely affirms under an oath required by the Alaska Election Code  
29 (AS 15.05 - 15.60).

1 (4) knowingly votes or solicits a person to vote after the  
2 polls are closed with the intent that his vote be counted.

3 (b) Voter misconduct in the first degree is a class C felony.

4 Sec. 15.56.051. VOTER MISCONDUCT IN THE SECOND DEGREE. (a) A  
5 person commits the crime of voter misconduct in the second degree if he

6 (1) registers to vote when he is not entitled to register  
7 under AS 15.07.030;

8 (2) knowingly makes a material false statement while applying  
9 for voter registration or re-registration; or

10 (3) votes or attempts to vote in an election after being  
11 disqualified under AS 15.05.030.

12 (b) Voter misconduct in the second degree is a class A misde-  
13 meanor.

14 Sec. 15.56.061. UNLAWFUL INTERFERENCE WITH AN ELECTION. (a) A  
15 person commits the crime of unlawful interference with an election if he

16 (1) induces or attempts to induce an election official to  
17 fail in his duty by force, threat, intimidation or offers of reward;

18 (2) intentionally changes, attempts to change, or causes to  
19 be changed an official election document including ballots, tallies and  
20 returns;

21 (3) intentionally delays, attempts to delay, or causes to be  
22 delayed the sending of the certificate, register, ballots, or other  
23 materials whether original or duplicate, required to be sent by AS 15.-  
24 15.370; or

25 (4) is contracted or employed by the state to print or re-  
26 produce in any manner an official ballot, and he knowingly

27 (A) appropriates to himself, or gives or delivers to, or  
28 permits to be taken by anyone other than a person authorized by the  
29 director, official ballots; or

1 (B) prints or reproduces or has printed or reproduced  
2 official ballots in a form or with a content other than that pre-  
3 scribed by law or as directed by the director.

4 (b) Unlawful interference with an election is a class C felony.

5 Sec. 15.56.071. ELECTION OFFICIAL MISCONDUCT IN THE FIRST DEGREE.

6 (a) A person commits the crime of election official misconduct in the  
7 first degree if he is an election official, and he

8 (1) intentionally fails to perform an election duty or know-  
9 ingly does an unauthorized act with the intent to affect an election or  
10 its results;

11 (2) knowingly permits or makes or attempts to make a false  
12 count of election returns; or

13 (3) intentionally conceals, withholds, destroys, or attempts  
14 to conceal, withhold or destroy election returns.

15 (b) Election official misconduct in the first degree is a class C  
16 felony.

17 Sec. 15.56.081. ELECTION OFFICIAL MISCONDUCT IN THE SECOND DEGREE.

18 (a) A person commits the crime of election official misconduct in the  
19 second degree if he is an election official, and while the polls are  
20 open, he

21 (1) opens a ballot received from a voter at an election,  
22 unless permitted by ordinance in a local election;

23 (2) marks a ballot by folding or otherwise so as to be able  
24 to recognize it;

25 (3) otherwise attempts to learn how a voter marked his bal-  
26 lot; or

27 (4) allows a person to do one of the acts prescribed by (1),  
28 (2), or (3) of this subsection.

29 (b) Election official misconduct in the second degree is a class A

1 misdemeanor.

2 Sec. 15.56.091. IMPROPER SUBSCRIPTION TO PETITION. (a) A person  
3 commits the crime of improper subscription to petition if he

4 (1) signs a name other than his own to a petition proposing  
5 an initiative, referendum, recall, or nomination of a candidate for  
6 state or local office;

7 (2) knowingly signs his name more than once for the same  
8 proposition, question, or candidate at one election; or

9 (3) signs a petition proposing an initiative, referendum,  
10 recall, or nomination of a candidate for state or local office, knowing  
11 he is not a qualified voter.

12 (b) Improper subscription to petition is a class A misdemeanor.

13 Sec. 15.56.101. REFUSAL TO ALLOW EMPLOYEES TIME OFF. (a) An  
14 employer commits the offense of refusal to allow employees time off if  
15 he refuses to allow an employee time off for the purpose of voting, or  
16 if he, after allowing the time off, deducts the time from the wages of  
17 the employee, except as provided in (b) of this section.

18 (b) An employee who has two consecutive hours in which to vote,  
19 either between the opening of the polls and the beginning of his regular  
20 working shift, or between the end of his regular working shift and the  
21 close of the polls, is considered to have sufficient time outside of his  
22 working hours within which to vote.

23 (c) Refusal to allow employees time off to vote is a violation.

24 Sec. 15.56.111. EFFECT OF CERTAIN CONVICTIONS. The conviction of  
25 a person who has been nominated or elected to a state or local office  
26 for a felony or misdemeanor described in this chapter as a corrupt  
27 practice creates a vacancy in the nomination or office.

28 Sec. 15.56.121. ELECTION DEFINED. For purposes of this chapter,  
29 "election" includes a local election as defined in AS 15.60.010(13) in

1 addition to a state election.

2 Sec. 15.56.131. TIME LIMITATION. A prosecution for an offense  
3 described in the Alaska Election Code (AS 15.05 - 15.60) may not be  
4 maintained unless it is begun within one year after the date of the  
5 election in connection with which the offense is alleged to have been  
6 committed.

7 \* Sec. 200. AS 15 is amended by adding a new chapter to read:

8 CHAPTER 58. ELECTION PAMPHLET.

9 Sec. 15.58.010. ELECTION PAMPHLET. Before each state general  
10 election, the lieutenant governor shall prepare, publish and mail an  
11 election pamphlet to every registered voter. The pamphlets shall be  
12 prepared on a regional basis as determined by the lieutenant governor.

13 Sec. 15.58.020. CONTENTS OF PAMPHLET. Each election pamphlet  
14 shall contain

15 (1) photographs and campaign statements submitted by eligible  
16 candidates for elective office in the region;

17 (2) information and recommendations filed under AS 15.58.050  
18 on judicial officers subject to a retention election in the region;

19 (3) a map of the election district or districts of the re-  
20 gion;

21 (4) sample ballots for election districts of the region;

22 (5) an absentee ballot application;

23 (6) for each ballot proposition submitted to the voters by  
24 initiative or referendum petition or by the legislature,

25 (A) the full text of the proposition specifying consti-  
26 tutional or statutory provisions proposed to be affected;

27 (B) the ballot title and the summary of the proposi-  
28 tion prepared by the director or by the lieutenant governor;

29 (C) a neutral summary of the proposition prepared by the

1 Legislative Affairs Agency;

2 (D) statements submitted which advocate voter approval  
3 or rejection of the proposition not to exceed 500 words;

4 (7) for each bond question, a statement of the scope of each  
5 project as it appears in the bond authorization Act;

6 (8) a maximum of two pages of material submitted by each  
7 political party;

8 (9) additional information on voting procedures that the  
9 lieutenant governor considers necessary.

10 Sec. 15.58.030. MATERIAL TO BE FILED BY CANDIDATE. (a) No later  
11 than 75 days before the state general election, candidates for the  
12 offices of the United States President and Vice President may file with  
13 the lieutenant governor photographs and statements advocating their  
14 candidacy.

15 (b) No later than 75 days before the state general election, a  
16 candidate for the office of United States senator, United States repre-  
17 sentative, governor, lieutenant governor, justice or judge, state sena-  
18 tor, or state representative may file with the lieutenant governor a  
19 photograph and a statement advocating his candidacy.

20 (c) Each candidate for an office designated under (a) or (b) of  
21 this section is allowed one page of space in the pamphlet for a photo-  
22 graph and statement.

23 (d) Pages on which candidates' photographs or statements appear  
24 must be clearly identified with the words "paid for by the candidate."

25 (e) A candidate's statement must be typewritten and is limited to  
26 a position statement of 250 words or less and a biographical statement  
27 of 150 words or less.

28 (f) A candidate's photograph must be a 5" x 7" black and white  
29 glossy print taken within the past five years. The photograph must be

1 limited to the head, neck and shoulders of the candidate.

2 Sec. 15.58.040. MATERIAL TO BE FILED BY POLITICAL PARTIES. (a)  
3 No later than 75 days before the state general election, a political  
4 party may file with the lieutenant governor a maximum of two pages of  
5 material.

6 (b) Each page purchased must be clearly identified with the words  
7 "paid for by" followed by the name of the political party, the name of  
8 the state chairman of the party, and the name of the party treasurer.

9 Sec. 15.58.050. INFORMATION AND RECOMMENDATIONS ON JUDICIAL OFFI-  
10 CERS. No later than 75 days before the state general election, the  
11 judicial council shall file with the lieutenant governor a statement  
12 including information about each supreme court justice, superior court  
13 judge, and district court judge who will be subject to a retention  
14 election. The statement shall reflect the evaluation of each justice or  
15 judge conducted by the judicial council according to law. A statement  
16 may not exceed 600 words.

17 Sec. 15.58.060. CHARGES FOR SPACE IN PAMPHLET. (a) Each general  
18 election candidate shall pay to the lieutenant governor at the time of  
19 filing material under this chapter the following:

20 (1) President or Vice President of the United States, United  
21 States senator, United States representative, governor, lieutenant  
22 governor, supreme court justice, \$150 each;

23 (2) superior court judge, district court judge, \$75 each;

24 (3) state senator, and state representative, \$50 each.

25 (b) The state chairman or executive committee of a political party  
26 shall pay to the lieutenant governor at the time of filing material  
27 under this chapter \$300 for each page purchased.

28 (c) There is no charge for statements and recommendations sub-  
29 mitted by the judicial council or for statements advocating approval or

1 rejection of a proposition submitted to the voters for approval.

2 Sec. 15.58.070. ORGANIZATION OF MATERIAL. Material in the elec-  
3 tion pamphlet shall be organized to the extent possible in the same  
4 manner and form in which it will appear on the ballot. The decision of  
5 the lieutenant governor on the form of material is final.

6 Sec. 15.58.080. DISTRIBUTION. (a) Not less than 30 days before  
7 the general election, the lieutenant governor shall mail to every  
8 registered voter one copy of the pamphlet prepared for the region in  
9 which the voter resides. Additional pamphlets may be obtained from the  
10 director, the office of the lieutenant governor, and area election  
11 offices.

