

LEG. FINANCE - BILLS 1985 - 1986 2178

SB 84 cont. - SB 87 2178

1 the record of the person sustains suspension, revocation, limitation,  
2 denial, or other remedial action, the hearing officer shall so order  
3 and the department may suspend, revoke, limit, deny, or take other  
4 remedial action against that person's license, registration, or title  
5 and, if appropriate, the department shall adjust the person's point  
6 total accumulated under AS 28.15.231.

7 \* Sec. 3. AS 28.10.051 is amended to read:

8 Sec. 28.10.051. DEPARTMENT MAY SUSPEND OR REVOKE REGISTRATION.  
9 The department may suspend or revoke the registration of a vehicle,  
10 the certificate of registration or registration plates for a vehicle,  
11 or a special permit when

12 (1) the department determines [IS SATISFIED] that the reg-  
13 istration or certificate, plate or permit was fraudulently procured or  
14 erroneously issued;

15 (2) the department determines that a registered vehicle is  
16 mechanically unsafe to be driven or moved on a highway, vehicular way  
17 or area, or other public property in this state and the vehicle has  
18 been seized or impounded under AS 28.05.091;

19 (3) a registered vehicle has been scrapped, dismantled or  
20 destroyed beyond repair;

21 (4) the department determines that a required fee or tax  
22 has not been paid and the fee or tax is not paid upon reasonable  
23 notice and demand;

24 (5) a registration plate, permit, or certificate is know-  
25 ingly displayed upon a vehicle other than the vehicle for which is-  
26 sued;

27 (6) the department determines that the owner of a vehicle  
28 has committed an offense under this chapter involving the registration  
29 or the certificate, plate, or permit to be suspended or revoked;

1 (7) the vehicle has been reported to the department as  
2 stolen or unlawfully converted; or

3 (8) the department is otherwise required to do so under the  
4 laws of this state.

5 \* Sec. 4. AS 28.10.181 is amended by adding a new subsection to read:

6 (m) Special request plates for Alaska National Guard personnel.  
7 Upon application by the owner of a passenger vehicle, noncommercial  
8 van or pick-up truck, or motor home who presents satisfactory proof of  
9 current membership in the Alaska National Guard, the department may  
10 design and issue registration plates that identify the vehicle as  
11 registered to a member of the Alaska National Guard. The owner shall  
12 return the registration plates to the department within 10 days fol-  
13 lowing discharge from the Alaska National Guard.

14 \* Sec. 5. AS 28.10.411(c) is amended to read:

15 (c) A resident 65 years of age or older on the date that the tax  
16 is due is entitled to an exemption from the tax levied under AS 28.-  
17 10.431(b) and the registration fee required [TAX] under this section  
18 for one motor vehicle subject to registration under AS 28.10.421(b)-  
19 (1), (2), (5), or (6). An exemption may not be granted except upon  
20 written application for the exemption on a form prescribed by the  
21 department.

22 \* Sec. 6. AS 28.10.421(d) is amended to read:

23 (d) The special registration fees under this subsection are  
24 imposed annually, unless otherwise specified, for:

25 (1) an historic vehicle (one time only upon initial regis-  
26 tration under AS 28.10.181).....\$10;

27 (2) special request plates including those authorized for  
28 use by Alaska National Guard personnel only..... \$30 [\$20];

29 plus the fee required for that vehicle under (b)(1) or (2) of this

1 section; the fee required by this paragraph shall be collected only on  
2 the first issuance and on the replacement of special request plates;

3 (3) a vehicle owned by a disabled veteran or other handi-  
4 capped person, and registered under AS 28.10.181 [OR A RESIDENT 65  
5 YEARS OF AGE OR OLDER WHO COMPLIES WITH AS 28.10.411(c)].....none;

6 (4) a vehicle owned by the state.....none;

7 (5) a vehicle owned by an elected state official.....the  
8 fee required for that vehicle under (b) of this section;

9 (6) a vehicle owned by a consular officer, unless waived  
10 under AS 28.10.181.....\$30;

11 (7) a vehicle owned by a rancher, farmer, or dairyman and  
12 registered under AS 28.10.181.....\$30;

13 (8) a snowmobile or off-highway vehicle.....\$ 5;

14 (9) an amateur mobile radio station vehicle,

15 (A) with a transceiver capable of less than 5-band  
16 operation.....the  
17 fee required for that vehicle under (b) or (c) of this section;

18 (P) in recognition of service to the public: a mobile  
19 amateur radio station owned by an amateur with general class or  
20 higher license, provided the station must be satisfactorily  
21 proved capable of operating on at least five bands between 160  
22 through 10 meters, must have an antenna, and must have a power  
23 supply and wiring as a permanent part of the vehicle; the trans-  
24 mitting unit may be removed from the car for service or dry  
25 storage.....none  
26 for a mobile amateur radio station vehicle included in (b)(1) or  
27 (2) of this section;

28 (10) dealer registration plates,

29 (A) the initial set of plates.....\$40;

- 1 (B) each subsequent set of plates.....\$20;
- 2 (11) a vehicle owned by a municipality or charitable orga-
- 3 nization meeting the requirements of AS 28.10.181(c).....\$ 5;
- 4 (12) an occasional use vehicle under AS 28.10.181(k)....\$15;
- 5 (13) a vehicle owned by a former prisoner of war.....none.

6 \* Sec. 7. AS 28.15.051(d) is amended to read:

7 (d) The department may issue a special driver's permit to a per-

8 son who is at least 14 years of age with the consent of the person's

9 parents, [OR] guardians, or spouse who is 18 years of age or older,

10 for the purpose of driving a motor-driven cycle. This permit may be

11 issued upon application and successful completion of all prescribed

12 tests and fees, and is valid for the same period of time as a driver's

13 license. The permit is not valid in a municipality that by ordinance

14 prohibits the driving of a motor-driven cycle by a person under the

15 age of 16 years; a borough may adopt the ordinance on a nonareawide

16 basis only, unless the power to adopt it on an areawide basis is

17 acquired under AS 29.35.300 - 29.35.330 or former AS 29.33.250 -

18 29.33.290.

19 \* Sec. 8. AS 28.15.071(a) is amended to read:

20 (a) The application of a person under the age of 18 years for an

21 instruction permit or driver's license must be signed by the father,

22 mother, [OR] guardian, or spouse who is 18 years of age or older, or

23 if there is no parent, [OR] guardian, or spouse, then by another re-

24 sponsible adult who is willing to assume the obligation imposed under

25 this section upon a person signing the application. The application

26 must be signed and verified before a person authorized to administer

27 oaths, or be signed in the presence of an authorized representative of

28 the department.

29 \* Sec. 9. AS 28.15.071(c) is amended to read:

1 (c) If a minor deposits, or there is deposited on behalf of the  
2 minor, proof of financial responsibility for the minor's driving of a  
3 motor vehicle, in the form and amount required in AS 28.20, then the  
4 department may accept the application of the minor signed as required  
5 under (a) of this section, and, while proof of financial responsibil-  
6 ity is maintained, the parent, guardian, spouse, or other responsible  
7 adult is not subject to the liability imposed under (b) of this sec-  
8 tion.

9 \* Sec. 10. AS 28.15.171(a) is amended to read:

10 (a) The privilege of driving a motor vehicle on a highway or  
11 vehicular way or area of this state given to a person licensed in an-  
12 other jurisdiction is subject to suspension, [OR] revocation, or limi-  
13 tation by the department or a court in the same manner and for the  
14 same reasons as a driver's license issued under this chapter.

15 \* Sec. 11. AS 28.15.231 is amended by adding a new subsection to read:

16 (f) The notice required under (a) of this section may be given  
17 by first class mail.

18 \* Sec. 12. AS 28.35.032(a) is amended to read:

19 (a) If a person under arrest refuses the request of a law en-  
20 forcement officer to submit to a chemical test under AS 28.35.031(a),  
21 after being advised by the officer that the refusal will, if that per-  
22 son was arrested for [WHILE] operating or driving a motor vehicle for  
23 which a driver's license is required, result in the denial or revoca-  
24 tion of the license or nonresident privilege to drive, that the refus-  
25 al may be used against the person in a civil or criminal action or  
26 proceeding arising out of an act alleged to have been committed by the  
27 person while operating or driving a motor vehicle or operating an air-  
28 craft or a watercraft while intoxicated, and that the refusal is a  
29 misdemeanor, a chemical test shall not be given, except as provided by

1 AS 28.35.035.

2 \* Sec. 13. AS 28.40.100(a)(19) is amended to read:

3 (19) "vehicular way or area" means a way, path or area,  
4 other than a highway [OR PRIVATE PROPERTY], which is designated by  
5 official traffic control devices or customary usage and which is open  
6 to the public for purposes of pedestrian or vehicular travel [, AND  
7 WHICH WAY OR AREA MAY BE RESTRICTED IN USE TO PEDESTRIANS, BICYCLES,  
8 OR OTHER SPECIFIC TYPES OF VEHICLES AS DETERMINED BY THE DEPARTMENT OR  
9 OTHER AGENCY HAVING JURISDICTION OVER THE WAY, PATH OR AREA].  
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1 IN THE

BY THE FINANCE COMMITTEE

2 ILL NO. 84 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to motor vehicles."

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

8 \* Section 1. AS 28.05.091 is amended to read:

9 Sec. 28.05.091. VEHICLE IMPOUNDMENT [SEIZURE OF UNSAFE OR DE-  
10 FECTIVELY EQUIPPED VEHICLE]. A motor vehicle that [WHICH] is driven  
11 on a highway or vehicular way or area, and that [WHICH] has been  
12 determined to be defective in equipment so as to be unsafe for driv-  
13 ing, or on which the vehicle identification number has been removed,  
14 defaced, or otherwise altered, is an unlawful vehicle and may be  
15 impounded by a peace officer or an employee of the department offi-  
16 cially designated for that purpose. The owner or person in lawful  
17 possession of a vehicle that is driven on a highway or vehicular way  
18 or area and that is so defective in equipment as to be unsafe for  
19 driving [THE VEHICLE] shall pay the necessary costs of impounding and  
20 storing the vehicle. The impounding of a vehicle is in addition to  
21 any other penalty. Nothing in this section prevents the driving or  
22 moving of a defective vehicle in the manner directed by the peace  
23 officer or employee to a place for

- 24 (1) the correction of a defect in the equipment;
- 25 (2) dismantling or wrecking; or
- 26 (3) storage without repair.

27 \* Sec. 2. AS 28.05.141(c) is amended to read:

28 (c) If at the hearing under (a) of this section it appears that  
29 the record of the person sustains suspension, revocation, limitation,

1 denial, or other remedial action, the hearing officer shall so order  
2 and the department may suspend, revoke, limit, deny, or take other  
3 remedial action against that person's license, registration, or title  
4 and, if appropriate, the department shall adjust the person's point  
5 total accumulated under AS 28.15.231.

6 \* Sec. 3. AS 28.10.011 is amended to read:

7 Sec. 28.10.011. VEHICLES SUBJECT TO REGISTRATION. Every vehicle  
8 driven, moved, or parked upon a highway or other public parking place  
9 in the state shall be registered under this chapter except when the  
10 vehicle is

11 (1) driven or moved on a highway only for the purpose of  
12 crossing the highway from one private property to another, including  
13 an implement of husbandry as defined by regulation;

14 (2) driven or moved on a highway under a dealer's plate or  
15 temporary permit as provided for in AS 28.10.031 and 28.10.181(j);

16 (3) special mobile equipment as defined by regulation;

17 (4) owned by the United States;

18 (5) moved by human or animal power;

19 (6) exempt under 50 U.S.C. App. 501-591 (Soldier's and  
20 Sailor's Civil Relief Act);

21 (7) driven or parked only on private property;

22 (8) the vehicle of a nonresident as provided under  
23 AS 28.10.121;

24 (9) a commercial interstate vehicle under AS 28.10.141;

25 (10) transported under a special permit under AS 28.10.151;

26 (11) driven or moved on a highway or vehicular way not  
27 maintained primarily by the state and not connected by land to the  
28 state highway system established under AS 19.10.020;

29 (12) a mobile home as defined by regulation.

1 \* Sec. 4. AS 28.10.051 is amended to read:

2       Sec. 28.10.051. DEPARTMENT MAY SUSPEND OR REVOKE REGISTRATION.  
3 The department may suspend or revoke the registration of a vehicle,  
4 the certificate of registration or registration plates for a vehicle,  
5 or a special permit when

6           (1) the department determines [IS SATISFIED] that the reg-  
7 istration or certificate, plate or permit was fraudulently procured or  
8 erroneously issued;

9           (2) the department determines that a registered vehicle is  
10 mechanically unsafe to be driven or moved on a highway, vehicular way  
11 or area, or other public property in this state and the vehicle has  
12 been seized or impounded under AS 28.05.091;

13           (3) a registered vehicle has been scrapped, dismantled or  
14 destroyed beyond repair;

15           (4) the department determines that a required fee or tax  
16 has not been paid and the fee or tax is not paid upon reasonable  
17 notice and demand;

18           (5) a registration plate, permit, or certificate is know-  
19 ingly displayed upon a vehicle other than the vehicle for which is-  
20 sued;

21           (6) the department determines that the owner of a vehicle  
22 has committed an offense under this chapter involving the registration  
23 or the certificate, plate, or permit to be suspended or revoked;

24           (7) the vehicle has been reported to the department as  
25 stolen or unlawfully converted; or

26           (8) the department is otherwise required to do so under the  
27 laws of this state.