12 (b) The state library shall make a recording of the appropriate  
13 regional pamphlet available to a blind voter without cost. The lieu-  
14 tenant governor shall assist with the preparation of recording each  
15 regional pamphlet.

16 Sec. 15.58.090. DELEGATION BY LIEUTENANT GOVERNOR. The lieutenant  
17 governor may delegate the duties imposed on him by this chapter to the  
18 director.

19 \* Sec. 201. AS 15.60.010 is repealed and re-enacted to read:

20 Sec. 15.60.010. DEFINITIONS. In this title, unless the context  
21 otherwise requires,

22 (1) "absentee voting official" means a person appointed to  
23 serve as an absentee voting official in accordance with AS 15.20.045;

24 (2) "ballot" means a hand-marked ballot and a punch-card bal-  
25 lot;

26 (3) "director" means the director of elections who is the  
27 chief elections officer of the state appointed in accordance with  
28 AS 15.10.105(a);

29 (4) "election board" means the local precinct board composed

1 of the three election judges;

2 (5) "election district" means one of the districts described  
3 in art. XIV, sec. 3, of the state constitution, as may be modified under  
4 art. VI of the state constitution;

5 (6) "election official" means election judges, clerks,  
6 counters, members of counting or review boards, employees of the  
7 division of elections and absentee voting officials;

8 (7) "federal election" means a general, special, or primary  
9 election held solely or in part for the purpose of selecting, nominating  
10 or electing a candidate for the office of President, Vice-President,  
11 Presidential elector, United States senator or United States represen-  
12 tative;

13 (8) "felony involving moral turpitude" includes those crimes  
14 which are immoral or wrong in themselves such as murder, sexual assault,  
15 robbery, kidnapping, incest, arson, burglary, theft, and forgery;

16 (9) "general election" means the election held on the Tuesday  
17 after the first Monday in November of even-numbered years;

18 (10) "hand-marked ballot" means a ballot designated to be  
19 marked by hand with a pen or pencil;

20 (11) "lieutenant governor" includes an appointed lieutenant  
21 governor, governor, or acting governor if a vacancy has occurred in the  
22 office of lieutenant governor or governor;

23 (12) "limited political party" means a political group which  
24 organizes for the purpose of selecting candidates for electors for  
25 president and vice-president;

26 (13) "local election" means a regular or special election held  
27 by a borough, city, school district, or regional educational attendance  
28 area;

29 (14) "master register" means the list of all registered voters

1 in the state which is maintained by the director of elections;

2 (15) "member of a political party" means a person who supports  
3 the political program of a party;

4 (16) "oath" includes affirmation; "sworn" includes affirmed;

5 (17) "official registration list" means the list of all voters  
6 qualified to vote at a particular election compiled in accordance with  
7 AS 15.07.125;

8 (18) "party district committee" means the political party  
9 committee that performs the executive function for a region representing  
10 an area larger than a precinct and smaller than the state;

11 (19) "political group" means a group of organized voters which  
12 represents a political program and which does not qualify as a political  
13 party;

14 (20) "political party" means a group of organized voters which  
15 represents a political program and which nominated a candidate for  
16 governor who received at least 10 percent of the total vote cast at the  
17 preceding general election for governor;

18 (21) "precinct" means the territory within which resident  
19 voters may cast votes at one polling place;

20 (22) "presidential election year" means a year in which the  
21 presidential electors are elected;

22 (23) "proposition" means an initiative, referendum, or con-  
23 stitutional amendment submitted at an election to the public for vote;

24 (24) "punch-card ballot" means a ballot designed to be punched  
25 by a machine and counted by automatic data processing equipment;

26 (25) "qualified voter" means a person who has the qualifi-  
27 cation of a voter and is not disqualified as provided by art. V, sec. 2,  
28 of the state constitution and AS 15.05.030;

29 (26) "question" means an issue placed on the ballot to deter-

1 mine whether a judge or justice shall be accepted or rejected, whether a  
2 constitutional convention shall be called, whether a state debt shall be  
3 contracted, or whether a state official shall be recalled;

4 (27) "registration official" includes an employee of the  
5 division of elections when performing the task of voter registration and  
6 a person appointed to serve as a registration official in accordance  
7 with AS 15.07.081 or 15.07.100;

8 (28) "senate district" means the territory included in the  
9 election districts as designated in art. XIV, sec. 2, of the state  
10 constitution, as may be modified under art. VI of the state constitu-  
11 tion;

12 (29) "signature" or "subscription" includes a mark intended as  
13 a signature or subscription;

14 (30) "special election" means an election held at a time other  
15 than when the general or party primary election is held and an election  
16 called to be held with, and at the time of, the general or party primary  
17 election;

18 (31) "state chairman" means the party official elected as the  
19 highest ranking statewide party executive;

20 (32) "unconditional discharge" means that a person is released  
21 from all disability arising under a conviction and sentence, including  
22 probation and parole;

23 (33) "vacancy" exists in an office when the person elected or  
24 appointed to the office resigns, retires, dies, is recalled, is rejected  
25 by majority vote on the question at an election, is convicted of a  
26 corrupt practice, is removed by impeachment, or is expelled;

27 (34) "voter" means a person who presents himself for the  
28 purpose of voting either in person or by absentee ballot.

29 \* Sec. 202. AS 15 is amended by adding a new chapter to read:

1                                    CHAPTER 03. ADMINISTRATION OF ELECTIONS.

2                                    ARTICLE 1. STATE ELECTION BOARD.

3                    Sec. 15.03.010. STATE ELECTION BOARD. There is created at the  
4 head of the division of elections the State Election Board consisting of  
5 the lieutenant governor who is the chairman of the board and four mem-  
6 bers appointed by the governor.

7                    Sec. 15.03.020. APPOINTMENT OF MEMBERS. The governor shall  
8 appoint one member of the State Election Board from each political  
9 party. The appointee from each political party shall be chosen from a  
10 list of four names submitted to the governor by the central committee of  
11 the political party. The governor shall appoint the remaining members  
12 of the board without regard to political affiliation. Each member  
13 appointed by the governor must be confirmed by a majority of the members  
14 of the legislature in joint session.

15                    Sec. 15.03.030. TERM OF OFFICE. The term of an appointed member  
16 of the State Election Board is four years. The term of a member begins  
17 on March 1 of the year of appointment.

18                    Sec. 15.03.040. VACANCIES. A vacancy on the State Election Board  
19 is filled in the same manner as the original appointment. A member  
20 appointed to fill a vacancy serves for the unexpired term.

21                    Sec. 15.03.050. MEETINGS. Meetings of the State Election Board  
22 shall be held at the call of the chairman or two members. Three members  
23 constitute a quorum. The affirmative vote of three members is necessary  
24 for any action to be taken by the board. Minutes shall be kept of all  
25 meetings of the board and a record kept of the vote of each member on  
26 all questions coming before the board.

27                    Sec. 15.03.060. DUTIES OF THE STATE ELECTION BOARD. The State  
28 Election Board shall

- 29                    (1) appoint, subject to the approval of the governor, and

1 remove, in its sole discretion, the director of elections;

2 (2) periodically review the procedures and practices of the  
3 division of elections;

4 (3) adopt regulations under the Administrative Procedure Act  
5 (AS 44.02) necessary for the administration of elections;

6 (4) investigate the administration of election laws and  
7 charges of frauds or irregularities in elections;

8 (5) report apparent violations of election laws to the appro-  
9 priate agencies for further investigation and prosecution;

10 (6) make recommendations to the legislature for changes in  
11 election laws;

12 (7) approve the budget of the division of elections for  
13 submission to the governor;

14 (8) perform other duties assigned to it by law.

15 Sec. 15.03.070. COMPENSATION AND STAFF. The members of the State  
16 Election Board serve without compensation but are entitled to travel  
17 expenses and per diem prescribed for other state boards and commissions.  
18 The board may use the staff of the lieutenant governor as necessary to  
19 carry out its duties.

20 ARTICLE 2. DIRECTOR OF ELECTIONS.

21 Sec. 15.03.080. DIRECTOR OF ELECTIONS. (a) The director of  
22 elections is the principal executive officer of the division of elec-  
23 tions.

24 (b) The director shall

25 (1) prepare an annual budget for the division of elections,  
26 subject to the approval of the State Election Board;

27 (2) prepare reports concerning procedures and practices of  
28 the division of elections as requested by the State Election Board.

29 \* Sec. 203. AS 15.07.070(a) is amended to read:

1 (a) The State Election Board [DIRECTOR] may adopt regulations  
2 under the Administrative Procedure Act (AS 44.62) relating to the regis-  
3 tration of voters consistent with the requirements of this section.

4 \* Sec. 204. AS 15.07.070(b) is amended to read:

5 (b) To register by mail the director or the area election super-  
6 visor shall furnish, upon request, and at no cost to the voter, forms  
7 prepared by the director on which the registration information required  
8 under AS 15.07.060 shall be inserted by the voter, or by a person on  
9 behalf of the voter if he is physically incapacitated. The forms shall  
10 be executed before an election judge, a notary public, a commissioned  
11 officer of the armed forces including the National Guard, a district  
12 judge or magistrate, a United States postal official, or other person  
13 qualified to administer oaths. If none of the officials listed in this  
14 subsection is reasonably accessible, the person shall have the forms  
15 witnessed by two persons over the age of 18 years, and in addition shall  
16 provide the certification required by AS 09.65.012. The director may  
17 require proof of identification of the applicant as required by regula-  
18 tions adopted by the State Election Board [DIRECTOR] under the Adminis-  
19 trative Procedure Act (AS 44.62). Upon receipt and approval of the  
20 completed registration forms the director or the election supervisor  
21 shall forward to the voter an acknowledgment in the form of a registra-  
22 tion card, and his name shall immediately be placed on the master  
23 register located in the office of the director and on the district  
24 register located in the office of the election supervisor. If the  
25 registration is denied, the voter shall immediately be informed in  
26 writing by certified or registered letter that registration was denied  
27 and the reason for denial.

28 \* Sec. 205. AS 15.10.020 is amended to read:

29 Sec. 15.10.020. PRECINCT BOUNDARIES AND POLLING PLACES MODIFIED BY

1 STATE ELECTION BOARD [DIRECTOR]. The State Election Board [DIRECTOR]  
2 shall have the exclusive power to modify the boundary of a precinct and  
3 to establish or abolish a precinct and polling place in the state by  
4 regulations adopted under the Administrative Procedure Act (AS 44.62).

5 \* Sec. 206. AS 15.10.030 is amended to read:

6 Sec. 15.10.030. UNIFORM PRECINCT BOUNDARIES REQUIRED FOR STATE AND  
7 LOCAL ELECTIONS. The precinct boundaries established by the State Elec-  
8 tion Board [DIRECTOR] shall be the boundaries for both state and local  
9 elections. The State Election Board [DIRECTOR] by regulation pursuant  
10 to the provisions of the Administrative Procedure Act (AS 44.62) may  
11 authorize the combining, consolidation, or altering of precinct boun-  
12 daries for local elections.

13 \* Sec. 207. AS 15.10.050 is amended to read:

14 Sec. 15.10.050. GENERAL DUTY AND STANDARD FOR PRECINCT BOUNDARY  
15 MODIFICATION. The State Election Board [DIRECTOR] shall modify the  
16 boundary of a precinct, and shall establish or abolish a precinct if the  
17 action serves the convenience of the voters and assures the efficient  
18 administration of election laws.

19 \* Sec. 208. AS 15.10.080 is amended to read:

20 Sec. 15.10.080. DATES FOR DESIGNATING PRECINCT BOUNDARY. The  
21 State Election Board [DIRECTOR] shall designate boundaries of an elec-  
22 tion precinct which has been established or modified, not later than 40  
23 days before an election.

24 \* Sec. 209. AS 15.10.090 is amended to read:

25 Sec. 15.10.090. NOTICE OF PRECINCT BOUNDARY DESIGNATION AND MODI-  
26 FICATION. The State Election Board [DIRECTOR] shall give full public  
27 notice when precinct boundaries are designated and when the boundaries  
28 of a precinct are modified or when a precinct is established or abol-  
29 ished. Public notice shall include, but is not limited to, the publica-

1 tion on three different days in a daily newspaper of general circula-  
2 tion, if such a newspaper is published in the election district where  
3 the precinct is located, by posting written notice in three conspicuous  
4 places in the designated precinct, and by notification to appropriate  
5 municipal clerks.

6 \* Sec. 210. AS 15.10.100 is amended to read:

7 Sec. 15.10.100. JUDICIAL REVIEW OF PRECINCT BOUNDARY. Any person  
8 aggrieved by a determination of precinct boundaries by the State Elec-  
9 tion Board [DIRECTOR] may bring a civil action to have the determination  
10 reviewed in the superior court. If the action receives final deter-  
11 mination within 15 days before the election, the State Election Board  
12 [DIRECTOR] shall not make the required modification in precinct boun-  
13 daries until immediately after the election.

14 \* Sec. 211. AS 15.10.105(a) is amended to read:

15 (a) [THE LIEUTENANT GOVERNOR SHALL CONTROL AND SUPERVISE THE DIVI-  
16 SION OF ELECTIONS. THE LIEUTENANT GOVERNOR SHALL APPOINT A DIRECTOR OF  
17 ELECTIONS.] The director shall supervise the [ACT FOR HIM IN THE SUPER-  
18 VISION OF] central and regional election offices, the employment and  
19 training of election personnel, and the administration of all state  
20 elections as well as those municipal elections which the state is re-  
21 quired to conduct. The director serves at the pleasure of the State  
22 Election Board [LIEUTENANT GOVERNOR].

23 \* Sec. 212. AS 15.15.361 is amended to read:

24 Sec. 15.15.361. STICKERS. The State Election Board [DIRECTOR] may  
25 adopt regulations under the Administrative Procedure Act (AS 44.62),  
26 governing the size, thickness, color and other characteristics of  
27 stickers and their use in elections.

28 \* Sec. 213. AS 15.15.480 is amended to read:

29 Sec. 15.15.480. SECURITY OF BALLOTS. All official ballots in the

1 possession of election officials, whether marked or unmarked, shall be  
2 kept in a secure manner until destroyed in accordance with law. The  
3 State Election Board [DIRECTOR] shall provide for the security of bal-  
4 lots during transportation and storage under regulations adopted under  
5 the Administrative Procedure Act (AS.44.62).

6 \* Sec. 214. AS 15.20.045(b) is amended to read:

7 (b) The State Election Board [DIRECTOR] may designate by regu-  
8 lation adopted under the Administrative Procedure Act (AS 44.62) loca-  
9 tions at which absentee voting stations will be operated on election day  
10 and on other dates and at times to be designated by the director. The  
11 director shall supply absentee voting stations with ballots for all  
12 election districts in the state and shall designate absentee voting  
13 officials to serve at absentee voting stations.

14 \* Sec. 215. AS 15.20.081(f) is amended to read:

15 (f) The director may require a voter casting an absentee ballot by  
16 mail to provide proof of identification or other information to aid in  
17 the establishment of his identity as prescribed by regulations of the  
18 State Election Board adopted under the Administrative Procedure Act  
19 (AS 44.62).

20 \* Sec. 216. AS 15.25.050(b) is amended to read:

21 (b) An indigent person as defined by regulations adopted by the  
22 State Election Board under the Administrative Procedure Act (AS 44.62)  
23 may file a statement of indigency in the form prescribed by regulation  
24 in place of the filing fee required by this section.

25 \* Sec. 217. AS 15.60.010(3) is amended to read:

26 (3) "director" means the director of elections who is the  
27 chief elections officer of the state appointed in accordance with  
28 AS 15.03.060 [AS 15.10.105(a)];

29 \* Sec. 218. AS 15.60.010 is amended by adding a new paragraph to read:

1 (34) "State Election Board" means the board created by AS 15.-  
2 03.010 which oversees state elections;

3 \* Sec. 219. The following laws are repealed: AS 15.07.020, 15.07.065,  
4 15.07.090(d), 15.07.160(c); AS 15.15.190, 15.15.210, 15.15.215(b); AS 15.20.-  
5 060, 15.20.062, 15.20.065, 15.20.070 - 15.20.150, 15.20.200 - 15.20.210,  
6 15.20.220, 15.20.230 - 15.20.420; AS 15.25.080; AS 15.55; AS 15.57; and  
7 AS 15.65.

8 \* Sec. 220. AS 44.19.030(1) is repealed.

9 \* Sec. 221. The terms of the initial members of the State Election Board  
10 appointed under AS 15.03.020 shall be one, two, three, and four years, re-  
11 spectively. The governor shall specify the term of office for each member in  
12 accordance with this section.

13 \* Sec. 222. Sections 1 - 201, 219, and 222 of this Act take effect im-  
14 mediately in accordance with AS 01.10.070(c). Sections 202 - 218 and 220 -  
15 221 of this Act take effect 30 days after the lieutenant governor certifies  
16 that an amendment to the state constitution providing for the establishment  
17 of a board at the head of a division of state government has been adopted by  
18 the voters.

Introduced: 1/14/80  
Referred: 2a

1 IN THE SENATE

BY THE SPECIAL COMMITTEE ON  
ELECTORAL REFORM

2 SENATE BILL NO. 312

3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to elections and revising the Alaska  
7 Election Code; and providing for an effective date."

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

9 \* Section 1. AS 15.05.010 is amended to read:

10 Sec. 15.05.010. VOTER QUALIFICATION. A person may vote at any  
11 election who

- 12 (1) is a citizen of the United States;
- 13 (2) is 18 years of age or older [HAS PASSED HIS 18TH BIRTH-  
14 DAY];
- 15 (3) (repealed)
- 16 (4) has been a resident of the state and of the election  
17 district in which he seeks to vote for at least 30 days just before the  
18 election; and
- 19 (5) (repealed)
- 20 (6) has registered before the election as required under  
21 AS 15.07 and is not registered to vote in another jurisdiction.

22 \* Sec. 2. AS 15.05 is amended by adding a new section to read:

23 Sec. 15.05.011. QUALIFICATIONS OF OVERSEAS VOTERS. (a) A person  
24 residing outside the United States may register and vote absentee by  
25 qualifying under this section.

26 (b) Before registering a person under this section, the director  
27 shall determine that the person

- 28 (1) was domiciled in the state immediately before leaving the  
29 United States;

COMMITTEE COPY

1 (2) meets the qualifications established in AS 15.05.010(1)  
2 and (2);

3 (3) has not established a domicile in another state, terri-  
4 tory, or possession of the United States since leaving this state;

5 (4) is not registered to vote and has not voted in another  
6 state, territory, or possession of the United States since leaving this  
7 state;

8 (5) has a valid passport, card of identity and registration,  
9 or other identification issued under the authority of the United States  
10 Secretary of State, and identification complying with the requirements  
11 of this title.

12 (c) Lack of a place of abode in the state or lack of intent to  
13 return to the state does not disqualify a person who qualifies under (b)  
14 of this section.

15 (d) A person registered under this section may vote in a federal  
16 election in this state.

17 \* Sec. 3. AS 15.05.030 is repealed and re-enacted to read

18 Sec. 15.05.030. LOSS AND RESTORATION OF VOTING RIGHTS. (a) A  
19 person convicted of a crime that constitutes a felony involving moral  
20 turpitude under state law may not vote in a state or a municipal elec-  
21 tion from the date of the conviction through the date of the restoration  
22 of voting rights under this section. The right to vote withdrawn under  
23 this section is restored upon the unconditional discharge of the person.

24 (b) The commissioner of health and social services shall establish  
25 procedures by which a person unconditionally discharged is advised of  
26 the restoration of voting rights withdrawn by a conviction.

27 (c) As used in this section,

28 (1) "felony involving moral turpitude" includes those crimes  
29 which are immoral or wrong in themselves such as murder, sexual assault,

1 robbery, kidnapping, incest, arson, burglary, theft, and forgery;

2 (2) "unconditional discharge" means that a person is released  
3 from all disability arising under a conviction and sentence, including  
4 probation and parole.