28 \* Sec. 5. AS 28.10.181 is amended by adding a new subsection to read:

29       (m) Special request plates for Alaska National Guard personnel.

1 Upon application by the owner of a passenger vehicle, noncommercial  
 2 van or pick-up truck, or motor home who presents satisfactory proof of  
 3 current membership in the Alaska National Guard, the department may  
 4 design and issue registration plates that identify the vehicle as  
 5 registered to a member of the Alaska National Guard. The owner shall  
 6 return the registration plates to the department within 10 days fol-  
 7 lowing discharge from the Alaska National Guard.

8 \* Sec. 6. AS 28.10.411(c) is amended to read:

9 (c) A resident 65 years of age or older on January 1 of the year  
 10 the vehicle is registered is entitled to an exemption from the  
 11 registration fee required [TAX] under this section for one motor vehi-  
 12 cle subject to registration under AS 28.10.421(b)(1), (2), (5), or  
 13 (6). An exemption may not be granted except upon written application  
 14 for the exemption on a form prescribed by the department.

15 \* Sec. 7. AS 28.10.421(d) is amended to read:

16 (d) The special registration fees under this subsection are  
 17 imposed annually, unless otherwise specified, for:

18 (1) an historic vehicle (one time only upon initial regis-  
 19 tration under AS 28.10.181).....\$10;

20 (2) special request plates including those authorized for  
 21 use by Alaska National Guard personnel only..... \$30 [\$20];  
 22 plus the fee required for that vehicle under (b)(1) or (2) of this  
 23 section; the fee required by this paragraph shall be collected only on  
 24 the first issuance and on the replacement of special request plates;

25 (3) a vehicle owned by a disabled veteran or other handi-  
 26 capped person, and registered under AS 28.10.181 [OR A RESIDENT 65  
 27 YEARS OF AGE OR OLDER WHO COMPLIES WITH AS 28.10.411(c)].....none;

28 (4) a vehicle owned by the state.....none;

29 (5) a vehicle owned by an elected state official.....the

1 fee required for that vehicle under (b) of this section;

2 (6) a vehicle owned by a consular officer, unless waived  
3 under AS 28.10.181.....\$30;

4 (7) a vehicle owned by a rancher, farmer, or dairyman and  
5 registered under AS 28.10.181.....\$30;

6 (8) a snowmobile or off-highway vehicle.....\$ 5;

7 (9) an amateur mobile radio station vehicle,

8 (A) with a transceiver capable of less than 5-band  
9 operation.....the

10 fee required for that vehicle under (b) or (c) of this section;

11 (B) in recognition of service to the public: a mobile  
12 amateur radio station owned by an amateur with general class or  
13 higher license, provided the station must be satisfactorily  
14 proved capable of operating on at least five bands between 160  
15 through 10 meters, must have an antenna, and must have a power  
16 supply and wiring as a permanent part of the vehicle; the trans-  
17 mitting unit may be removed from the car for service or dry  
18 storage.....none

19 for a mobile amateur radio station vehicle included in (b)(1) or  
20 (2) of this section;

21 (10) dealer registration plates,

22 (A) the initial set of plates.....\$40;

23 (B) each subsequent set of plates.....\$20;

24 (11) a vehicle owned by a municipality or charitable orga-  
25 nization meeting the requirements of AS 28.10.181(c).....\$ 5;

26 (12) an occasional use vehicle under AS 28.10.181(k)....\$15;

27 (13) a vehicle owned by a former prisoner of war.....none.

28 \* Sec. 8. AS 28.15.051(d) is amended to read:

29 (d) The department may issue a special driver's permit to a

1 person who is at least 14 years of age with the consent of the  
2 person's parents, [OR] guardians, or spouse who is 18 years of age or  
3 older, for the purpose of driving a motor-driven cycle. This permit  
4 may be issued upon application and successful completion of all  
5 prescribed tests and fees, and is valid for the same period of time as  
6 a driver's license. The permit is not valid in a municipality that by  
7 ordinance prohibits the driving of a motor-driven cycle by a person  
8 under the age of 16 years; a borough may adopt the ordinance on a  
9 nonareawide basis only, unless the power to adopt it on an areawide  
10 basis is acquired under AS 29.35.300 - 29.35.330 or former  
11 AS 29.33.250 - 29.33.290.

12 \* Sec. 9. AS 28.15.071(a) is amended to read:

13 (a) The application of a person under the age of 18 years for an  
14 instruction permit or driver's license must be signed by the father,  
15 mother, [OR] guardian, or spouse who is 18 years of age or older, or  
16 if there is no parent, [OR] guardian, or spouse, then by another re-  
17 sponsible adult who is willing to assume the obligation imposed under  
18 this section upon a person signing the application. The application  
19 must be signed and verified before a person authorized to administer  
20 oaths, or be signed in the presence of an authorized representative of  
21 the department.

22 \* Sec. 10. AS 28.15.071(c) is amended to read:

23 (c) If a minor deposits, or there is deposited on behalf of the  
24 minor, proof of financial responsibility for the minor's driving of a  
25 motor vehicle, in the form and amount required in AS 28.20, then the  
26 department may accept the application of the minor signed as required  
27 under (a) of this section, and, while proof of financial responsibil-  
28 ity is maintained, the parent, guardian, spouse, or other responsible  
29 adult is not subject to the liability imposed under (b) of this

1 section.

2 \* Sec. 11. AS 28.15.171(a) is amended to read:

3 (a) The privilege of driving a motor vehicle on a highway or  
4 vehicular way or area of this state given to a person licensed in an-  
5 other jurisdiction is subject to suspension, [OR] revocation, or limi-  
6 tation by the department or a court in the same manner and for the  
7 same reasons as a driver's license issued under this chapter.

8 \* Sec. 12. AS 28.15.221(a) is amended to read:

9 (a) For the purpose of identifying habitually reckless or negli-  
10 gent drivers and habitual or frequent violators of traffic laws, the  
11 commissioner shall adopt regulations establishing a uniform system for  
12 the suspension, revocation, limitation or denial of a driver's license  
13 or driving privilege by assigning demerit points for convictions for  
14 violations of traffic laws which are required to be reported to the  
15 department under AS 28.15.191 and AS 28.37.130.

16 \* Sec. 13. AS 28.15.231 is amended by adding a new subsection to read:

17 (f) The notice required under (a) of this section may be given  
18 by first class mail.

19 \* Sec. 14. AS 28.15.271 is amended to read:

20 Sec. 28.15.271. FEES. The fees for drivers' licenses and per-  
21 mits, including but not limited to renewals, are as follows:

- 22 (1) all classes of drivers' licenses..... \$10 [\$ 5];
- 23 (2) motor-driven cycles..... \$10 [\$ 2];
- 24 (3) instruction permit..... \$3 [\$ 1];
- 25 (4) duplicate of driver's license or instruction per-  
26 mit..... \$3 [\$ 2];
- 27 (5) temporary license and renewal of permit... \$3 [\$ 1];
- 28 (6) school bus driver's permit..... \$3 [\$ 2].

29 \* Sec. 15. AS 28.35.032(a) is amended to read:

1 (a) If a person under arrest refuses the request of a law en-  
2 forcement officer to submit to a chemical test under AS 28.35.031(a),  
3 after being advised by the officer that the refusal will, if that per-  
4 son was arrested for [WHILE] operating or driving a motor vehicle for  
5 which a driver's license is required, result in the denial or revoca-  
6 tion of the license or nonresident privilege to drive, that the refus-  
7 al may be used against the person in a civil or criminal action or  
8 proceeding arising out of an act alleged to have been committed by the  
9 person while operating or driving a motor vehicle or operating an air-  
10 craft or a watercraft while intoxicated, and that the refusal is a  
11 misdemeanor, a chemical test shall not be given, except as provided by  
12 AS 28.35.035.

13 \* Sec. 16. AS 28 is amended by adding a new chapter to read:

14 CHAPTER 37. DRIVER LICENSE COMPACT.

15 ARTICLE 1. GENERAL PROVISIONS.

16 Sec. 28.37.010. COMPACT ENACTED. The Driver License Compact is  
17 enacted into law and entered into with all other jurisdictions legally  
18 joining in it in the form substantially contained in AS 28.37.110 -  
19 28.37.190.

20 Sec. 28.37.020. LICENSING AUTHORITY. In this chapter the term  
21 "licensing authority" with reference to this state means the division  
22 of motor vehicles in the Department of Public Safety. The department  
23 shall furnish to the appropriate authority of another party state the  
24 information or documents reasonably necessary to facilitate the admin-  
25 istration of AS 28.37.130 - 28.37.150.

26 Sec. 28.37.030. EXPENSES OF ADMINISTRATOR. The compact adminis-  
27 trator provided for in AS 28.37.170 is not entitled to additional  
28 compensation on account of service as the administrator, but is enti-  
29 tled to expenses incurred in connection with the duties and res-

1           possibilities as the administrator, in the same manner as for expenses  
2           incurred in connection with other duties or responsibilities of the  
3           office or employment.

4           Sec. 28.37.040. EXECUTIVE HEAD. In this chapter, with reference  
5           to this state, the term "executive head" means the governor.

6                           ARTICLE 2. COMPACT TERMS.

7           Sec. 28.37.110. FINDINGS AND POLICY STATEMENT. (a) The party  
8           states find that

9                   (1) the safety of their streets and highways is materially  
10                   affected by the degree of compliance with state laws and local ordi-  
11                   nances relating to the operation of motor vehicles;

12                   (2) violation of a law or ordinance is evidence that the  
13                   violator engages in conduct that is likely to endanger the safety of  
14                   persons and property;

15                   (3) the continuance in force of a license to drive is  
16                   predicated upon compliance with laws and ordinances relating to the  
17                   operation of motor vehicles, in whichever jurisdiction the vehicle is  
18                   operated.

19           (b) It is the policy of the party states to

20                   (1) promote compliance with the laws, ordinances, and  
21                   administrative regulations relating to the operation of motor vehicles  
22                   by their drivers in each of the jurisdictions where those drivers  
23                   operate motor vehicles;

24                   (2) make the reciprocal recognition of licenses to drive  
25                   and eligibility for them more just and equitable by considering the  
26                   overall compliance with motor vehicle laws, ordinances, and adminis-  
27                   trative regulations as a condition precedent to the continuance or  
28                   issuance of a license by reason of which the licensee is authorized or  
29                   permitted to operate a motor vehicle in the party states.

1           Sec. 28.37.120. COMPACT DEFINITIONS. In this chapter

2           (1) "conviction" means a conviction of an offense related  
3 to the use or operation of a motor vehicle that is prohibited by state  
4 law, municipal ordinance, or administrative regulation, or a forfei-  
5 ture of bail, bond or other security deposited to secure appearance by  
6 a person charged with having committed an offense described in this  
7 paragraph, and that is required to be reported to the licensing au-  
8 thority under AS 28.37.130;

9           (2) "home state" means the state that has issued and has  
10 the power to suspend or revoke the use of the license or permit to  
11 operate a motor vehicle;

12           (3) "state" means a state, territory, or possession of the  
13 United States, the District of Columbia, or the Commonwealth of Puerto  
14 Rico.

15           Sec. 28.37.130. REPORTS OF CONVICTIONS. The licensing authority  
16 of a party state shall report each conviction of a person from another  
17 party state occurring within its jurisdiction to the licensing author-  
18 ity of the home state of the licensee. The report shall clearly iden-  
19 tify the person convicted; describe the violation specifying the  
20 section of the statute, code, or ordinance violated; identify the  
21 court in which action was taken; indicate whether a plea of guilty or  
22 not guilty was entered, or the conviction was a result of the forfei-  
23 ture of bail, bond or other security; and shall include any special  
24 findings made in connection with the conviction.

25           Sec. 28.37.140. EFFECT OF CONVICTION IN PARTY STATE. (a) The  
26 licensing authority in the home state, for the purposes of suspending,  
27 revoking, or limiting the license to operate a motor vehicle, shall  
28 give the same effect to the conduct reported under AS 28.37.130 as it  
29 would if the conduct had occurred in the home state, in the case of a

1 conviction for

2 (1) manslaughter or negligent homicide resulting from the  
3 operation of a motor vehicle;

4 (2) driving a motor vehicle while under the influence of  
5 intoxicating liquor or a narcotic drug, or under the influence of any  
6 other drug to a degree that renders the driver incapable of safely  
7 driving a motor vehicle;

8 (3) any felony in the commission of which a motor vehicle  
9 is used;

10 (4) failure to stop and render aid in the event of a motor  
11 vehicle accident resulting in the death or personal injury of another.