5 \* Sec. 4. AS 15.07.010 is amended to read:

6 Sec. 15.07.010. REGISTRATION OF VOTERS. The precinct election  
7 judges at any election shall allow a person to vote whose name is on  
8 the official registration list for that precinct [REGISTERED] and who is  
9 qualified under AS 15.05.010 - 15.05.040 [IN THE PRECINCT IN WHICH HE  
10 INTENDS TO VOTE]. A person whose name is not on the official registra-  
11 tion list shall be allowed to vote a questioned ballot.

12 \* Sec. 5. AS 15.07.030 is amended by adding a new subsection to read:

13 (b) A person qualified under AS 15.05.011 to vote by absentee  
14 ballot in a federal election is entitled to be registered as a voter in  
15 the election district in which he resided immediately before departure  
16 from the United States.

17 \* Sec. 6. AS 15.07.040 is amended to read:

18 Sec. 15.07.040. TIME FOR REGISTRATION. A person who is qualified  
19 under AS 15.05.010(1) - (4) is entitled to register at any time through-  
20 out the year except that a person under 18 years of age may register at  
21 any time within 90 days immediately preceding his 18th birthday [NO  
22 REGISTRATION WILL BE MADE FOR A PERIOD OF 30 DAYS PRECEDING THE ELEC-  
23 TION].

24 \* Sec. 7. AS 15.07.060 is amended to read:

25 Sec. 15.07.060. REQUIRED REGISTRATION INFORMATION. (a) Each  
26 applicant who requests registration or re-registration shall supply the  
27 following information under oath:

28 (1) name and sex;

29 (2) address and other necessary information establishing

1 residence if requested;

2 (3) [ELECTION DISTRICT AND PRECINCT AS OF THE DATE OF REGIS-  
3 TRATION;]

4 (4) term of residence in state and in election district; and  
5 whether the applicant has previously been registered to vote in another  
6 jurisdiction, and, if so, the jurisdiction and the address of the pre-  
7 vious registration [WHERE];

8 (5) a declaration that the registrant will be 18 years of age  
9 or older within 90 days of the date of registration [ON OR BEFORE THE  
10 DATE OF THE NEXT STATEWIDE ELECTION];

11 (6) a declaration that the registrant is a citizen of the  
12 United States;

13 (7) date of application;

14 (8) signature or mark.

15 (b) If the applicant has been previously registered to vote in  
16 another jurisdiction, he shall surrender to the registration official  
17 any voter registration or identification card or credentials from that  
18 jurisdiction the applicant may possess. The director [LIEUTENANT GOVER-  
19 NOR] shall notify the chief elections officer in that jurisdiction that  
20 the applicant has registered to vote in Alaska, request that jurisd-  
21 diction to cancel the applicant's voter registration there, and return  
22 the applicant's voter registration or identification card or creden-  
23 tials, if any, to that jurisdiction.

24 (c) If application for registration is made in person before a  
25 registration official, the applicant shall exhibit one form of identi-  
26 fication to the official, including but not limited to a driver's li-  
27 cence, birth certificate, passport, hunting or fishing license. A regis-  
28 tration official who knows the identity of the applicant may waive the  
29 identification requirement.

1 \* Sec. 8. AS 15.07.070 is amended to read:

2       Sec. 15.07.070. PROCEDURE FOR REGISTRATION. (a) The director  
3 may adopt [LIEUTENANT GOVERNOR SHALL PROMULGATE RULES AND] regulations  
4 under the Administrative Procedure Act (AS 44.62) consistent with the  
5 provisions of this section to enable voters to register.

6       (b) To register by mail the director [LIEUTENANT GOVERNOR] or the  
7 area election supervisor shall furnish, upon request, and at no cost to  
8 the voter, forms prepared by the director [LIEUTENANT GOVERNOR] on which  
9 the registration information required under AS 15.07.060 shall be in-  
10 serted by the voter, or by a person on behalf of the voter if he is  
11 physically incapacitated. The forms shall be executed before an elec-  
12 tion judge, a notary public, a commissioned officer of the armed forces  
13 including the National Guard, a district judge or magistrate, a United  
14 States postal official, or other person qualified to administer oaths  
15 [TWO ALASKA RESIDENTS IF THE PERSON REGISTERING IS IN THE STATE. IF THE  
16 PERSON IS OUTSIDE THE STATE, THE FORMS SHALL BE EXECUTED BEFORE A PERSON  
17 QUALIFIED TO ADMINISTER OATHS]. The director may require proof of  
18 identification of the applicant as required by regulations adopted by  
19 the director under the Administrative Procedure Act (AS 44.62). Upon  
20 receipt and approval of the completed registration forms the director  
21 [LIEUTENANT GOVERNOR] or the election supervisor shall forward to the  
22 voter an acknowledgment in the form of a registration card, and his name  
23 shall immediately be placed on the master register located in the office  
24 of the director [LIEUTENANT GOVERNOR] and on the district register  
25 located in the office of the election supervisor. If the registration  
26 is denied, the voter shall immediately be informed in writing by certi-  
27 fied or registered letter that registration was denied and the reason  
28 for denial.

29       (c) The names of persons submitting completed registration forms

1 [ALL APPLICATIONS FOR REGISTRATION] by mail which are [SHALL BE] post-  
2 marked at least 30 days before the next [ENSUING PRIMARY OR GENERAL]  
3 election shall be placed on the official registration list for that  
4 election. The name of a person submitting a completed registration  
5 form by mail [AN APPLICATION TO REGISTER] which was not postmarked  
6 before the 30-day requirement shall not be placed on the official regis-  
7 tration list for the next election but shall be placed on the master  
8 register after that election [CONSIDERED TO BE INVALID, BUT SHALL BE  
9 CONSIDERED BY THE LIEUTENANT GOVERNOR AS AN APPLICATION BY THE VOTER TO  
10 BE REGISTERED TO VOTE IN THE NEXT SUBSEQUENT PRIMARY OR GENERAL ELECTION  
11 AND TO REMAIN ON THE MASTER REGISTER THEREAFTER].

12 (d) Qualified voters may register in person before a registration  
13 official at any time throughout the year, except that no person regis-  
14 tering [REGISTRATION MAY BE MADE] within 30 days preceding an election  
15 may vote at that election. Upon receipt and approval of the registra-  
16 tion forms the director [LIEUTENANT GOVERNOR] or the election supervisor  
17 shall forward to the voter an acknowledgment in the form of a registra-  
18 tion card and his name shall immediately be placed on the master regis-  
19 ter located in the office of the director [LIEUTENANT GOVERNOR] and on  
20 the district register located in the office of the election supervisor.  
21 Names of persons registering at least 30 days before an election shall  
22 be placed on the official registration list for that election.

23 (e) (repealed)

24 (f) Incomplete or inaccurate registration forms may not be ac-  
25 cepted and shall be re-executed. The date of registration shall be the  
26 date of re-execution before a registration official or the postmark date  
27 if the application for registration is by mail.

28 \* Sec. 9. AS 15.07.081 is amended to read:

29 Sec. 15.07.081. REGISTRATION OFFICIALS. The director [LIEUTENANT

1 GOVERNOR] shall appoint one or more registration officials to serve in  
2 each precinct polling place in all [MUNICIPAL, PRIMARY, AND GENERAL]  
3 elections during the hours the polling places are open. [REGISTRATION  
4 OFFICIALS SERVE WITHOUT COMPENSATION.] An election clerk or election  
5 judge, appointed under AS 15.10, may also serve as a registration offi-  
6 cial. If more than one registration official is appointed to serve in a  
7 polling place, each [THE MAJOR] political party [PARTIES] shall be  
8 represented.

9 \* Sec. 10. AS 15.07.090 (a) is amended to read:

10 (a) A voter whose name is changed by marriage or court order may  
11 vote under the previous name, but if the voter desires to use the new  
12 name, he or she shall notify the director [LIEUTENANT GOVERNOR] not  
13 later than 30 days preceding an election so that the registration may be  
14 amended to reflect the change.

15 \* Sec. 11. AS 15.07.090(c) is amended to read:

16 (c) The director [LIEUTENANT GOVERNOR] shall transfer the regis-  
17 tration of a voter from one precinct to another within an election  
18 district when requested by the voter. The request shall be made 30 or  
19 more days before the election day. The director [LIEUTENANT GOVERNOR]  
20 shall transfer the registration of a voter from one election district to  
21 another when requested by the voter. The voter must reside in his new  
22 election district for at least 30 days in order to vote.

23 \* Sec. 12. AS 15.07.100 is amended to read:

24 Sec. 15.07.100. REGISTRATION OFFICIALS. (a) The director [LIEU-  
25 TENANT GOVERNOR] shall appoint one or more registration officials in  
26 each precinct. When more than one registration official is appointed to  
27 serve in a precinct, each [MAJOR] political party shall be represented.  
28 However, any precinct containing more than 250 voters must have at least  
29 two registration officials, one from each [MAJOR] political party.

1 The registration official shall be a qualified state voter and shall  
2 take an oath to honestly, faithfully and promptly perform the duties of  
3 his office.

4 (b) Training for registration officials shall be provided by the  
5 director. On the completion of training, the director may require  
6 that officials demonstrate their competence by a test or other method.

7 (c) A registration official serves at the pleasure of the director  
8 Each registration official shall be periodically evaluated by the direc-  
9 tor based on the completeness of the registration forms, timely filing  
10 of registration forms, and the voter registration activity attributed to  
11 the registration official.

12 \* Sec. 13. AS 15.07.110 is amended to read:

13 Sec. 15.07.110. EXPENSE OF REGISTRATION. Each registration offi-  
14 cial serving between elections shall be paid by the director [LIEUTENANT  
15 GOVERNOR] a sum to be determined by him which may not exceed \$1 for each  
16 registration or change of registration personally made by the registra-  
17 tion official.

18 \* Sec. 14. AS 15.07.120 is amended to read:

19 Sec. 15.07.120. CUSTODY OF REGISTERS. A master register shall at  
20 all times remain in the custody of the director [LIEUTENANT GOVERNOR].  
21 The area election supervisor shall likewise maintain a register of all  
22 voters within the precincts of the area election district he supervises.