12 (b) As to another conviction, reported under AS 28.37.130, the  
13 licensing authority in the home state shall give the effect to the  
14 conduct that is provided by the laws of the home state.

15 (c) If the laws of a party state do not provide for offenses or  
16 violations denominated or described in precisely the words employed in  
17 (a) of this section, the party state shall construe the denominations  
18 and descriptions appearing in (a) of this section as being applicable  
19 to and identifying the offenses or violations of a substantially  
20 similar nature, and the laws of the party state shall contain the  
21 provisions necessary to ensure that full force and effect is given to  
22 this section.

23 Sec. 28.37.150. GROUNDS REQUIRING REFUSAL TO ISSUE LICENSE.  
24 Upon application for a license to drive, the licensing authority in a  
25 party state shall ascertain whether the applicant has ever held, or is  
26 the holder of a license to drive issued by another party state. The  
27 licensing authority in the state where application is made may not  
28 issue a license to drive to the applicant if

29 (1) the applicant has held a license, but the license has

1        been suspended by reason, in whole or in part, of a violation, and the  
2        suspension period has not terminated;

3                (2) the applicant has held a license, but the license has  
4        been revoked by reason, in whole or in part, of a violation, and the  
5        revocation has not terminated; except that after the expiration of one  
6        year from the date the license was revoked, the person may make appli-  
7        cation for a new license if permitted by law; the licensing authority  
8        may refuse to issue a license to an applicant if, after investigation,  
9        the licensing authority determines that it will not be safe to grant  
10       to the person the privilege of driving a motor vehicle on the public  
11       highways;

12               (3) the applicant is the holder of a license to drive  
13       issued by another party state and currently in force, unless the  
14       applicant surrenders the license.

15               Sec. 28.37.160. APPLICATION OF OTHER STATE LAWS. Except as  
16       expressly required by provisions of this chapter, nothing in this  
17       chapter shall be construed to affect the right of a party state to  
18       apply any of its other laws relating to licenses to drive to any  
19       person or circumstance, nor to invalidate or prevent any driver li-  
20       cense agreement or other cooperative arrangement between a party state  
21       and a nonparty state.

22               Sec. 28.37.170. ADMINISTRATOR OF COMPACT. (a) The head of the  
23       licensing authority of each party state shall be the administrator of  
24       the compact for that state. The administrators of all party states,  
25       acting jointly, shall have the power to formulate all necessary and  
26       proper procedures for the exchange of information under this compact.

27               (b) The administrator of each party state shall furnish to the  
28       administrator of each other party state the information or documents  
29       reasonably necessary to facilitate the administration of the compact.

1           Sec. 28.37.180. COMPACT AS LAW; WITHDRAWAL PROCEDURE. (a) The  
2 compact shall become effective as to any state in which the compact  
3 becomes effective as the law of that state.

4           (b) A party state may withdraw from the compact by enacting a  
5 statute repealing the compact as the law of the state, but a with-  
6 drawal may not take effect until six months after the executive head  
7 of the withdrawing state has given notice of the withdrawal to the  
8 executive heads of all other party states. Withdrawal does not affect  
9 the validity or applicability by the licensing authorities of states  
10 remaining party to the compact of any report of conviction occurring  
11 before the withdrawal.

12           Sec. 28.37.190. CONSTRUCTION AND VALIDITY; SEVERABILITY. The  
13 compact shall be liberally construed so as to effectuate its purposes.  
14 The provisions of the compact are severable and if any phrase, clause,  
15 sentence, or provision of the compact is declared to be contrary to  
16 the constitution of any party state or of the United States or the  
17 applicability of it to a government, agency, person or circumstance is  
18 held invalid, the validity of the remainder of the compact and the  
19 applicability of it to any government, agency, person or circumstance  
20 shall not be affected by it. If the compact is held contrary to the  
21 constitution of any party state, the compact shall remain in full  
22 force and effect as to the remaining states and in full force and  
23 effect as to the state affected as to all severable matters.

24 \* Sec. 17. AS 28.40.100(a)(19) is amended to read:

25           (19) "vehicular way or area" means a way, path or area,  
26 other than a highway [OR PRIVATE PROPERTY], which is designated by  
27 official traffic control devices or customary usage and which is open  
28 to the public for purposes of pedestrian or vehicular travel [, AND  
29 WHICH WAY OR AREA MAY BE RESTRICTED IN USE TO PEDESTRIANS, BICYCLES,

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OR OTHER SPECIFIC TYPES OF VEHICLES AS DETERMINED BY THE DEPARTMENT OR  
OTHER AGENCY HAVING JURISDICTION OVER THE WAY, PATH OR AREA].

**COMMITTEE REPORT**  
**SENATE**

FURTHER:

2/14/85

Date \_\_\_\_\_

Mr. President

The Committee on FINANCE considered SB 87  
campaign financing.

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for \_\_\_\_\_
- new title
- same title and recommends \_\_\_\_\_
- and attached a "LETTER OF INTENT"  NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS

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Chairman

\_\_\_\_\_  
Chairman recommendation

COMMITTEE REPORT  
SENATE

FURTHER:

FINANCE

1/23/85

Date February 13, 1985

Mr. President

The Committee on STATE AFFAIRS considered SB 87  
campaign financing.

and (a majority of the committee) (the committee) reports it back with  
the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for SB 87 (SA)
- new title
- same title and recommends \_\_\_\_\_
- and attached a "LETTER OF INTENT"  NEW FISCAL NOTES  
12/18  
1 P. 200 to
- reports it back without recommendation
- recommends referral to \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

1 Ed De Vries  
 1 Tim Kelly  
 \_\_\_\_\_  
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 \_\_\_\_\_  
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MEMBERS HAVING  
OTHER RECOMMENDATIONS

2 Bill Ray No Rec  
 2 Vic Lister No Rec  
By Sample  
Alford  
 \_\_\_\_\_  
 \_\_\_\_\_

1 Walt Alford  
 Chairman  
Do Pass  
 Chairman recommendation

Offered: 2/14/85  
Referred: Finance

Original sponsor: Ray

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE  
2 CS FOR SENATE BILL NO. 87 (State Affairs)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to campaign financing; and providing  
7 for an effective date."

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

9 \* Section 1. AS 15.13.040(a) is amended to read:

10 (a) Each candidate shall keep an accurate record of contribu-  
11 tions received and of expenditures made and shall make a sworn [FULL]  
12 report, upon a form prescribed by the commission, listing the informa-  
13 tion required by this chapter [DATE AND AMOUNT OF ALL EXPENDITURES  
14 MADE BY THE CANDIDATE, THE TOTAL AMOUNT OF ALL CONTRIBUTIONS, INCLUD-  
15 ING ALL FUNDS CONTRIBUTED BY THE CANDIDATE HIMSELF, AND FOR ALL CON-  
16 TRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR, THE NAME, AD-  
17 DRESS, PRINCIPAL OCCUPATION, AND EMPLOYER OF THE CONTRIBUTOR AND THE  
18 DATE AND AMOUNT CONTRIBUTED BY EACH CONTRIBUTOR]. The report shall be  
19 filed under [IN ACCORDANCE WITH] AS 15.13.110 and shall be certified  
20 correct by the candidate or campaign treasurer.

21 \* Sec. 2. AS 15.13.040(b) is amended to read:

22 (b) Each group shall keep an accurate record of contributions  
23 received and of expenditures made and shall make a sworn [FULL] re-  
24 port, upon a form prescribed by the commission, listing the informa-  
25 tion required by this chapter. The report shall be filed under  
26 AS 15.13.110 and shall be certified correct by the chairman or cam-  
27 paign treasurer of the group

28 [(1) THE NAME AND ADDRESS OF EACH OFFICER AND DIRECTOR;

29 (2) THE AGGREGATE AMOUNT OF ALL CONTRIBUTIONS MADE TO IT;

1 AND, FOR ALL CONTRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR,  
2 THE NAME, ADDRESS, PRINCIPAL OCCUPATION, AND EMPLOYER OF THE CONTRIBU-  
3 TOR, AND THE DATE AND AMOUNT CONTRIBUTED BY EACH CONTRIBUTOR; AND

4 (3) THE DATE AND AMOUNT OF ALL CONTRIBUTIONS MADE BY IT AND  
5 ALL EXPENDITURES MADE, INCURRED OR AUTHORIZED BY IT].

6 \* Sec. 3. AS 15.13.040(c) is repealed and reenacted to read:

7 (c) Each report filed under (a) and (b) of this section and  
8 under AS 15.13.110 shall list the name, the business or residence  
9 address, and the telephone number of the campaign treasurer and shall  
10 contain the following information:

11 (1) the total amount of all contributions received, includ-  
12 ing the funds contributed by the candidate;

13 (2) the total amount of all expenditures made during the  
14 reporting period;

15 (3) the total amount of all contributions of \$250 or less  
16 received;

17 (4) the date, the amount, the full name and complete  
18 address of the payee, and the purpose of each expenditure;

19 (5) the full name and complete address, the principal  
20 occupation, and the employer of each person from whom contributions in  
21 the aggregate amount of more than \$250 were received during the calen-  
22 dar year, and the date and the amount of the contributions;

23 (6) the total amount of all contributions returned to  
24 contributors;

25 (7) the full name and complete address of each contributor  
26 whose contribution of more than \$250 was returned and the amount of  
27 the contribution returned;

28 (8) the full name and complete address of each person who  
29 assisted a candidate or group to obtain credit or a loan of money, if

1 the credit or the loan of money was involved, directly or indirectly,  
2 in an election, and the date and the total amount of the credit or  
3 loan;

4 (9) the full name and complete address of each person who  
5 guaranteed or agreed to assume a financial obligation of benefit to a  
6 candidate or group, if the guaranty or assumption of the financial  
7 obligation was involved, directly or indirectly, in an election, and  
8 the date and the amount of the guaranty or the assumption of the  
9 financial obligation;

10 (10) the total amount of unexpended contributions received  
11 and the outstanding indebtedness from expenditures of the candidate or  
12 group.

13 \* Sec. 4. AS 15.13.040(d) is amended to read:

14 (d) Every individual or [,] person and every [OR] group that is  
15 not required to register under AS 15.13.050 [MAKING A CONTRIBUTION OR  
16 EXPENDITURE] shall make a sworn [FULL] report, upon a form prescribed  
17 by the commission, of [THE FOLLOWING CONTRIBUTIONS OR EXPENDITURES:];

18 (1) any contribution of cash, goods or services valued at  
19 more than \$250 [\$100] a year to any group or candidate; or

20 (2) any independent expenditure [WHATSOEVER] for advertis-  
21 ing in newspapers, on radio or on television [;] or [,] for the publi-  
22 cation, distribution or circulation of brochures, flyers, or other  
23 campaign material for or against any candidate, [OR] ballot proposi-  
24 tion or question.

25 \* Sec. 5. AS 15.13.040(f) is repealed and reenacted to read:

26 (f) Except as provided in AS 15.13.110(b), a candidate or a  
27 group is required to report an expenditure or a contribution on the  
28 first report occurring after the expenditure is made or the contribu-  
29 tion is received.

1 \* Sec. 6. AS 15.13.040 is amended by adding new subsections to read:

2 (g) A report required to be filed under this chapter must con-  
3 tain the following affidavit:

4 "I do solemnly swear that, to the best of my knowl-  
5 edge, the foregoing report is in all respects true  
6 and correct and fully shows all information required  
7 to be reported by me under AS 15.13."

8 (h) A report filed under this chapter is a public record under  
9 AS 09.25.110 - 09.25.120 and shall be preserved for four years after  
10 the election for which it was filed.

11 (i) A report or statement required to be filed under this chap-  
12 ter other than a report required under AS 15.13.110(b) is considered  
13 filed when deposited in the United States mail and addressed to the  
14 commission with the proper postage affixed. While a postmark is prima  
15 facie evidence of the time of filing, an individual may offer evidence  
16 as to the actual time of placing the report or statement in the United  
17 States mail.

18 \* Sec. 7. AS 15.13.045 is amended by adding a new subsection to read:

19 (e) A person who believes a violation of this chapter has oc-  
20 curred may file a complaint with the commission. If the commission  
21 determines there is substantial reason to believe that a violation has  
22 occurred, it shall expeditiously make an investigation, which may also  
23 include an investigation of reports and statements filed by the com-  
24 plainant, of the matter complained of. When, in the judgment of the  
25 commission, after affording due notice and an opportunity for a hear-  
26 ing, a person has engaged or is about to engage in an act or practice  
27 that constitutes or would constitute a violation of this chapter or a  
28 regulation adopted or order issued under it, it shall promptly report  
29 the information to the attorney general for appropriate action. The

1 commission shall report its determination and recommendation to the  
2 person who filed the complaint with the commission within 60 days of  
3 receiving the complaint unless circumstances require additional time  
4 to make an adequate investigation.