23 \* Sec. 15. AS 15.07 is amended by adding a new section to read:

24 Sec. 15.07.125. OFFICIAL REGISTRATION LIST. Thirty days before  
25 each election, the director shall prepare an official registration list  
26 for that election consisting of all names appearing on the master regis-  
27 ter as of 30 days before the election. A list of persons eligible to  
28 vote in each precinct at that election shall be prepared from the offi-  
29 cial registration list.

1 \* Sec. 16. AS 15.07.130(b) is amended to read:

2 (b) When a registered voter has not re-registered or has not  
3 indicated in writing a desire to remain registered as provided in this  
4 subsection within the preceding two years or has not voted in [EITHER] a  
5 local, regional school board, primary or general election at least once  
6 in two [FOUR] consecutive calendar years, the voter shall be advised by  
7 mail sent to his last known address that his registration will be can-  
8 celled unless he indicates within 90 days on forms furnished by the  
9 director [LIEUTENANT GOVERNOR] his desire to remain registered.

10 \* Sec. 17. AS 15.07.130(c) is amended to read:

11 (c) The director [LIEUTENANT GOVERNOR] shall obtain from the  
12 office of vital statistics death certificates and presumptive death  
13 certificates for all residents over 18 years of age who have died or who  
14 have been presumptively declared dead. The director [LIEUTENANT COVER-  
15 NOR] shall cancel the registration of all deceased voters.

16 \* Sec. 18. AS 15.07.130 is amended by adding new subsections to read:

17 (d) The director shall make reasonable efforts to obtain the names  
18 of persons convicted of a felony involving moral turpitude. The direc-  
19 tor shall also make reasonable efforts to obtain the names of persons  
20 unconditionally released from custody. The director shall suspend the  
21 registration of a person convicted of a felony involving moral turpitude  
22 until the person is unconditionally released from custody.

23 (e) Within 60 days after each election held in a municipality, the  
24 municipal clerk shall forward to the director a list of the voters who  
25 voted in that election.

26 \* Sec. 19. AS 15.07.140 is amended to read:

27 Sec. 15.07.140. GENERAL ADMINISTRATIVE SUPERVISION BY DIRECTOR  
28 [LIEUTENANT GOVERNOR]. The director [LIEUTENANT GOVERNOR] shall provide  
29 general administrative supervision over the registration and re-

1 registration of voters [AND MAY ISSUE REGULATIONS UNDER THE ADMINISTRA-  
2 TIVE PROCEDURE ACT (AS 44.62) NECESSARY TO PROTECT THE INTEREST OF THE  
3 VOTER AND ASSURE ADMINISTRATIVE EFFICIENCY; HOWEVER, THE LIEUTENANT  
4 GOVERNOR MAY NOT ISSUE OR PROMULGATE ADMINISTRATIVE REGULATIONS WHICH  
5 ARE INCONSISTENT WITH THE PROVISIONS OF THIS CHAPTER]. The director  
6 [LIEUTENANT GOVERNOR] shall, no later than 40 days before any [PRIMARY  
7 OR GENERAL] election, arrange to have the list of registered voters of  
8 the precinct publicly displayed [IN THE PRECINCT]. The director [LIEU-  
9 TENANT GOVERNOR] shall instruct registration officials to post the list  
10 of registered voters in a number of locations calculated to obtain  
11 maximum recognition. Upon request by the mayor or city manager of a  
12 municipality or a borough chairman the director [LIEUTENANT GOVERNOR]  
13 shall furnish registration information for all precincts all or part of  
14 which are within the boundaries of the local government unit.

15 \* Sec. 20. AS 15.07.200 is amended to read:

16 Sec. 15.07.200. REGISTRATION SUPERVISION. The registration pro-  
17 gram is under the supervision of the director [LIEUTENANT GOVERNOR] in  
18 accordance with AS 15.10.110.

19 \* Sec. 21. AS 15.10.020 is amended to read:

20 Sec. 15.10.020. PRECINCT BOUNDARIES AND POLLING PLACES MODIFIED BY  
21 DIRECTOR [LIEUTENANT GOVERNOR]. The director [LIEUTENANT GOVERNOR]  
22 shall have the exclusive power to modify the boundary of a precinct and  
23 to establish or abolish a precinct and polling place in the state by  
24 regulations [RULES] adopted under the Administrative Procedure Act (AS  
25 44.62).

26 \* Sec. 22. AS 15.10.030 is amended to read:

27 Sec. 15.10.030. UNIFORM PRECINCT BOUNDARIES REQUIRED FOR STATE AND  
28 LOCAL ELECTIONS. The precinct boundaries established by the director  
29 [LIEUTENANT GOVERNOR] shall be the boundaries for both state and local

1 elections. The director [LIEUTENANT GOVERNOR] by regulation pursuant to  
2 the provisions of the Administrative Procedure Act (AS 44.62) may autho-  
3 rize the combining, consolidation, or altering of precinct boundaries  
4 for local elections.

5 \* Sec. 23. AS 15.10.050 is amended to read:

6 Sec. 15.10.050. GENERAL DUTY AND STANDARD FOR PRECINCT BOUNDARY  
7 MODIFICATION. The director [LIEUTENANT GOVERNOR] shall modify the  
8 boundary of a precinct, and shall establish or abolish a precinct if the  
9 action serves the convenience of the voters and assures the efficient  
10 administration of election laws.

11 \* Sec. 24. AS 15.10.080 is amended to read:

12 Sec. 15.10.080. DATES FOR DESIGNATING PRECINCT BOUNDARY. The  
13 director [LIEUTENANT GOVERNOR] shall designate boundaries of an election  
14 precinct which has been established or modified, not later than 40 days  
15 before an election.

16 \* Sec. 25. AS 15.10.090 is amended to read:

17 Sec. 15.10.090. NOTICE OF PRECINCT BOUNDARY DESIGNATION AND MODI-  
18 FICATION. The director [LIEUTENANT GOVERNOR] shall give full public  
19 notice when precinct boundaries are designated and when the boundaries  
20 of a precinct are modified or when a precinct is established or abol-  
21 ished. Public notice shall include, but is not limited to, the publica-  
22 tion on three different days in a daily newspaper of general circula-  
23 tion, if such a newspaper is published in the election district where  
24 the precinct is located, [AND] by posting written notice in three con-  
25 spicuous places in the designated precinct, and by notification to appro-  
26 priate municipal clerks.

27 \* Sec. 26. AS 15.10.100 is amended to read:

28 Sec. 15.10.100. JUDICIAL REVIEW OF PRECINCT BOUNDARY. Any person  
29 aggrieved by a determination of precinct boundaries by the director

1 [LIEUTENANT GOVERNOR] may bring a civil action to have the determination  
2 reviewed in the superior court. If the action receives final determina-  
3 tion within 15 days before the election, the director [LIEUTENANT GOVER-  
4 NOR] shall not make the required modification in precinct boundaries  
5 until immediately after the election.

6 \* Sec. 27. AS 15.10.105(a) is amended to read:

7 Sec. 15.10.105. ADMINISTRATION [APPOINTMENT OF DIRECTOR] OF ELEC-  
8 TIONS. (a) The lieutenant governor shall control and supervise the  
9 division of elections. The lieutenant governor shall appoint a director  
10 of elections. The director shall [TO] act for him in the supervision of  
11 central and regional election offices, the employment and training of  
12 election personnel, and the administration of all state elections as  
13 well as those municipal elections which the state is required to con-  
14 duct. The director serves at the pleasure of the lieutenant governor  
15 [OF ELECTIONS SHALL ALSO ASSIST THE LIEUTENANT GOVERNOR IN THE ADMINIS-  
16 TRATION OF THE VOTER REGISTRATION PROGRAM AND THE MODIFICATION OF PRE-  
17 CINCT BOUNDARIES].

18 \* Sec. 28. AS 15.10.107 is amended to read:

19 Sec. 15.10.107. STAFF TRAINING. The director [LIEUTENANT GOVER-  
20 NOR] shall, [AT LEAST ANNUALLY, AND IN ANY EVENT NOT LATER THAN 30 DAYS]  
21 before each primary [AND GENERAL] election in even-numbered years,  
22 provide for a comprehensive training program for election officials,  
23 both the full-time members of the staff of the division of elections and  
24 those who are appointed as election board judges, clerks and counters  
25 under AS 15.10.120 - 15.10.150 and other temporary election employees.

26 \* Sec. 29. AS 15.10.110 is amended to read:

27 Sec. 15.10.110. APPOINTMENT OF ELECTION SUPERVISORS. The director  
28 [LIEUTENANT GOVERNOR] shall appoint election supervisors, including one  
29 in each of the municipalities of Juneau, Anchorage, Fairbanks and Nome,

1 to assist in the administration of elections in the election districts  
2 designated by the director [LIEUTENANT GOVERNOR]. The director [LIEU-  
3 TENANT GOVERNOR] may appoint as an election supervisor a person who is a  
4 qualified voter in the area over which he has jurisdiction and who does  
5 not hold an office in a political party. An election supervisor is  
6 entitled to receive compensation in an amount that is comparable to that  
7 received for similar state employment as determined by the director  
8 [LIEUTENANT GOVERNOR].

9 \* Sec. 30. AS 15.10.120 is amended to read:

10       Sec. 15.10.120. APPOINTMENT OF ELECTION BOARD. The election  
11 supervisors shall appoint within their district an election board,  
12 composed of three judges, for each precinct from among the qualified  
13 voters of each of the precincts for which they are appointed. One judge  
14 shall be designated chairman and be primarily responsible for the ad-  
15 ministration of the election in the precinct. If no clerks are ap-  
16 pointed for the precinct, the other two judges shall perform the duties  
17 of clerks of the election. No more than two judges may be of the same  
18 political party. When appointments to the election board have been  
19 accepted, the election supervisor shall notify the director [LIEUTENANT  
20 GOVERNOR] of the name and full local mailing address of the designated  
21 chairman and other judges of the election board in each precinct.  
22 Election boards in local government unit elections shall be appointed by  
23 the appropriate local government unit for all local elections.

24 \* Sec. 31. AS 15.10.170 is amended to read:

25       Sec. 15.10.170. APPOINTMENT AND PRIVILEGES OF WATCHERS. The  
26 precinct party committee, where an organized precinct committee exists,  
27 or the district party committee where no organized precinct committee  
28 exists, or the state party chairman where neither precinct nor district  
29 committee exists, may appoint one or more persons as watchers in each

1 precinct and counting center for any election. Each candidate not  
2 representing a political party may appoint one or more watchers for each  
3 precinct or counting center in his respective district or the state for  
4 any election. Any organization or organized group that sponsors or  
5 opposes an initiative, referendum or recall may have one or more persons  
6 as watchers at the polls and counting centers after first obtaining  
7 authorization from the director [LIEUTENANT GOVERNOR]. No state party  
8 chairman, no precinct party committee, no district committee or candi-  
9 date not representing a political party or organization or organized  
10 group may have more than one watcher on duty at a time in any precinct  
11 or counting center. The watcher may be present at a position inside the  
12 place of voting or counting which affords a full view of all action of  
13 the election board and other counters taken from the time the polls are  
14 opened until the ballots are finally counted and the results certified  
15 by the election board or the Data Processing Review Board. The election  
16 board or the Data Processing Review Board may require each watcher to  
17 present written proof showing that he is the watcher appointed by the  
18 precinct party committee, the district party committee, the organization  
19 or organized group or the candidate he represents which is signed by the  
20 chairman of the precinct party committee, the district party committee,  
21 the state party chairman, the organization or organized group or the  
22 candidate representing no party. The director [LIEUTENANT GOVERNOR] may  
23 prescribe regulations under the Administrative Procedure Act (AS 44.62),  
24 governing the conduct of watchers to assure the privileges of the watchers  
25 and the proper conduct of the election.

26 \* Sec. 32. AS 15.10.180 is amended to read:

27 Sec. 15.10.180. APPOINTMENT OF PARTY REPRESENTATIVES FOR STATE  
28 CANVASS. The director [LIEUTENANT GOVERNOR] shall appoint two persons  
29 from each political party to participate in the canvassing of the vote.

1 Each person who is appointed and serves is entitled to [THE SAME RATE  
2 OF] compensation as provided in AS 15.15.300 [PAID ELECTION JUDGES].  
3 Each political party may present to the director [LIEUTENANT GOVERNOR] a  
4 list of three or more names from which he shall select the persons to  
5 represent the party. The list of names may be submitted in writing at  
6 least 30 days before the date of the election. The persons to represent  
7 the party on the canvassing board may be selected by the state party  
8 central committee or in any other manner prescribed by the bylaws of the  
9 party. The list of names shall be certified by the chairman of the  
10 state central committee of the party or by the person authorized by the  
11 party bylaws to act in the absence of the chairman.

12 \* Sec. 33. AS 15.15.010 is amended to read:

13 Sec. 15.15.010. GENERAL ADMINISTRATIVE SUPERVISION BY DIRECTOR  
14 [LIEUTENANT GOVERNOR]. The director [LIEUTENANT GOVERNOR] shall provide  
15 general administrative supervision over the conduct of state elections  
16 [, AND MAY ISSUE ANY REGULATIONS UNDER THE ADMINISTRATIVE PROCEDURE ACT  
17 (AS 44.62) NECESSARY FOR THE ADMINISTRATION OF ELECTIONS TO PROTECT THE  
18 INTEREST OF THE VOTER AND ASSURE ADMINISTRATIVE EFFICIENCY. WHEN THE  
19 LIEUTENANT GOVERNOR IS ADMINISTERING A BOROUGH OR SPECIAL ELECTION, HE  
20 MAY ISSUE REGULATIONS UNDER AS 44.62 CHANGING THE TIME REQUIRED FOR  
21 NOTICES OF ELECTION, APPOINTMENT OF ELECTION OFFICIALS, ABSENTEE VOTING,  
22 CANVASS OF THE VOTE, AND ELECTION RECOUNTS].

23 \* Sec. 34. AS 15.15.030 is amended to read:

24 Sec. 15.15.030. PREPARATION OF OFFICIAL BALLOT. The director  
25 [LIEUTENANT GOVERNOR] shall prepare all official ballots to facilitate  
26 fairness, simplicity, and clarity in the voting procedure, to reflect  
27 most accurately the intent of the voter, and to expedite the administra-  
28 tion of elections. The following directives shall be followed when  
29 applicable.

1  
2 (1) The director [LIEUTENANT GOVERNOR] shall determine the  
3 size of the ballot, the type of print, necessary additional instruction  
4 notes to voters, and other similar matters of form not provided by law.

5 (2) The director [LIEUTENANT GOVERNOR] shall number ballots  
6 in series to assure simplicity and secrecy and to prevent fraud.

7 (3) The director [LIEUTENANT GOVERNOR] may contract for the  
8 preparation of the ballots on a regional basis if necessary and may  
9 contract for the preparation of ballots without obtaining competitive  
10 bids.

11 (4) The director [LIEUTENANT GOVERNOR] may not include on the  
12 ballot as a part of a candidate's name, any honorary or assumed title or  
13 prefix but may include in the candidate's name any nickname or familiar  
14 form of a proper name of the candidate.

15 (5) The state general election ballot shall be printed on  
16 white paper with the names of the candidates and their party designa-  
17 tions placed in separate sections under the office designation to which  
18 they were nominated. The party affiliation, if any, shall be designated  
19 after the name of the candidate. The lieutenant governor and the gover-  
20 nor shall be included under the same section. Provision shall be made  
21 for voting for write-in and no-party candidates within each section.  
22 The squares appearing on the ballots shall measure 1/4 inch on each  
23 side.

24 (6) The general election ballot shall be designed with the  
25 position of names of the candidates changed in each section as many  
26 times as there are candidates in the section in which there are the most  
27 names. As nearly as possible, an equal number of ballots shall be  
28 printed after each change. In making the changes of position, the name  
29 of the candidate at the head of each section shall be taken and placed  
at the bottom of the section and the column moved up so that the name

1 that before was second is first after the change. After the ballots are  
2 printed, they shall be placed in separate stacks, one stack for each  
3 change of position. The ballots shall then be gathered by taking one  
4 from each stack, the intention being that every other ballot in the  
5 accumulated stack of ballots shall have the names of the candidates in a  
6 different position.

7 (7) The general election ballot shall be designed with the  
8 names of candidates of each political party for the office of President  
9 and Vice-President of the United States placed in the same section on  
10 the ballot rather than the names of electors of President and Vice-  
11 President.

12 (8) The general or special election ballot shall be designed  
13 with the title and proposition for any initiative, referendum, or con-  
14 stitutional amendment formulated as prescribed by law and placed on the  
15 ballot in the manner prescribed by the director [LIEUTENANT GOVERNOR].  
16 When placed on the ballot, a state ballot proposition or ballot question  
17 shall carry the number which was assigned to the petition for the propo-  
18 sition or question. Provision shall be made for marking the proposition  
19 "For" or "Against."

20 (9) The general or special election ballot shall be designed  
21 with the question of whether a constitutional convention shall be called  
22 placed on the ballot in the following manner. "Shall there be a consti-  
23 tutional convention?" Provision shall be made for marking the question  
24 "Yes" or "No."

25 (10) A separate nonpartisan judicial ballot shall be designed  
26 for each judicial district in which a justice or judge is seeking to  
27 succeed himself. The ballot shall be divided into three parts and each  
28 part shall bear a heading indicating the court to which the candidate is  
29 seeking approval. Within each part the question of whether the justice

1 or judge shall be approved or rejected shall be set out in substantially  
2 the following manner: (A) "Shall ..... be retained as justice of the  
3 supreme court for 10 years?"; (B) "Shall ..... be retained as judge  
4 of the superior court for six years?"; or (C) "Shall ..... be re-  
5 tained as judge of the district court for four years?" Provision shall  
6 be made for marking each question "Yes" or "No."

7 (11) When the legislature by law authorizes a state debt for  
8 capital improvements, the director [LIEUTENANT GOVERNOR] shall place the  
9 question of whether the specific authorization shall be ratified by  
10 placing the ballot title and question on the next general election  
11 ballot, or on the special election ballot if a special election is held  
12 for the purpose of ratifying the state debt for capital improvements  
13 before the time of the next general election. Unless specifically  
14 provided otherwise in the Act authorizing the debt, the ballot title  
15 shall, by the use of a few words in a succinct manner, indicate the  
16 general subject of the act. The question shall, by the use of a few  
17 sentences in a succinct manner, give a true and impartial summary of the  
18 Act authorizing the state debt. The question of whether state debt  
19 shall be contracted shall be assigned a letter of the alphabet on the  
20 ballot. Provision shall be made for marking the question substantially  
21 as follows: "Bonds ..... Yes" or "Bonds ..... No," followed by an  
22 appropriate square.

23 (12) (repealed)

24 (13) The director [LIEUTENANT GOVERNOR] may provide for the  
25 use of punch-card voting in state elections in any area where data  
26 processing equipment is available.

27 \* Sec. 35. AS 15.15.035 is amended to read:

28 Sec. 15.15.035. PRINTING OF BALLOTS AND OTHER MATERIAL. The  
29 director [LIEUTENANT GOVERNOR] may not be required to do business with a

1 printing company while the company is involved in a labor dispute.

2 \* Sec. 36. AS 15.15.040 is amended to read:

3 Sec. 15.15.040. PREPARATION OF OTHER ELECTION MATERIALS. (a) The  
4 director [LIEUTENANT GOVERNOR] shall prescribe the form of and prepare  
5 tinted sample ballots [, THE ORIGINAL AND DUPLICATE REGISTERS, OATHS OF  
6 OFFICE OF JUDGES, CHALLENGE OATHS, TALLY SHEETS, INSTRUCTIONS TO VOTERS,  
7 WARNING NOTICES] and all other materials, forms and supplies required  
8 for the election.