5 \* Sec. 8. AS 15.13.060(a) is amended to read:

6 Sec. 15.13.060. CAMPAIGN OFFICERS [TREASURERS]. (a) Each  
7 candidate may and each group shall appoint a campaign chairman. Each  
8 candidate and group shall appoint a campaign treasurer who is respon-  
9 sible for receiving, holding, and disbursing all contributions and  
10 expenditures, and for filing all reports and statements required by  
11 law. Each candidate and each group may appoint deputy campaign trea-  
12 surers at any time. A candidate may be a campaign treasurer.

13 \* Sec. 9. AS 15.13.060(b) is amended to read:

14 (b) Each group shall file the name, [AND] address, and telephone  
15 number of its campaign chairman, its campaign treasurer, and any  
16 deputy campaign treasurers with the commission at the time it regis-  
17 ters with the commission under AS 15.13.050. The group shall report  
18 changes or additions with the commission as they occur. The address  
19 of the campaign treasurer is the mailing address of the group unless  
20 the group files a different mailing address with the commission.

21 \* Sec. 10. AS 15.13.060(c) is repealed and reenacted to read:

22 (c) An individual may not act as the campaign chairman, campaign  
23 treasurer, or deputy campaign treasurer for a candidate until the  
24 name, address, and telephone number of the individual has been filed  
25 with the commission. The address of the campaign treasurer, if a  
26 campaign treasurer is appointed, is the address of the candidate  
27 unless the candidate files a different mailing address with the com-  
28 mission.

29 \* Sec. 11. AS 15.13.060(d) is amended to read:

1 (d) In the case of the death, resignation or removal of a cam-  
2 paign officer required to be appointed under this section [TREASURER],  
3 the candidate or group shall appoint a successor as soon as practic-  
4 able and file the [HIS] name, [AND] address, and telephone number of  
5 the successor with the commission within 48 hours of the appointment.  
6 [THE CANDIDATE IS DISQUALIFIED WHEN HE HAS BEEN FOUND TO HAVE BEEN IN  
7 WILFUL VIOLATION OF THIS SUBSECTION.]

8 \* Sec. 12. AS 15.13.060(e) is repealed and reenacted to read:

9 (e) A candidate may receive contributions and make expenditures  
10 either personally or by a campaign chairman, a campaign treasurer, or  
11 a deputy campaign treasurer. A group may receive contributions and  
12 make expenditures only by the campaign chairman, campaign treasurer,  
13 or deputy campaign treasurer of the group.

14 \* Sec. 13. AS 15.13.060(f) is amended to read:

15 (f) The candidate is responsible for the performance of the  
16 campaign officers [HIS CAMPAIGN TREASURER,] and any default or vio-  
17 lation by an officer [THE TREASURER] also shall be considered a de-  
18 fault or violation by the candidate if the candidate [HE] knew or had  
19 reason to know of the default or violation.

20 \* Sec. 14. AS 15.13.070(a) is amended to read:

21 (a) No person or group, including but not limited to all politi-  
22 cal committees, businesses, corporations, and labor unions, may con-  
23 tribute to or expend more than \$1,000 a year on behalf of or in oppo-  
24 sition to the competing candidates for each elective office. Politi-  
25 cal parties and their subdivisions are not subject to the limitation  
26 prescribed in this subsection, but they are subject to the reporting  
27 requirements prescribed by AS 15.13.040(b) and 15.13.110. This chap-  
28 ter does not prohibit [NOTHING IN THIS CHAPTER PROHIBITS]

29 (1) a candidate from contributing more than \$1,000 of

1 personal funds to the candidate's own candidacy [HIS OWN MONEY TO HIS  
2 OWN CAMPAIGN]; or

3 (2) individuals or groups, including but not limited to all  
4 political committees, businesses, corporations, and labor unions, from  
5 contributing to or expending on behalf of or in opposition to a ballot  
6 proposition or question more than \$1,000 a year; however, these con-  
7 tributions and expenditures shall be reported under [IN ACCORDANCE  
8 WITH] AS 15.13.040 and 15.13.110.

9 \* Sec. 15. AS 15.13.090 is amended by adding a new subsection to read:

10 (b) A person making an independent expenditure shall, within the  
11 printed material or during a broadcast,

12 (1) state that the communication is not authorized by a  
13 candidate or the authorized committee of a candidate;

14 (2) identify the name of the person or group that made the  
15 independent expenditure.

16 \* Sec. 16. AS 15.13.110(a) is amended to read:

17 (a) Each candidate and group shall make a full report in accor-  
18 dance with AS 15.13.040 during the period ending three days before the  
19 due date of the report and beginning on the last day covered by the  
20 most recent previous report, or, if a first report, all contributions  
21 received and expenditures made before three days before the due date  
22 of the report. The report shall be filed at the following times:

23 (1) 30 days before the election; however, this report is  
24 not required if the deadline for filing a nominating petition or  
25 declaration of candidacy is within 30 days of the election;

26 (2) one week before the election;

27 (3) 10 [TEN] days after the election; and

28 (4) 31 days after the end [DECEMBER 31] of each year for  
29 expenditures and contributions received which were not reported that

1 year.

2 \* Sec. 17. AS 15.13.110(b) is amended to read:

3 (b) Each contribution received that [OR EXPENDITURE WHICH]  
4 exceeds \$250 and that [WHICH] is received [MADE] within 10 days [ONE  
5 WEEK] of the election shall be reported to the commission by date,  
6 amount, and contributor [OR RECIPIENT] within 24 hours of receipt [OR  
7 EXPENDITURE] by the candidate or campaign officer [TREASURER]. Each  
8 person making an independent expenditure in the amount of \$1,000 or  
9 more that is made within 30 days of an election shall report to the  
10 commission the date, amount, and purpose of the expenditure within 72  
11 hours of the expenditure and shall identify the name of the person or  
12 group that made the expenditure.

13 \* Sec. 18. AS 15.13.110(c) is amended to read:

14 (c) Each candidate and group shall file the reports required by  
15 this chapter [THE REPORTS OF CANDIDATES SHALL BE FILED] with the  
16 commission's central office and each report is [. ALL REPORTS RE-  
17 QUIRED BY THIS CHAPTER SHALL BE KEPT] open to public inspection.  
18 After [WITHIN 30 DAYS AFTER] each election, the commission shall, upon  
19 request, prepare a summary of each report which shall be made avail-  
20 able to the public at cost [UPON REQUEST]. Each summary shall use  
21 uniform categories of reporting.

22 \* Sec. 19. AS 15.13.130 is amended by adding a new paragraph to read:

23 (8) "independent expenditure" means the disbursement of  
24 funds made to support or oppose the election of a candidate or the  
25 passage or defeat of a ballot proposition or question that is not made  
26 with the cooperation, consent, or at the request of a candidate, the  
27 campaign committee or controlled group of a candidate, or a group that  
28 is supporting or opposing the candidate or ballot proposition or  
29 question for which the funds are disbursed.

1 \* Sec. 20. AS 15.13.070(e) - (g), and 15.13.120(d) are repealed.

2 \* Sec. 21. This Act takes effect immediately in accordance with AS 01.-  
3 10.070(c).  
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Introduced: 1/23/85  
Referred: State Affairs and  
Finance

1 IN THE SENATE

BY RAY

2 SENATE BILL NO. 87

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to campaign financing."

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

8 \* Section 1. AS 15.13.040(a) is amended to read:

9 (a) Each candidate shall keep an accurate record of contribu-  
10 tions received and of expenditures made and shall make a sworn [FULL]  
11 report, upon a form prescribed by the commission, listing the informa-  
12 tion required by this chapter [DATE AND AMOUNT OF ALL EXPENDITURES  
13 MADE BY THE CANDIDATE, THE TOTAL AMOUNT OF ALL CONTRIBUTIONS, INCLUD-  
14 ING ALL FUNDS CONTRIBUTED BY THE CANDIDATE HIMSELF, AND FOR ALL CON-  
15 TRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR, THE NAME, AD-  
16 DRESS, PRINCIPAL OCCUPATION, AND EMPLOYER OF THE CONTRIBUTOR AND THE  
17 DATE AND AMOUNT CONTRIBUTED BY EACH CONTRIBUTOR]. The report shall be  
18 filed under [IN ACCORDANCE WITH] AS 15.13.110 and shall be certified  
19 correct by the candidate or campaign treasurer.

20 \* Sec. 2. AS 15.13.040(b) is amended to read:

21 (b) Each group shall keep an accurate record of contributions  
22 received and of expenditures made and shall make a sworn [FULL] re-  
23 port, upon a form prescribed by the commission, listing the informa-  
24 tion required by this chapter. The report shall be filed under  
25 AS 15.13.110 and shall be certified as correct by the campaign trea-  
26 surer of the group

27 [(1) THE NAME AND ADDRESS OF EACH OFFICER AND DIRECTOR;

8 (2) THE AGGREGATE AMOUNT OF ALL CONTRIBUTIONS MADE TO IT;

AND, FOR ALL CONTRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR,

1 THE NAME, ADDRESS, PRINCIPAL OCCUPATION, AND EMPLOYER OF THE CONTRIBU-  
2 TOR, AND THE DATE AND AMOUNT CONTRIBUTED BY EACH CONTRIBUTOR; AND

3 (3) THE DATE AND AMOUNT OF ALL CONTRIBUTIONS MADE BY IT AND  
4 ALL EXPENDITURES MADE, INCURRED OR AUTHORIZED BY IT].

5 \* Sec. 3. AS 15.13.040(c) is repealed and reenacted to read:

6 (c) Each report filed under (a) and (b) of this section and  
7 under AS 15.13.110 shall list the name, the business or residence  
8 address, and the telephone number of the campaign treasurer and shall  
9 contain the following information:

10 (1) the total amount of all contributions received and all  
11 expenditures made during the reporting period;

12 (2) the total amount of all contributions of \$500 or less  
13 received and the total of all expenditures of \$250 or less made;

14 (3) the full name, the complete address, and the principal  
15 occupation of each person from whom contributions in the aggregate  
16 amount of more than \$500 were received during the calendar year, and  
17 the date and the amount of the contributions;

18 (4) the full name and complete address of each person to  
19 whom expenditures aggregating more than \$250 were made during the  
20 calendar year, and the date, the amount, and the purpose of the expen-  
21 ditures;

22 (5) the full name and complete address of each person who  
23 assisted a candidate or group to obtain credit or a loan of money, if  
24 the credit or the loan of money was involved, directly or indirectly,  
25 in an election, and the date and the total amount of the credit or  
26 loan;

27 (6) the full name and complete address of each person who  
28 guaranteed or agreed to assume a financial obligation of benefit to a  
29 candidate or group, if the guaranty or assumption of the financial

1 obligation was involved, directly or indirectly, in an election, and  
2 the date and the amount of the guaranty or the assumption of the  
3 financial obligation;

4 (7) the total amount of unexpended contributions received  
5 or the outstanding indebtedness from expenditures made since the end  
6 of the period of a previous statement required to be filed under  
7 AS 15.13.110;

8 (8) the name and address of each group and of its campaign  
9 treasurer that intends to receive contributions or make expenditures  
10 on behalf of the candidate.

11 \* Sec. 4. AS 15.13.040(d) is repealed and reenacted to read:

12 (d) Each report filed by a group shall include the amount of  
13 each expenditure made by the group that is a contribution to a candi-  
14 date or to another group if the contribution was returned during the  
15 reporting period, the name of the candidate or group that received the  
16 contribution, and the date it was returned.

17 \* Sec. 5. AS 15.13.040(e) is repealed and reenacted to read:

18 (e) A candidate or a group is required to report a contribution  
19 that has been accepted. A contribution of \$500 or less is accepted  
20 unless returned by the candidate or group within 10 days after the  
21 contribution was received; a contribution to a candidate with a value  
22 of more than \$500 is accepted unless it is returned within seven days  
23 of the date the contribution was made and a contribution that exceeds  
24 \$500 that is made within one week of the election is accepted unless it  
25 is returned within 24 hours of its receipt.

26 \* Sec. 6. AS 15.13.040(f) is repealed and reenacted to read:

27 (f) Except as provided in AS 15.13.110(b), a candidate or a  
28 group is required to report an expenditure on the first report  
29 occurring after the expenditure is made.

1 \* Sec. 7. AS 15.13.040 is amended by adding new subsections to read:

2 (g) A report required to be filed under this chapter shall  
3 contain the following affidavit:

4 "I do solemnly swear the foregoing report is in  
5 all respects true and correct and fully shows all  
6 information required to be reported by me under  
7 AS 15.13."

8 (h) A report filed under this chapter is a public record under  
9 AS 09.25.110 - 09.25.120 and shall be preserved for two years after  
10 the election for which it was filed.

11 (i) A report or statement required to be filed under this chap-  
12 ter is considered filed when deposited in the United States mail and  
13 addressed to the commission with the proper postage affixed. While a  
14 postmark is prima facie evidence of the time of filing, an individual  
15 may offer evidence as to the actual time of placing the report or  
16 statement in the United States mail.

17 \* Sec. 8. AS 15.13.045 is amended by adding a new subsection to read:

18 (e) A person who believes a violation of this chapter has oc-  
19 curred may file a complaint with the commission. If the commission  
20 determines there is substantial reason to believe that a violation has  
21 occurred, it shall expeditiously make an investigation, which may also  
22 include an investigation of reports and statements filed by the com-  
23 plainant, of the matter complained of. When, in the judgment of the  
24 commission, after affording due notice and an opportunity for a hear-  
25 ing, a person has engaged or is about to engage in an act or practice  
26 that constitutes or would constitute a violation of this chapter or a  
27 regulation adopted or order issued under it, it shall promptly report  
28 the information to the attorney general for appropriate action. The  
29 commission shall report its determination and recommendation to the

1 person who filed the complaint with the commission within 60 days of  
2 receiving the complaint unless circumstances require additional time  
3 to make an adequate investigation.

4 \* Sec. 9. AS 15.13.050 is repealed and reenacted to read:

5 Sec. 15.13.050. GROUPS. (a) Each group shall file a statement  
6 of organization with the commission before it accepts its first cam-  
7 paign contribution and before it makes its first campaign expenditure.

8 (b) A group may not use and may not file with the commission a  
9 name that is the same as or that is deceptively similar to the name of  
10 a group whose statement of organization is filed with the commission.

11 (c) A statement of organization filed for a group under this  
12 section shall list the name, the business or residence address, and  
13 the telephone number of the campaign treasurer of the group and shall  
14 contain:

15 (1) the name and address of each related or affiliated  
16 group or person and the nature of the relationship or affiliation;

17 (2) the name of the corporation, labor organization, or  
18 other person that directly controls the group;

19 (3) the name of each person authorized to determine the  
20 recipients of contributions from the group or the purposes of expendi-  
21 tures by the group;

22 (4) the intended distribution of unobligated funds under  
23 AS 15.13.126 on dissolution.

24 (d) Each group that intends to receive contributions or make  
25 expenditures on behalf of a candidate shall advise the commission and  
26 the candidate of its intentions and provide the candidate with the  
27 name and address of the group and of its campaign treasurer and the  
28 candidate shall report the intention of the group and the name of its  
29 campaign treasurer within the reports of the candidate required under

1 AS 15.13.040. A group receives a contribution for a candidate or  
2 makes an expenditure for a candidate when it knowingly receives a  
3 contribution intended to be used to benefit the candidate or when it  
4 knowingly makes an expenditure intended to benefit the candidate.

5 (e) A group that does not have an accurate statement of organi-  
6 zation filed under this section that wishes to make a contribution to  
7 a candidate or group subject to this chapter shall provide the candi-  
8 date or the group with the information required under (c) of this  
9 section for a group in this state unless the group has on file with  
10 the commission a copy of the most recent statement of organization  
11 that the group has filed with the Federal Election Commission.

12 (f) A person who receives property or funds intended for politi-  
13 cal purposes and transfers the property or funds to another person  
14 while acting solely as a conduit for the property or funds is not  
15 required to report under this chapter if the person exercises no  
16 discretion either as to the amount of property or funds to be trans-  
17 ferred or the person to whom the transfer is to be made and, for  
18 reporting purposes, the transferor to the conduit is the contributor  
19 and the transferee from the conduit is the recipient.

20 (g) A group may not make a contribution or expenditure in sup-  
21 port of or in opposition to a candidate at an election unless the  
22 statement of organization filed by the group under (c) of this section  
23 was filed 30 or more days before the election.

24 (h) A group that makes expenditures or receives contributions  
25 with the authorization or consent, express or implied, or under the  
26 control, direct or indirect, of a candidate is considered to be con-  
27 trolled by the candidate. A group whose major purpose is to further  
28 the nomination, election, or candidacy of only one candidate, or  
29 intends to expend more than 50 percent of its money on only one

1 candidate, is considered to be controlled by the candidate and its  
2 actions done with the knowledge and consent of the candidate unless  
3 the candidate, within 10 days from the date that the candidate learns  
4 of the existence of the group, files with the commission, on a form  
5 provided by the commission, an affidavit that the group is operating  
6 without the control of the candidate. A group that is organized for  
7 more than one year preceding an election and that endorses candidates  
8 for more than one office or more than one political party is presumed  
9 not to be controlled by a candidate unless the group contributes more  
10 than 50 percent of its money to or on behalf of one candidate, whether  
11 or not control of the group has been disclaimed by the candidate.

12 \* Sec. 10. AS 15.13 is amended by adding a new section to read:

13 Sec. 15.13.055. CANDIDATES. (a) Each candidate shall file a  
14 statement of candidacy with the commission before accepting a campaign  
15 contribution and before making a campaign expenditure, including a  
16 filing fee. A statement of candidacy may be filed with the commission  
17 under this section before an individual files a declaration of candi-  
18 dacy under AS 15.25.030 or a nominating petition under AS 15.25.180.  
19 The filing of a declaration of candidacy or a nominating petition  
20 constitutes a statement of candidacy for a candidate who does not file  
21 a statement of candidacy under this section.

22 (b) A statement of candidacy filed by a candidate under this  
23 section shall list the name, the business or residence address, and  
24 the telephone number of the candidate and of the campaign treasurer of  
25 the candidate and shall contain the intended distribution of unobli-  
26 gated funds under AS 15.13.126 on the dissolution of the candidacy.

27 (c) A statement of candidacy filed by a candidate under this  
28 section may list the candidate as the campaign treasurer and if the  
29 statement of candidacy fails to list a campaign treasurer, the

1 candidate is the campaign treasurer.

2 \* Sec. 11. AS 15.13.060(a) is amended to read:

3 (a) Each candidate and each group shall appoint a campaign  
4 treasurer and may appoint deputy campaign treasurers. Only a candi-  
5 date, campaign treasurer, or deputy campaign treasurer may receive or  
6 hold a campaign contribution or make an expenditure. The candidate or  
7 campaign treasurer [WHO] is responsible for [RECEIVING, HOLDING, AND  
8 DISBURSING ALL CONTRIBUTIONS AND EXPENDITURES, AND FOR] filing all  
9 reports and statements required by law. [A CANDIDATE MAY BE A CAM-  
10 PAIGN TREASURER.]

11 \* Sec. 12. AS 15.13.060(b) is repealed and reenacted to read:

12 (b) A candidate and a group may remove a campaign treasurer by  
13 filing the appointment of a new campaign treasurer with the commis-  
14 sion. A candidate may advise the commission in writing that a new  
15 campaign treasurer will not be appointed and that the candidate will  
16 be the campaign treasurer. A candidate or a group may remove a deputy  
17 campaign treasurer by filing a notice of the removal with the commis-  
18 sion.

19 \* Sec. 13. AS 15.13.070(a) is amended to read:

20 (a) A [NO] person or group, including but not limited to all  
21 political committees of a candidate, related or affiliated [,] busi-  
22 nesses, corporations, and labor unions, may not contribute to or  
23 expend more than \$2,500 [\$1,000] a year on behalf of or in opposition  
24 to the competing candidates for each elective office. Political  
25 parties and their subdivisions are not subject to the limitation  
26 prescribed in this subsection, but they are subject to the reporting  
27 requirements prescribed by AS 15.13.040(b) and 15.13.110. This chap-  
28 ter does not prohibit [NOTHING IN THIS CHAPTER PROHIBITS]

29 (1) a candidate from contributing more than \$2,500 of

1 personal funds to the candidate's own candidacy [\$1,000 OF HIS OWN  
2 MONEY TO HIS OWN CAMPAIGN]; or

3 (2) individuals or groups, including but not limited to all  
4 political committees, businesses, corporations, and labor unions, from  
5 contributing to or expending on behalf of a ballot proposition or  
6 question more than \$2,500 [\$1,000] a year; however, these contribu-  
7 tions and expenditures shall be reported under [IN ACCORDANCE WITH]  
8 AS 15.13.040 and 15.13.110.

9 \* Sec. 14. AS 15.13.070(b) is amended to read:

10 (b) A [NO] contribution over \$100 may not be made in cash or by  
11 cash payment and it may not be accepted by or on behalf of a candi-  
12 date.

13 \* Sec. 15. AS 15.13.070(c) is amended to read:

14 (c) An expenditure [NO EXPENDITURES] over \$100 may not be made  
15 in cash or by cash payment unless a written receipt is obtained and  
16 filed with the commission.

17 \* Sec. 16. AS 15.13.070(d) is amended to read:

18 (d) A [NO] contribution may not be made, and an [NO] expenditure  
19 may not be made or incurred, directly or indirectly, anonymously, in a  
20 fictitious name, or by one person or group in the name of another, to  
21 influence the election of a candidate in an election. A contribution  
22 made by a person wishing to remain anonymous, and received by a candi-  
23 date, campaign treasurer or deputy campaign treasurer, may not be used  
24 or expended, but shall be returned to the donor, if the [HIS] identity  
25 of the donor is known, and if the identity of the donor is not known  
26 [NO DONOR IS FOUND], the contribution escheats to the state if not  
27 donated by the candidate to [THE] charity [OF HIS CHOICE].

28 \* Sec. 17. AS 15.13.070(e) is amended to read:

29 (e) Except for an independent expenditure, a contribution,

1 including the contribution from the candidate [CONTRIBUTIONS] to a  
2 candidate or group [A POLITICAL COMMITTEE] may be received by, and an  
3 expenditure [EXPENDITURES] of a candidate or group [POLITICAL COM-  
4 MITTEE] may only be made by [, ONLY] the candidate, campaign treasur-  
5 er, or deputy campaign treasurer.

6 \* Sec. 18. AS 15.13.080 is amended to read:

7 Sec. 15.13.080. STATEMENT BY CONTRIBUTOR. A person or group  
8 contributing to a candidate over \$500 [\$250] or contributing goods or  
9 services to a candidate with a value of more than \$500 [\$250] to  
10 influence the election of a candidate shall furnish the commission a  
11 signed statement, on a form made available by the commission. The  
12 statement shall itemize the contributions and goods and state that the  
13 contributor is not a person or group prohibited by law from contri-  
14 buting and that the contribution consists of funds or property belong-  
15 ing to the contributor and has not been given or furnished by another  
16 person or group. The contributor's statement shall be filed with the  
17 commission by the contributor no later than 10 days after the contri-  
18 bution is made. A copy of the statement shall be furnished the candi-  
19 date, campaign treasurer, or deputy campaign treasurer at the time the  
20 contribution is made.

21 \* Sec. 19. AS 15.13.110(b) is amended to read:

22 (b) Each contribution or expenditure which exceeds \$500 [\$250]  
23 and which is made within one week of the election shall be reported to  
24 the commission by date, amount, and contributor or recipient within 24  
25 hours of receipt or expenditure by the candidate or campaign treasur-  
26 er.

27 \* Sec. 20. AS 15.13.120(a) is amended to read:

28 (a) A person who violates a provision of this chapter is guilty  
29 of a misdemeanor and, upon conviction, is punishable by imprisonment

1 for not more than one year or by a fine of not more than \$5,000. A  
2 violation includes but is not limited to any of the following acts or  
3 omissions:

4 (1) failing to make a statement or report required to be  
5 made under this chapter, or failing to make a statement or report at  
6 the time the statement or report is required to be made under this  
7 chapter;

8 (2) making a campaign contribution or expenditure which  
9 exceeds the limitations of AS 15.13.070(f);

10 (3) making a false statement or report under this chapter  
11 or failing to report in whole or in part a contribution or expenditure  
12 required to be reported under this chapter;

13 (4) giving or furnishing money to another person or group  
14 for the purpose of making a contribution or expenditure anonymously,  
15 in a fictitious name, or in the name of another, or contributing in  
16 violation of AS 15.13.070(d);

17 (5) making a communication to support or defeat a candidate  
18 without identification of sponsorship, in violation of AS 15.13.090;

19 (6) knowingly accepting a contribution in violation of  
20 AS 15.13.070;

21 (7) knowingly expending funds from a contribution made  
22 unlawful by this chapter.

23 \* Sec. 21. AS 15.13.120 is amended by adding a new subsection to read:

24 (i) A candidate or campaign treasurer filing a report required  
25 under AS 15.13.110 who fails to report a contribution or expenditure  
26 or who reports a portion but not the entire amount of the contribution  
27 or expenditure is liable to the state for a civil penalty in an amount  
28 equal to three times the amount or the value of the contribution or  
29 expenditure that was omitted from the report. The commission may

1 determine and collect the civil penalty. The candidate or campaign  
2 treasurer may appeal to the superior court the determination of the  
3 commission that there was a failure to report under this chapter.

4 \* Sec. 22. AS 15.13 is amended by adding new sections to read:

5 Sec. 15.13.127. USE OF PUBLIC OFFICE OR AGENCY FACILITIES IN  
6 CAMPAIGN. (a) An elected public official of the state or of a munic-  
7 ipality of the state, an employee of an elected public official, and  
8 an individual appointed to or employed by an agency of the state or by  
9 a municipality may not use or permit the use of a facility of an  
10 agency of the state or of a municipality of the state, directly or  
11 indirectly, for the purpose of assisting or opposing the campaign of a  
12 candidate for office or for the support or opposition to a ballot  
13 proposition or question. As used in this subsection, a "facility of  
14 an agency of the state or of a municipality of the state" includes the  
15 use of

16 (1) stationery, postage, and office equipment;

17 (2) use of employees of the agency or municipality during  
18 working hours;

19 (3) vehicles, office space, publications of the agency or  
20 municipality; and

21 (4) lists of individuals or persons served by the agency or  
22 municipality.

23 (b) Nothing in (a) of this section prohibits

24 (1) action taken at a public meeting by members of the  
25 legislature, of a committee of the legislature, of a state or munic-  
26 ipal board or commission expressing a collective decision or voting on  
27 a motion, proposal, bill, resolution, ordinance, or order, if a re-  
28 quired notice of the meeting includes the title and number of the  
29 ballot proposition or question and if other members in attendance at

1 the meeting were given an approximately equal opportunity to express  
2 themselves;

3 (2) action by an elected public official of the state or of  
4 a municipality in support of or in opposition to a ballot proposition  
5 or question at an open press conference or in response to a specific  
6 inquiry;

7 (3) other activities that are a normal and regular part of  
8 the conduct of the public official, agency, or municipality.

9 Sec. 15.13.128. PROHIBITIONS ON CONTRIBUTIONS TO MEMBERS OF THE  
10 LEGISLATURE. (a) A member and a member-elect of the legislature may  
11 not accept a contribution during the period that begins on the 30th  
12 day before the convening of the first regular session of a legislature  
13 and that ends on the adjournment sine die of that legislature.

14 (b) A group that is controlled by a member or a member-elect of  
15 the legislature may not accept a contribution during the time when the  
16 member or member-elect may not accept a contribution.

17 (c) A person may not offer a contribution to a member or a  
18 member-elect of the legislature or to a group controlled by a member  
19 or a member-elect of the legislature during the period that begins on  
20 the 30th day before the convening of the first regular session of a  
21 legislature and ends on the adjournment sine die of the legislature.

22 (d) This section does not affect the responsibility of a candi-  
23 date to file reports under this chapter.

24 \* Sec. 23. AS 15.13.130(3) is amended to read:

25 (3) "group" means each political committee, each [EVERY]  
26 state and regional executive committee of a political party and, in  
27 addition, means any combination of two or more persons or individuals  
28 acting jointly who take action the major purpose of which is to influ-  
29 ence the outcome of an election; [A GROUP THAT MAKES EXPENDITURES OR

1 RECEIVES CONTRIBUTIONS WITH THE AUTHORIZATION OR CONSENT, EXPRESS OR  
2 IMPLIED, OR UNDER THE CONTROL, DIRECT OR INDIRECT, OF A CANDIDATE  
3 SHALL BE CONSIDERED TO BE CONTROLLED BY THAT CANDIDATE; A GROUP WHOSE  
4 MAJOR PURPOSE IS TO FURTHER THE NOMINATION, ELECTION, OR CANDIDACY OF  
5 ONLY ONE PERSON, OR INTENDS TO EXPEND MORE THAN 50 PERCENT OF ITS  
6 MONEY ON A SINGLE CANDIDATE, SHALL BE CONSIDERED TO BE CONTROLLED BY  
7 THAT CANDIDATE AND ITS ACTIONS DONE WITH HIS KNOWLEDGE AND CONSENT  
8 UNLESS, WITHIN 10 DAYS FROM THE DATE THE CANDIDATE LEARNS OF THE  
9 EXISTENCE OF THE GROUP HE FILES WITH THE COMMISSION, ON A FORM PROVID-  
10 ED BY THE COMMISSION, AN AFFIDAVIT THAT THE GROUP IS OPERATING WITHOUT  
11 HIS CONTROL; A GROUP ORGANIZED FOR MORE THAN ONE YEAR PRECEDING AN  
12 ELECTION AND ENDORSING CANDIDATES FOR MORE THAN ONE OFFICE OR MORE  
13 THAN ONE POLITICAL PARTY IS PRESUMED NOT TO BE CONTROLLED BY A CANDI-  
14 DATE; HOWEVER, A GROUP THAT CONTRIBUTES MORE THAN 50 PERCENT OF ITS  
15 MONEY TO OR ON BEHALF OF ONE CANDIDATE SHALL BE CONSIDERED TO SUPPORT  
16 ONLY ONE CANDIDATE FOR PURPOSES OF AS 15.13.070, WHETHER OR NOT CON-  
17 TROL OF THE GROUP HAS BEEN DISCLAIMED BY THE CANDIDATE;]

18 \* Sec. 24. AS 15.13.130(4) is amended to read:

19 (4) "expenditure" means a purchase or a transfer of money  
20 or anything of value, or promise or agreement to purchase or transfer  
21 money or anything of value, incurred or made for the purpose of (A)  
22 influencing the nomination or election of a candidate or of any indi-  
23 vidual who files for nomination at a later date and becomes a  
24 candidate; or (B) use by a political party; or (C) the payment by a  
25 person other than a candidate or political party of compensation for  
26 the personal services of another person which are rendered to a  
27 candidate or political party; (D) influencing the outcome of a ballot  
28 proposition or question; however, "expenditure" does not include [A  
29 CANDIDATE'S FILING FEE OR] the cost of preparing reports and

1 statements required by this chapter;

2 \* Sec. 25. AS 15.13.130 is amended by adding a new paragraph to read:

3 (8) "related or affiliated groups"

4 (A) means an organization that is not a group but that  
5 directly or indirectly establishes, administers, or financially  
6 supports a political committee;

7 (B) includes a corporation, a labor organization, a  
8 membership organization, a cooperative, or a trade association.

9 \* Sec. 26. AS 43.20.013(a) is amended to read:

10 (a) A resident individual is entitled to a tax credit not to  
11 exceed \$100 for

12 ~~[(1)] a contribution made in a calendar year [TO A PERSON~~  
13 ~~OR ORGANIZATION] for use exclusively~~

14 (1) ~~[(A)]~~ for a political campaign for a candidate for

15 (A) ~~[(i)]~~ President or Vice-President of the United  
16 States, whether or not the candidate will be voted on in a  
17 primary election in Alaska;

18 (B) ~~[(ii)]~~ United States senator from Alaska;

19 (C) ~~[(iii)]~~ United States representative from Alaska;

20 (D) ~~[(iv)]~~ governor or lieutenant governor of Alaska;

21 (E) ~~[(v)]~~ the Alaska legislature;

22 (F) ~~[(vi)]~~ delegate to an Alaska constitutional  
23 convention;

24 (G) ~~[(vii)]~~ electoral confirmation as a judge or  
25 justice of a court in Alaska; or

26 (H) ~~[(viii)]~~ municipal office in Alaska; or

27 (2) ~~[(B)]~~ by a group seeking to influence the outcome of a  
28 ballot proposition or question in Alaska [; AND]

29 [(2) DUES PAID IN A CALENDAR YEAR TO A NONPROFIT ORGANIZA-

1 TION ORGANIZED PRIMARILY FOR THE PURPOSE OF INFLUENCING ELECTIONS IN  
2 ALASKA].

3 \* Sec. 27. AS 15.13.060(c) - (f), 15.13.070(f) - (h), and 15.13.120(d)  
4 are repealed.  
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STATE OF ALASKA 1985 LEGISLATIVE SESSION  
FISCAL NOTE

REQUEST

Bill/Resolution No.: SB 87  
 Title: An Act relating to  
campaign financing  
 Sponsor: Ray  
 Requestor: \_\_\_\_\_  
 Date of Request: \_\_\_\_\_

FISCAL DETAIL

Agency Affected: Administration  
 Program Category Affected: \_\_\_\_\_  
Independent Operations  
 BRU, Program or Subprogram(s) Affected: \_\_\_\_\_  
Alaska Public Offices Commission

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
<b>OPERATING</b>						
100 PERSONAL SERVICES		45.5	45.5	45.5	45.5	45.5
200 TRAVEL		1.0	1.1	1.2	1.3	1.4
300 CONTRACTUAL		23.1	23.1	10.0	10.6	11.2
400 SUPPLIES		.5	.5	.6	.6	.7
500 EQUIPMENT		4.5	--	--	--	--
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0	74.6	70.2	57.3	58.0	58.8
<b>CAPITAL</b>	0	0	0	0	0	0
<b>REVENUE</b>	0	0	0	0	0	0

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	74.6	70.2	57.3	58.0	58.8
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	0	74.6	70.2	57.3	58.0	58.8

POSITIONS:

	0	1.2	1.2	1.2	1.2	1.2
FULL-TIME		1	1	1	1	1
PART-TIME		1	1	1	1	1
TEMPORARY						

ANALYSIS:

This fiscal note reflects the costs for revision of instructional materials including the statute, four campaign disclosure manuals, state and municipal reporting forms, and dissemination of information on the changes in the Law. Costs of necessary revisions to the regulations, mandated because of the changes in the statute are also included.

Prepared By: *Shela Pittman* Phone: 276-4176  
 Division: Alaska Public Offices Commission Date: 1/30/85

Approved by Commissioner: Lisa Rudd Date: 1/31/85  
 Agency: Department of Administration

Distribution (by Agency preparing fiscal note):  
 Legislative Finance  
 Legislative Sponsor  
 Requestor  
 Office of Management and Budget  
 Impacted Agency(ies)

7/1/84  
 ALASKA PUBLIC OFFICES COMMISSION

Senate Bill 87  
Fiscal Note Analysis  
Prepared by Alaska Public Offices Commission  
Department of Administration  
January 30, 1985

<u>Categories</u>	<u>FY 86</u>
(100) Personnel	
Regulations Specialist II, Range 16 A, 12 months	40.8
Clerk IV, Range 9A, two months	4.7
(200) Travel	
One annual campaign seminar in Juneau and Fairbanks	1.0
(300) Contractual Services	
Materials Preparation and distribution	14.3
Office Space	3.6
Postage	1.0
Advertising	1.7
Professional Services	2.5
(400) Commodities	.5
(500) Equipment	
Office Equipment	1.5
Computer Terminal	3.0
	<hr/>
Total	\$74.6

STATE OF ALASKA 1985 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date \_\_\_\_\_

REQUEST

Bill/Resolution No: SB 87  
Title: Relating to campaign financing

Sponsor: Ray  
Requestor: Senate State Affairs  
Date of Request: 1/25/85

FISCAL DETAIL

Agency Affected: Revenue  
Program Category Affected: General Government  
BRU, Program of Subprogram(s) Affected: Administrative Services  
Administrative Services - DWP

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES	-	-	-	-	-	-
200 TRAVEL	-	-	-	-	-	-
300 CONTRACTUAL	-	-	-	-	-	-
400 SUPPLIES	-	-	-	-	-	-
500 EQUIPMENT	-	-	-	-	-	-
600 LANDS & STRUCTURES	-	-	-	-	-	-
700 GRANTS, CLAIMS	-	-	-	-	-	-
800 MISCELLANEOUS	-	-	-	-	-	-
TOTAL OPERATING	-0-	-0-	-	-	-	-
CAPITAL	-	-	-	-	-	-
REVENUE	-0-	-0-	-	-	-	-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER	-	-	-	-	-	-
TOTAL	-0-	-0-	-	-	-	-

POSITIONS:

FULL-TIME	-0-	-0-	-	-	-	-
PART-TIME	-0-	-0-	-	-	-	-
TEMPORARY	-0-	-0-	-	-	-	-

ANALYSIS: Attach a separate page if necessary.

No affect on the Administrative Services Division, Department of Revenue.

Prepared By: Ervin B. Jones  
Division: Administrative Services

Phone: 465-2313  
Date: 1/30/85

Approved by Commissioner: Ray G. Stedler  
Agency: Revenue

Date: 1/31/85

Distribution (by Agency preparing fiscal note):  
Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)

REVENUE

ALASKA STATE LEGISLATURE

14th Legislature FIRST Session

SENATE BILL NO. 87

By RAY

"An Act relating to campaign financing."

Introduced in the Senate 1/23, 19.85

HISTORY IN THE SENATE

19 85 Read first time and referred to Committee on

1 23 State Affairs and Finance  
 2 14 Reported back with *S.A.* recommendation that *replace WFS, new title, F. & rate, 3 do pass, 2 no rec to fin*

Read second time and

Read third time and

PASS Effective Date  
 Yeas Yeas  
 Nays Nays  
 Absent Absent  
 Excused Excused

Reconsideration

PASS Effective Date  
 Yeas Yeas  
 Nays Nays  
 Absent Absent  
 Excused Excused

Reported correctly engrossed  
 Signed by President  
 Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19 Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date  
 Yeas Yeas  
 Nays Nays  
 Absent Absent  
 Excused Excused

Reconsideration

PASS Effective Date  
 Yeas Yeas  
 Nays Nays  
 Absent Absent  
 Excused Excused

Reported correctly engrossed  
 Signed by Speaker  
 Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19 Received from House

To enrolling

Reported correctly enrolled

Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No. ....

STATE OF ALASKA 1985 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date \_\_\_\_\_

REQUEST

Bill/Resolution No: CSSB 87 (SA)

Title: Relating to campaign financing

Sponsor: Ray

Requestor: Senate Finance

Date of Request: 2/15/85

FISCAL DETAIL

Agency Affected: Revenue

Program Category Affected: General  
Government

BRU, Program of Subprogram(s) Affected: Administrative Services

Administrative Services - DWP

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
<u>OPERATING</u>						
100 PERSONAL SERVICES	-	-	-	-	-	-
200 TRAVEL	-	-	-	-	-	-
300 CONTRACTUAL	-	-	-	-	-	-
400 SUPPLIES	-	-	-	-	-	-
500 EQUIPMENT	-	-	-	-	-	-
600 LANDS & STRUCTURES	-	-	-	-	-	-
700 GRANTS, CLAIMS	-	-	-	-	-	-
800 MISCELLANEOUS	-	-	-	-	-	-
<u>TOTAL OPERATING</u>	<u>-0-</u>	<u>-0-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>CAPITAL</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>REVENUE</u>	<u>-0-</u>	<u>-0-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>

FUNDING: (Thousands of Dollars)

GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER	-	-	-	-	-	-
<u>TOTAL</u>	<u>-0-</u>	<u>-0-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>

POSITIONS:

FULL-TIME	-0-	-0-	-	-	-	-
PART-TIME	-0-	-0-	-	-	-	-
TEMPORARY	-0-	-0-	-	-	-	-

ANALYSIS: Attach a separate page if necessary.

No affect on the Administrative Services Division, Department of Revenue.

Prepared By: Ervin B. Jones  
Division: Administrative Services

Phone: 465-2313  
Date: 2/19/85

Approved by Commissioner: Stacy G. Sandale  
Agency: Revenue

Date: 2/20/85

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

11/3

STATE OF ALASKA 1985 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date \_\_\_\_\_

REQUEST

Bill/Resolution No: SB 87  
Title: Relating to campaign financing

Sponsor: Ray  
Requestor: Senate State Affairs  
Date of Request: 1/25/85

FISCAL DETAIL

Agency Affected: Revenue  
Program Category Affected: General Government  
BRU, Program of Subprogram(s) Affected: Administrative Services  
Administrative Services - DWP

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
<u>OPERATING</u>						
100 PERSONAL SERVICES	-	-	-	-	-	-
200 TRAVEL	-	-	-	-	-	-
300 CONTRACTUAL	-	-	-	-	-	-
400 SUPPLIES	-	-	-	-	-	-
500 EQUIPMENT	-	-	-	-	-	-
600 LANDS & STRUCTURES	-	-	-	-	-	-
700 GRANTS, CLAIMS	-	-	-	-	-	-
800 MISCELLANEOUS	-	-	-	-	-	-
<u>TOTAL OPERATING</u>	<u>-0-</u>	<u>-0-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>CAPITAL</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>REVENUE</u>	<u>-0-</u>	<u>-0-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>

FUNDING: (Thousands of Dollars)

GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER	-	-	-	-	-	-
<u>TOTAL</u>	<u>-0-</u>	<u>-0-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>

POSITIONS:

FULL-TIME	-0-	-0-	-	-	-	-
PART-TIME	-0-	-0-	-	-	-	-
TEMPORARY	-0-	-0-	-	-	-	-

ANALYSIS: Attach a separate page if necessary.

No affect on the Administrative Services Division, Department of Revenue.

Prepared By: Ervin B. Jones  
Division: Administrative Services

Phone: 465-2313  
Date: 1/30/85

Approved by Commissioner: [Signature]  
Agency: Revenue

Date: 1/31/85

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

18

STATE OF ALASKA 1985 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: \_\_\_\_\_ Page 1 of 3

REQUEST

Bill/Resolution No.: SB 87  
 Title: An Act relating to  
campaign financing  
 Sponsor: Rav  
 Requestor: \_\_\_\_\_  
 Date of Request: \_\_\_\_\_

FISCAL DETAIL

Agency Affected: Administration  
 Program Category Affected: \_\_\_\_\_  
Independent Operations  
 BRU, Program or Subprogram(s) Affected: \_\_\_\_\_  
Alaska Public Offices Commission

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
<b>OPERATING</b>						
100 PERSONAL SERVICES		45.5	45.5	45.5	45.5	45.5
200 TRAVEL		1.0	1.1	1.2	1.3	1.4
300 CONTRACTUAL		23.1	23.1	10.0	10.6	11.2
400 SUPPLIES		.5	.5	.6	.6	.7
500 EQUIPMENT		4.5	--	--	--	--
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0</b>	<b>74.6</b>	<b>70.2</b>	<b>57.3</b>	<b>58.0</b>	<b>58.8</b>

<b>CAPITAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
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<b>REVENUE</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	74.6	70.2	57.3	58.0	58.8
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	<b>0</b>	<b>74.6</b>	<b>70.2</b>	<b>57.3</b>	<b>58.0</b>	<b>58.8</b>

<u>POSITIONS:</u>	0	1.2	1.2	1.2	1.2	1.2
FULL-TIME		1	1	1	1	1
PART-TIME		1	1	1	1	1
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

Prepared By: *Shela Pittman* Phone: 276-4176  
 Division: Alaska Public Offices Commission Date: 1/30/85

Approved by Commissioner: Lisa Rudd *LJR* Date: 1/31/85  
 Agency: Department of Administration

Distribution (by Agency preparing fiscal note):  
 Legislative Finance  
 Legislative Sponsor  
 Requestor  
 Office of Management and Budget  
 Impacted Agency(ies)

Senate Bill 87  
 Fiscal Note Analysis  
 Prepared by Alaska Public Offices Commission  
 Department of Administration  
 January 30, 1985

SB 87: An Act relating to campaign financing.

This fiscal note reflects the costs for revision of instructional materials including the statute, four campaign disclosure manuals, state and municipal reporting forms, and dissemination of information on the changes in the Law. Costs of necessary revisions to the regulations, mandated because of the changes in the statute are also included.

<u>Categories</u>	<u>FY 86</u>
(100) Personnel	
Regulations Specialist II, Range 16 A, 12 months	40.8
Clerk IV, Range 9A, two months	4.7
(200) Travel	
One annual campaign seminar in Juneau and Fairbanks	1.0
(300) Contractual Services	
Materials Preparation and distribution	14.3
Office Space	3.6
Postage	1.0
Advertising	1.7
Professional Services	2.5
(400) Commodities	.5
(500) Equipment	
Office Equipment	1.5
Computer Terminal	3.0
Total	<u>\$74.6</u>

1.	POSITION TITLE Regulations Specialist II				RANGE/STEP 16A	BARG. UNIT PX	PAGE/LINE	COV.	APPROV.	DISAP.
2.	TYPE OF POSITION FT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION EBA	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE			AMOUNT						
	1	2		3						
	PERSONAL SERVICES									
5.	Salary	31,032								
6.	Benefits									
7.	Supplemental Benefits									
8.	Fixed Benefits									
9.	TOTAL PERSONAL SERVICES	01	40,833							
10.	Travel	02	1,000							
11.	Contractual	03	23,100							
12.	Commodities	04	500							
13.	Equipment	05	4,500							
14.	Other									
15.	TOTAL COST			69,933						
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		G.F. Match 1003		69.9						
18.		General Funds 1004								
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR BSM USE ONLY										
KEY NUMBER _____										

The Regulations Specialist would be responsible for the day to day work of revising forms, manuals, and regulations to take into account the statutory changes. In addition to identifying needed changes and developing draft language (for both regulations and the manuals) large scale revisions such as those proposed require careful planning and a great deal of labor in producing the actual forms, manuals and booklets themselves. Once those changes are in place additional work is created by inquiries from treasurers seeking assistance with bookkeeping and reporting.

200 - Campaign Seminars in Juneau and Fairbanks  
300 - Materials Preparation & Printing \$14.3  
500 - Office Equipment \$1.5  
Computer Terminal \$3.0

1/30/85

**REQUEST FOR  
NEW POSITION**

AGENCY Administration  
PROGRAM Independent Operations  
BRU AK Public Offices Commission  
COMPONENT AK Public Offices Commission

**FY 86**

Page 3 of 3  
Revised Date \_\_\_\_\_

COMMITTEE REPORT  
SENATE

FURTHER:

FINANCE

1/23/85

Date FEBRUARY 13, 1985

Mr. President

The Committee on STATE AFFAIRS considered SB 87  
campaign financing.

and (a majority of the committee) (the committee) reports it back with  
the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for SB 87 (SA)  
new title
- same title and recommends \_\_\_\_\_
- and attached a "LETTER OF INTENT"  ~~NEW~~ FISCAL NOTES  
12/20  
1/24/85
- reports it back without recommendation
- recommends referral to \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

1 Edw De Vries  
1 Tim Kelly  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MEMBERS HAVING  
OTHER RECOMMENDATIONS

2 Bill Ray No Rec  
2 Vic Lusk No Rec  
By Senator  
Alford

Michael Alford  
Chairman  
Do Pass  
Chairman's recommendation

Introduced: 1/23/85  
Referred: State Affairs and  
Finance

1 IN THE SENATE

BY RAY

2

SENATE BILL NO. 87

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to campaign financing."

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

8 \* Section 1. AS 15.13.040(a) is amended to read:

9 (a) Each candidate shall keep an accurate record of contribu-  
10 tions received and of expenditures made and shall make a sworn [FULL]  
11 report, upon a form prescribed by the commission, listing the informa-  
12 tion required by this chapter [DATE AND AMOUNT OF ALL EXPENDITURES  
13 MADE BY THE CANDIDATE, THE TOTAL AMOUNT OF ALL CONTRIBUTIONS, INCLUD-  
14 ING ALL FUNDS CONTRIBUTED BY THE CANDIDATE HIMSELF, AND FOR ALL CON-  
15 TRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR, THE NAME, AD-  
16 DRESS, PRINCIPAL OCCUPATION, AND EMPLOYER OF THE CONTRIBUTOR AND THE  
17 DATE AND AMOUNT CONTRIBUTED BY EACH CONTRIBUTOR]. The report shall be  
18 filed under [IN ACCORDANCE WITH] AS 15.13.110 and shall be certified  
19 correct by the candidate or campaign treasurer.

20 \* Sec. 2. AS 15.13.040(b) is amended to read:

21 (b) Each group shall keep an accurate record of contributions  
22 received and of expenditures made and shall make a sworn [FULL] re-  
23 port, upon a form prescribed by the commission, listing the informa-  
24 tion required by this chapter. The report shall be filed under  
25 AS 15.13.110 and shall be certified as correct by the campaign trea-  
26 surer of the group

27 [(1) THE NAME AND ADDRESS OF EACH OFFICER AND DIRECTOR;

28 (2) THE AGGREGATE AMOUNT OF ALL CONTRIBUTIONS MADE TO IT;

29 AND, FOR ALL CONTRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR,

1 THE NAME, ADDRESS, PRINCIPAL OCCUPATION, AND EMPLOYER OF THE CONTRIBU-  
2 TOR, AND THE DATE AND AMOUNT CONTRIBUTED BY EACH CONTRIBUTOR; AND  
3 (3) THE DATE AND AMOUNT OF ALL CONTRIBUTIONS MADE BY IT AND  
4 ALL EXPENDITURES MADE, INCURRED OR AUTHORIZED BY IT].

5 \* Sec. 3. AS 15.13.040(c) is repealed and reenacted to read:

6 (c) Each report filed under (a) and (b) of this section and  
7 under AS 15.13.110 shall list the name, the business or residence  
8 address, and the telephone number of the campaign treasurer and shall  
9 contain the following information:

10 (1) the total amount of all contributions received and all  
11 expenditures made during the reporting period;

12 (2) the total amount of all contributions of \$500 or less  
13 received and the total of all expenditures of \$250 or less made;

14 (3) the full name, the complete address, and the principal  
15 occupation of each person from whom contributions in the aggregate  
16 amount of more than \$500 were received during the calendar year, and  
17 the date and the amount of the contributions;

18 (4) the full name and complete address of each person to  
19 whom expenditures aggregating more than \$250 were made during the  
20 calendar year, and the date, the amount, and the purpose of the expen-  
21 ditures;

22 (5) the full name and complete address of each person who  
23 assisted a candidate or group to obtain credit or a loan of money, if  
24 the credit or the loan of money was involved, directly or indirectly,  
25 in an election, and the date and the total amount of the credit or  
26 loan;

27 (6) the full name and complete address of each person who  
28 guaranteed or agreed to assume a financial obligation of benefit to a  
29 candidate or group, if the guaranty or assumption of the financial

1 obligation was involved, directly or indirectly, in an election, and  
2 the date and the amount of the guaranty or the assumption of the  
3 financial obligation;

4 (7) the total amount of unexpended contributions received  
5 or the outstanding indebtedness from expenditures made since the end  
6 of the period of a previous statement required to be filed under  
7 AS 15 13.110;

8 (8) the name and address of each group and of its campaign  
9 treasurer that intends to receive contributions or make expenditures  
10 on behalf of the candidate.

11 \* Sec. 4. AS 15.13.040(d) is repealed and reenacted to read:

12 (d) Each report filed by a group shall include the amount of  
13 each expenditure made by the group that is a contribution to a candi-  
14 date or to another group if the contribution was returned during the  
15 reporting period, the name of the candidate or group that received the  
16 contribution, and the date it was returned.

17 \* Sec. 5. AS 15.13.040(e) is repealed and reenacted to read:

18 (e) A candidate or a group is required to report a contribution  
19 that has been accepted. A contribution of \$500 or less is accepted  
20 unless returned by the candidate or group within 10 days after the  
21 contribution was received; a contribution to a candidate with a value  
22 of more than \$500 is accepted unless it is returned within seven days  
23 of the date the contribution was made and a contribution that exceeds  
24 \$500 that is made within one week of the election is accepted unless it  
25 is returned within 24 hours of its receipt.

26 \* Sec. 6. AS 15.13.040(f) is repealed and reenacted to read:

27 (f) Except as provided in AS 15.13.110(b), a candidate or a  
28 group is required to report an expenditure on the first report  
29 occurring after the expenditure is made.

1 \* Sec. 7. AS 15.13.040 is amended by adding new subsections to read:

2 (g) A report required to be filed under this chapter shall  
3 contain the following affidavit:

4 "I do solemnly swear the foregoing report is in  
5 all respects true and correct and fully shows all  
6 information required to be reported by me under  
7 AS 15.13."

8 (h) A report filed under this chapter is a public record under  
9 AS 09.25.110 - 09.25.120 and shall be preserved for two years after  
10 the election for which it was filed.

11 (i) A report or statement required to be filed under this chap-  
12 ter is considered filed when deposited in the United States mail and  
13 addressed to the commission with the proper postage affixed. While a  
14 postmark is prima facie evidence of the time of filing, an individual  
15 may offer evidence as to the actual time of placing the report or  
16 statement in the United States mail.

17 \* Sec. 8. AS 15.13.045 is amended by adding a new subsection to read:

18 (e) A person who believes a violation of this chapter has oc-  
19 curred may file a complaint with the commission. If the commission  
20 determines there is substantial reason to believe that a violation has  
21 occurred, it shall expeditiously make an investigation, which may also  
22 include an investigation of reports and statements filed by the com-  
23 plainant, of the matter complained of. When, in the judgment of the  
24 commission, after affording due notice and an opportunity for a hear-  
25 ing, a person has engaged or is about to engage in an act or practice  
26 that constitutes or would constitute a violation of this chapter or a  
27 regulation adopted or order issued under it, it shall promptly report  
28 the information to the attorney general for appropriate action. The  
29 commission shall report its determination and recommendation to the

1 person who filed the complaint with the commission within 60 days of  
2 receiving the complaint unless circumstances require additional time  
3 to make an adequate investigation.

4 \* Sec. 9. AS 15.13.050 is repealed and reenacted to read:

5 Sec. 15.13.050. GROUPS. (a) Each group shall file a statement  
6 of organization with the commission before it accepts its first cam-  
7 paign contribution and before it makes its first campaign expenditure.

8 (b) A group may not use and may not file with the commission a  
9 name that is the same as or that is deceptively similar to the name of  
10 a group whose statement of organization is filed with the commission.

11 (c) A statement of organization filed for a group under this  
12 section shall list the name, the business or residence address, and  
13 the telephone number of the campaign treasurer of the group and shall  
14 contain:

15 (1) the name and address of each related or affiliated  
16 group or person and the nature of the relationship or affiliation;

17 (2) the name of the corporation, labor organization, or  
18 other person that directly controls the group;

19 (3) the name of each person authorized to determine the  
20 recipients of contributions from the group or the purposes of expendi-  
21 tures by the group;

22 (4) the intended distribution of unobligated funds under  
23 AS 15.13.126 on dissolution.

24 (d) Each group that intends to receive contributions or make  
25 expenditures on behalf of a candidate shall advise the commission and  
26 the candidate of its intentions and provide the candidate with the  
27 name and address of the group and of its campaign treasurer and the  
28 candidate shall report the intention of the group and the name of its  
29 campaign treasurer within the reports of the candidate required under

1 AS 15.13.040. A group receives a contribution for a candidate or  
2 makes an expenditure for a candidate when it knowingly receives a  
3 contribution intended to be used to benefit the candidate or when it  
4 knowingly makes an expenditure intended to benefit the candidate.

5 (e) A group that does not have an accurate statement of organi-  
6 zation filed under this section that wishes to make a contribution to  
7 a candidate or group subject to this chapter shall provide the candi-  
8 date or the group with the information required under (c) of this  
9 section for a group in this state unless the group has on file with  
10 the commission a copy of the most recent statement of organization  
11 that the group has filed with the Federal Election Commission.

12 (f) A person who receives property or funds intended for politi-  
13 cal purposes and transfers the property or funds to another person  
14 while acting solely as a conduit for the property or funds is not  
15 required to report under this chapter if the person exercises no  
16 discretion either as to the amount of property or funds to be trans-  
17 ferred or the person to whom the transfer is to be made and, for  
18 reporting purposes, the transferor to the conduit is the contributor  
19 and the transferee from the conduit is the recipient.

20 (g) A group may not make a contribution or expenditure in sup-  
21 port of or in opposition to a candidate at an election unless the  
22 statement of organization filed by the group under (c) of this section  
23 was filed 30 or more days before the election.

24 (h) A group that makes expenditures or receives contributions  
25 with the authorization or consent, express or implied, or under the  
26 control, direct or indirect, of a candidate is considered to be con-  
27 trolled by the candidate. A group whose major purpose is to further  
28 the nomination, election, or candidacy of only one candidate, or  
29 intends to expend more than 50 percent of its money on only one

1 candidate, is considered to be controlled by the candidate and its  
2 actions done with the knowledge and consent of the candidate unless  
3 the candidate, within 10 days from the date that the candidate learns  
4 of the existence of the group, files with the commission, on a form  
5 provided by the commission, an affidavit that the group is operating  
6 without the control of the candidate. A group that is organized for  
7 more than one year preceding an election and that endorses candidates  
8 for more than one office or more than one political party is presumed  
9 not to be controlled by a candidate unless the group contributes more  
10 than 50 percent of its money to or on behalf of one candidate, whether  
11 or not control of the group has been disclaimed by the candidate.

12 \* Sec. 10. AS 15.13 is amended by adding a new section to read:

13 Sec. 15.13.055. CANDIDATES. (a) Each candidate shall file a  
14 statement of candidacy with the commission before accepting a campaign  
15 contribution and before making a campaign expenditure, including a  
16 filing fee. A statement of candidacy may be filed with the commission  
17 under this section before an individual files a declaration of candi-  
18 dacy under AS 15.25.030 or a nominating petition under AS 15.25.180.  
19 The filing of a declaration of candidacy or a nominating petition  
20 constitutes a statement of candidacy for a candidate who does not file  
21 a statement of candidacy under this section.

22 (b) A statement of candidacy filed by a candidate under this  
23 section shall list the name, the business or residence address, and  
24 the telephone number of the candidate and of the campaign treasurer of  
25 the candidate and shall contain the intended distribution of unobli-  
26 gated funds under AS 15.13.126 on the dissolution of the candidacy.

27 (c) A statement of candidacy filed by a candidate under this  
28 section may list the candidate as the campaign treasurer and if the  
29 statement of candidacy fails to list a campaign treasurer, the

1 candidate is the campaign treasurer.

2 \* Sec. 11. AS 15.13.060(a) is amended to read:

3 (a) Each candidate and each group shall appoint a campaign  
4 treasurer and may appoint deputy campaign treasurers. Only a candi-  
5 date, campaign treasurer, or deputy campaign treasurer may receive or  
6 hold a campaign contribution or make an expenditure. The candidate or  
7 campaign treasurer [WHO] is responsible for [RECEIVING, HOLDING, AND  
8 DISBURSING ALL CONTRIBUTIONS AND EXPENDITURES, AND FOR] filing all  
9 reports and statements required by law. [A CANDIDATE MAY BE A CAM-  
10 PAIGN TREASURER.]

11 \* Sec. 12. AS 15.13.060(b) is repealed and reenacted to read:

12 (b) A candidate and a group may remove a campaign treasurer by  
13 filing the appointment of a new campaign treasurer with the commis-  
14 sion. A candidate may advise the commission in writing that a new  
15 campaign treasurer will not be appointed and that the candidate will  
16 be the campaign treasurer. A candidate or a group may remove a deputy  
17 campaign treasurer by filing a notice of the removal with the commis-  
18 sion.

19 \* Sec. 13. AS 15.13.070(a) is amended to read:

20 (a) A [NO] person or group, including but not limited to all  
21 political committees of a candidate, related or affiliated [,] busi-  
22 nesses, corporations, and labor unions, may not contribute to or  
23 expend more than \$2,500 [\$1,000] a year on behalf of or in opposition  
24 to the competing candidates for each elective office. Political  
25 parties and their subdivisions are not subject to the limitation  
26 prescribed in this subsection, but they are subject to the reporting  
27 requirements prescribed by AS 15.13.040(b) and 15.13.110. This chap-  
28 ter does not prohibit [NOTHING IN THIS CHAPTER PROHIBITS]

29 (1) a candidate from contributing more than \$2,500 of

1        personal funds to the candidate's own candidacy [\$1,000 OF HIS OWN  
2 MONEY TO HIS OWN CAMPAIGN]; or

3                (2) individuals or groups, including but not limited to all  
4 political committees, businesses, corporations, and labor unions, from  
5 contributing to or expending on behalf of a ballot proposition or  
6 question more than \$2,500 [\$1,000] a year; however, these contribu-  
7 tions and expenditures shall be reported under [IN ACCORDANCE WITH]  
8 AS 15.13.040 and 15.13.110.

9 \* Sec. 14. AS 15.13.070(b) is amended to read:

10                (b) A [NO] contribution over \$100 may not be made in cash or by  
11 cash payment and it may not be accepted by or on behalf of a candi-  
12 date.

13 \* Sec. 15. AS 15.13.070(c) is amended to read:

14                (c) An expenditure [NO EXPENDITURES] over \$100 may not be made  
15 in cash or by cash payment unless a written receipt is obtained and  
16 filed with the commission.

17 \* Sec. 16. AS 15.13.070(d) is amended to read:

18                (d) A [NO] contribution may not be made, and an [NO] expenditure  
19 may not be made or incurred, directly or indirectly, anonymously, in a  
20 fictitious name, or by one person or group in the name of another, to  
21 influence the election of a candidate in an election. A contribution  
22 made by a person wishing to remain anonymous, and received by a candi-  
23 date, campaign treasurer or deputy campaign treasurer, may not be used  
24 or expended, but shall be returned to the donor, if the [HIS] identity  
25 of the donor is known, and if the identity of the donor is not known  
26 [NO DONOR IS FOUND], the contribution escheats to the state if not  
27 donated by the candidate to [THE] charity [OF HIS CHOICE].

28 \* Sec. 17. AS 15.13.070(e) is amended to read:

29                (e) Except for an independent expenditure, a contribution,

1 including the contribution from the candidate [CONTRIBUTIONS] to a  
2 candidate or group [A POLITICAL COMMITTEE] may be received by, and an  
3 expenditure [EXPENDITURES] of a candidate or group [POLITICAL COM-  
4 MITTEE] may only be made by [, ONLY] the candidate, campaign treasur-  
5 er, or deputy campaign treasurer.

6 \* Sec. 18. AS 15.13.080 is amended to read:

7       Sec. 15.13.080. STATEMENT BY CONTRIBUTOR. A person or group  
8 contributing to a candidate over \$500 [\$250] or contributing goods or  
9 services to a candidate with a value of more than \$500 [\$250] to  
10 influence the election of a candidate shall furnish the commission a  
11 signed statement, on a form made available by the commission. The  
12 statement shall itemize the contributions and goods and state that the  
13 contributor is not a person or group prohibited by law from contri-  
14 buting and that the contribution consists of funds or property belong-  
15 ing to the contributor and has not been given or furnished by another  
16 person or group. The contributor's statement shall be filed with the  
17 commission by the contributor no later than 10 days after the contri-  
18 bution is made. A copy of the statement shall be furnished the candi-  
19 date, campaign treasurer, or deputy campaign treasurer at the time the  
20 contribution is made.

21 \* Sec. 19. AS 15.13.110(b) is amended to read:

22       (b) Each contribution or expenditure which exceeds \$