9 (b) The director [LIEUTENANT GOVERNOR] shall prepare and issue or  
10 make available with each sample ballot for a special election the state-  
11 ment provided for in AS 24.30.037 of the scope of each project included  
12 in a proposed general obligation bond issue creating a state debt for  
13 capital improvements that is submitted to the electorate for ratifica-  
14 tion under AS 15.15.030(11). The statement of scope for each project  
15 shall be the same statement included in the authorization bill. When a  
16 ballot proposition is submitted to the voters at a primary or a special  
17 election, a statement the same as that provided for in the election  
18 pamphlet under AS 15.57.010(2) shall be made available with each sample  
19 ballot.

20 \* Sec. 37. AS 15.15.050 is amended to read:

21 Sec. 15.15.050. DISTRIBUTION OF ELECTION MATERIALS. The director  
22 [LIEUTENANT GOVERNOR] shall distribute an adequate supply of sample and  
23 official ballots [, ORIGINAL REGISTERS, DUPLICATE REGISTERS, OATHS,] and  
24 all other materials, forms and supplies required for the election to the  
25 election supervisors for distribution to chairmen of election boards in  
26 precincts not less than 25 days before the date for the election.

27 \* Sec. 38. AS 15.15.060 is amended to read:

28 Sec. 15.15.060. PROCUREMENT OF POLLING PLACES AND OTHER SUPPLIES.  
29 (a) Immediately following the appointment of the election board, the

1 election supervisor in conjunction with the election board chairman  
2 shall secure polling places for holding the election, [INCLUDING AL-  
3 TERNATE EMERGENCY LOCATIONS,] suitable ballot boxes which will assure  
4 security and an adequate number of voting booths or screens, national  
5 flags, pens, and pencils. Not less than one voting booth or screen  
6 shall be furnished for each 100 votes or fractional part of 100 votes  
7 cast in the previous election.

8 (b) The director [LIEUTENANT GOVERNOR] may issue rules prescribing  
9 the type of polling place for holding the election and the requirements  
10 regarding ballot boxes, voting booths, screens, national flags, and  
11 other supplies to assure administrative economy and to protect the  
12 secrecy of the ballot.

13 (c) The director [STATE, THROUGH THE OFFICE OF LIEUTENANT GOVER-  
14 NOR,] shall pay the cost of necessary election expenses incurred in  
15 securing a place for holding the election, a suitable ballot box, and an  
16 adequate number of voting booths, screens, national flags, and other  
17 supplies. The national flag shall be displayed over or near the en-  
18 trance of each polling place.

19 (d) When the director determines that there is an area in the  
20 state where a voter may be confused as to his correct precinct polling  
21 place, the director shall provide each polling place in that area with  
22 a map which shows election district boundaries, precinct boundaries, and  
23 polling places.

24 \* Sec. 39. AS 15.15.070(a) is amended to read:

25 (a) The director [LIEUTENANT GOVERNOR] shall give and is autho-  
26 rized to contract to give full public notice of the election. He may  
27 select a manner reasonably calculated to give actual knowledge of the  
28 election to the voters.

29 \* Sec. 40. AS 15.15.070(e) is amended to read:

1 (e) The director [LIEUTENANT GOVERNOR] may have a precinct map of  
2 a densely populated precinct published in a newspaper of general circu-  
3 lation if need for the map is established.

4 \* Sec. 41. AS 15.15.070(f) is amended to read:

5 (f) Additional notice shall be given of all bond issues, initia-  
6 tives, referendums and propositions by use of newspapers, television,  
7 radio, printed posters, maps, and similar means of communication con-  
8 sidered necessary. The director [LIEUTENANT GOVERNOR] may not be re-  
9 quired to post or publish notices except those provided for in this  
10 section.

11 \* Sec. 42. AS 15.15.070(g) is amended to read:

12 (g) The director [STATE, THROUGH THE OFFICE OF THE LIEUTENANT  
13 GOVERNOR,] shall pay the cost of election expenses incurred in giving  
14 notice of an election.

15 \* Sec. 43. AS 15.15.090 is amended to read:

16 Sec. 15.15.090. DESIGNATION OF PRECINCT POLLING PLACE. The polling  
17 place shall be located within the precinct unless the election super-  
18 visor and the election board chairman determine that a building located  
19 in an adjoining precinct is more suitable or convenient to the voters.

20 \* Sec. 44. AS 15.15.140 is amended to read:

21 Sec. 15.15.140. PERMITTED USE OF UNOFFICIAL BALLOTS. If no offi-  
22 cial ballots or election supplies are received, or if an insufficient  
23 number of either are received, or if either have been destroyed or lost,  
24 the election board shall provide, and the voters may use, unmarked  
25 substitute ballots and other election materials to indicate the intent  
26 of the voter. The election board shall certify to the facts which  
27 prevented the use of the official ballots and materials and shall in-  
28 clude the certificate in the election returns to the director [LIEU-  
29 TENANT GOVERNOR]. The initial failure to certify to the facts, or

1 include the certificate as required, does not invalidate any ballots.  
2 Upon disclosure that unofficial ballots have been used without a certi-  
3 fication as required, the director [LIEUTENANT GOVERNOR] shall notify  
4 the chairman of the election board by telephone or telegraph of his  
5 failure to properly certify the ballots. The director [LIEUTENANT  
6 GOVERNOR] may accept the required certificate made by telegraph and  
7 count the ballots if the certificate is proper and actually delivered to  
8 the director [LIEUTENANT GOVERNOR] within 10 days of the date that the  
9 chairman of the election board was notified.

10 \* Sec. 45. AS 15.15.180 is amended to read:

11 Sec. 15.15.180. KEEPING OF [ORIGINAL] REGISTER. The judges shall  
12 keep a [AN ORIGINAL] register or registers in which each voter before  
13 receiving his ballot shall sign his name and give both his resident and  
14 mailing address. A record shall be kept in the registration book in  
15 space provide<sup>d</sup> of the name of persons who offer to vote but who actually  
16 do not vote, and a brief statement of explanation. The signing of the  
17 register constitutes a declaration by the voter that he is qualified to  
18 vote.

19 \* Sec. 46. AS 15.15 is amended by adding new sections to read:

20 Sec. 15.15.195. VOTERS ON OFFICIAL REGISTRATION LIST. An election  
21 judge in a precinct shall allow a voter on the official registration  
22 list to vote in the precinct unless the voter is questioned in accord-  
23 ance with AS 15.15.213.

24 Sec. 15.15.196. VOTERS NOT ON OFFICIAL REGISTRATION LIST. (a) If  
25 a voter's name does not appear on the official registration list in the  
26 precinct in which he seeks to vote, he shall be allowed to vote a  
27 questioned ballot.

28 (b) A person whose registration has been cancelled under AS 15.-  
29 C7.130(b) and who votes a questioned ballot shall have the ballot

1 counted if he has voted in a local, regional school board, primary or  
2 general election within four years of the casting of the questioned bal-  
3 lot, if he signs under oath a statement to that effect and if the earlier  
4 vote is verified by the director.

5 \* Sec. 47. AS 15.15.213 is amended to read:

6 Sec. 15.15.213. QUESTIONING A VOTER'S BALLOT. If his qualifica-  
7 tions are [POLLING PLACE IS] in question a voter shall be allowed to  
8 vote [, AND ANY ELECTION OFFICIAL SHALL CONSIDER THE BALLOT AS] a ques-  
9 tioned ballot.

10 \* Sec. 48. AS 15.15.215 is amended to read:

11 Sec. 15.15.215. DISPOSITION OF [CHALLENGED AND] QUESTIONED VOTES.  
12 [(a)] A [CHALLENGED] voter [OR ONE] who casts a questioned ballot shall  
13 vote his ballot in the same manner as prescribed for other voters [EX-  
14 CEPT THAT HE SHALL USE A PAPER BALLOT]. After the election judge re-  
15 moves the numbered stub [IDENTIFICATION NUMBER] from the ballot, the  
16 [CHALLENGED] voter shall insert the ballot into a small blank envelope  
17 designed to provide for the secrecy of the ballot, seal it and put the  
18 sealed small envelope into a larger envelope on which the statement  
19 [OATH AND AFFIDAVIT] he previously signed is located. [AFTER THE ELEC-  
20 TION JUDGE REMOVES THE IDENTIFICATION NUMBER FROM THE BALLOT, THE VOTER  
21 WHO CASTS A QUESTIONED BALLOT SHALL INSERT THE BALLOT INTO A SMALL BLANK  
22 ENVELOPE, SEAL IT, AND PUT THE ENVELOPE INTO A LARGER ENVELOPE ON WHICH  
23 THE INFORMATION CONCERNING THAT VOTER'S RESIDENCE IS LOCATED.] These  
24 larger envelopes shall be sealed and deposited in the ballot box [ALONG  
25 WITH THEIR RESPECTIVE ATTACHED STATEMENTS OF ASSERTED INVALIDITY]. [ALL  
26 ENVELOPES SHALL BE COUNTED AND COMPARED TO THE VOTING LIST BEFORE  
27 LEAVING THE PLACE OF POLLING AND UPON RECEIPT BY THE OFFICIAL OR BODY  
28 SUPERVISING THE ELECTION.] When the ballot box is opened, these enve-  
29 lopes shall be segregated, counted, compared to the voting list, and

1 delivered to the official or body supervising the election. The merits  
2 of the [CHALLENGE OR] question shall be determined by this official or  
3 body in accordance with the procedure prescribed for questioned [CHAL-  
4 LENGED ABSENTEE] votes in AS 15.20.210.

5 [(b) A PERSON WHO FRIVOLOUSLY, MALICIOUSLY OR IN BAD FAITH CHAL-  
6 LENCES A VOTER OR QUESTIONS HIS BALLOT IS GUILTY OF A MISDEMEANOR AND  
7 UPON CONVICTION SHALL BE IMPRISONED FOR NOT MORE THAN 30 DAYS OR FINED  
8 NOT MORE THAN \$100, OR BOTH.]

9 \* Sec. 49. AS 15.15.220 is amended to read:

10 Sec. 15.15.220. ADMINISTRATION OF OATHS. Any election judge may  
11 administer to a voter any oath that is necessary in the administration  
12 of the election.

13 \* Sec. 50. AS 15.15 is amended by adding a new section to read:

14 Sec. 15.15.225. VOTER IDENTIFICATION AT POLLS. (a) Before being  
15 allowed to vote, each voter shall exhibit to an election judge one form  
16 of identification, including but not limited to an official voter regis-  
17 tration card, driver's license, birth certificate, passport, or hunting  
18 or fishing license.

19 (b) An election judge may waive the identification requirement if  
20 he knows the identity of the voter.

21 (c) A voter who cannot exhibit a required form of identification  
22 shall be allowed to vote a questioned ballot.

23 \* Sec. 51. AS 15.15.230 is amended to read:

24 Sec. 15.15.230. PROVIDING BALLOT TO VOTER. When the voter has  
25 qualified to vote, the election judge shall give him an official ballot.  
26 The voter shall retire to a booth or private place [SCREEN] to mark the  
27 ballot [FOR THE CANDIDATES OF HIS CHOICE].

28 \* Sec. 52. AS 15.15.240 is amended to read:

29 Sec. 15.15.240. ASSISTING VOTER BY JUDGE. A qualified voter who

1 cannot read, mark the ballot, or sign his name may request an election  
2 [A] judge, a person, or not more than two persons of his choice to  
3 assist him. If the election judge is requested, he shall assist the  
4 voter. If any other person is requested, the person shall state upon  
5 oath before the election judge that he will not divulge the vote cast by  
6 the person whom he assists.

7 \* Sec. 53. AS 15.15.260 is amended to read:

8 Sec. 15.15.260. PLACING BALLOT IN BALLOT BOX BY VOTER. When the  
9 voter has marked his ballot, he shall inform the election judge. The  
10 director [LIEUTENANT GOVERNOR] may require that the voter return the  
11 ballot to the election judge temporarily so that any stub which may be  
12 part of the ballot may be removed by the election judge. Any such  
13 requirement shall protect the secrecy of the ballot. In all cases the  
14 ballot shall be deposited in the ballot box by the voter himself in the  
15 presence of the election judge unless the voter requests the election  
16 judge to deposit the ballot on his behalf. Separate ballot boxes may be  
17 used for separate ballots.

18 \* Sec. 54. AS 15.15.300 is amended to read:

19 Sec. 15.15.300. PROHIBITING THE COUNT OF EXHIBITED BALLOTS. No  
20 election official may allow a ballot to be placed [PLACE] in the ballot  
21 box which he knows [A BALLOT KNOWN] to have been unlawfully exhibited by  
22 the voter. A ballot unlawfully exhibited shall be destroyed [RETAINED  
23 AND PLACED WITH THE IMPROPERLY MARKED OR DAMAGED BALLOTS].

24 \* Sec. 55. AS 15.15.330 is amended to read:

25 Sec. 15.15.330. COMMENCEMENT OF CANVASS. [COUNTING OF PAPER  
26 BALLOTS MAY BEGIN BEFORE THE POLLS ARE CLOSED IN PRECINCTS HAVING 300 OR  
27 MORE VOTERS AND DESIGNATED BY THE LIEUTENANT GOVERNOR; HOWEVER, COUNTING  
28 SHALL NOT IN ANY EVENT BEGIN BEFORE 2:00 P.M. PREVAILING TIME AND UNLESS  
29 AT LEAST 100 VOTES HAVE BEEN CAST.] When [IN ALL OTHER PRECINCTS, WHEN]

1 the polls are closed and the last vote has been cast, the election board  
2 and clerks or counters shall immediately proceed to open the ballot box  
3 and to count and canvass the votes cast. In all cases the election  
4 board shall cause the canvass to be continued without adjournment until  
5 the canvass is complete.

6 \* Sec. 56. AS 15.15.350 is amended to read:

7       Sec. 15.15.350. GENERAL PROCEDURE FOR CANVASS. The director may  
8 [LIEUTENANT GOVERNOR SHALL] issue rules prescribing the manner in which  
9 the precinct canvass is accomplished so as to assure accuracy in the  
10 count and to expedite the process. The election or canvass board shall  
11 count the number of ballots in the ballot box and shall compare that  
12 number to the number of signatures in the register. The board shall  
13 count the number of questioned ballots and shall compare that number to  
14 the number of signatures of questioned voters in the register. Dis-  
15 crepancies shall be noted and the numbers included in the certificate  
16 prescribed by AS 15.15.370. The certificate prescribed by AS 15.15.370  
17 shall also include the number of official ballots received by the elec-  
18 tion board, and the number of unused and spoiled ballots. The election  
19 board or canvass [COUNTING] board shall canvass the ballots in a manner  
20 that allows watchers to see the ballots when opened and read. No person  
21 handling the ballot after it has been taken from the ballot box and  
22 before it is placed in the envelope for mailing may have a marking  
23 device in hand or remove a ballot from the immediate vicinity of the  
24 polls [EXCEPT AS PROVIDED BY AS 15.15.330 FOR THE EARLY COUNTING OF  
25 BALLOTS, AND BY AS 15.20.680 FOR THE COUNTING OF PUNCH-CARD BALLOTS].  
26 The election or canvass board shall maintain a record of all destroyed  
27 and spoiled ballots and shall preserve the destroyed or spoiled ballots.

28 \* Sec. 57. AS 15.15.360 is amended to read:

29       Sec. 15.15.360. RULES FOR COUNTING HAND-MARK [DETERMINING MARK ON]

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BALLOTS. (a) The election board shall canvass and count hand-mark ballots [THE VOTES] according to the following rules.

(1) A voter may mark his ballot only by the use of cross-marks, "X" marks, diagonal, horizontal or vertical marks, solid marks, stars, circles, asterisks, checks, or plus signs that are clearly spaced in the square opposite the name of the candidate the voter desires to designate.

(2) A failure to properly mark a ballot as to one or more candidates does not itself invalidate the entire ballot.

(3) If a voter marks fewer names than there are persons to be elected to the office, a vote shall be counted for each candidate properly marked.

(4) If a voter marks more names than there are persons to be elected to the office, the votes for candidates for that office shall not be counted.

(5) The mark specified in (1) of this subsection shall be counted only if it is substantially inside the square provided, or touching the square so as to indicate clearly that the voter intended the particular square to be designated.

(6) Improper marks on the ballot shall not be counted and shall not invalidate marks for candidates properly made.

(7) An erasure or correction invalidates only that section of the ballot in which it appears.

(8) A vote marked for the candidate for President or Vice President of the United States is considered and counted as a vote for the election of the presidential electors.

(9) Write-in votes are not invalidated by writing in the name of a candidate whose name is printed on the ballot unless the election board determines, on the basis of other evidence that the ballot was so

1 marked for the purpose of identifying the ballot.

2 (10) Stickers bearing a candidate's name may be affixed to the  
3 ballot in place of writing in a candidate's name if write-in votes or  
4 ballots are otherwise permitted. Stickers shall not be issued by mem-  
5 bers of the election board while serving at the polls. Stickers shall  
6 not be offered to voters within 200 [100] feet of the polling place.

7 (11) In order to vote for a write-in candidate, the voter  
8 must write in the candidate's name in the space provided or place a  
9 sticker in the space and, in addition, mark the square opposite the  
10 candidate's name in accordance with (1) of this subsection.

11 (b) The rules set out in this section are mandatory and there  
12 shall be no exceptions to them. A ballot may not be counted unless  
13 marked in compliance with these rules. A court has no jurisdiction to  
14 order a ballot counted which is not marked in accordance with rules set  
15 out in this section.

16 \* Sec. 58. AS 15.15 is amended by adding a new section to read:

17 Sec. 15.15.361. STICKERS. The director may adopt regulations  
18 under the Administrative Procedure Act (AS 44.62), governing the size,  
19 thickness, color and other characteristics of stickers and their use in  
20 elections.

21 \* Sec. 59. AS 15.15.370 is amended to read:

22 Sec. 15.15.370. COMPLETION OF CANVASS. When the canvass is com-  
23 pleted, and in no event later than the day after the election, the  
24 election board or counters shall make a certificate in duplicate of the  
25 results. The certificate includes the number of votes cast for each  
26 candidate, for and against each proposition, yes or no on each question,  
27 and any additional information prescribed by the director [LIEUTENANT  
28 GOVERNOR]. The election board shall, immediately upon completion of the  
29 certificate or as soon thereafter as the local mail service permits,

1 send in one sealed package to the director [LIEUTENANT GOVERNOR] one  
2 copy of the certificate and [,] the original register [, ALL BALLOTS  
3 UNLAWFULLY EXHIBITED, PROPERLY IDENTIFIED, THE RECORD OF BALLOTS DE-  
4 STROYED UNDER SEC. 250 OF THIS CHAPTER, AND ALL OATHS AND AFFIDAVITS].  
5 In addition, all ballots properly cast shall be mailed to the director  
6 [LIEUTENANT GOVERNOR] in a separate, sealed package. Both packages, in  
7 addition to an address on the outside, shall clearly indicate the pre-  
8 cinct from which they come. Each board shall, immediately upon comple-  
9 tion of the certification and as soon thereafter as the local mail  
10 service permits, send the duplicate certificate and the duplicate regis-  
11 ter to its respective election supervisor. The director [LIEUTENANT  
12 GOVERNOR] may authorize election boards in precincts in those areas of  
13 the state where distance and weather make mail communication unreliable  
14 to forward their election certificates by telegram or radio. The  
15 director [LIEUTENANT GOVERNOR] may authorize the unofficial canvass of  
16 votes on a regional basis by election supervisors, tallying the votes as  
17 indicated on duplicate certificates. To assure adequate protection the  
18 director [LIEUTENANT GOVERNOR] shall prescribe the manner in which the  
19 ballots, registers, and all other election records and materials are  
20 thereafter preserved, transferred, and destroyed.

21 \* Sec. 60. AS 15.15.380 is amended to read:

22       Sec. 15.15.380. PAYMENT OF ELECTION BOARD MEMBERS. The state,  
23 through the office of the director [LIEUTENANT GOVERNOR], shall pay each  
24 election board member \$5 per hour for time spent at his election duties,  
25 including the receiving of instructions. Election board chairmen and  
26 the chairman and members of the absentee ballot, questioned ballot and  
27 state canvass board shall be paid \$5.50 an hour for time spent at their  
28 election duties.

29 \* Sec. 61. AS 15.15.390 is amended to read: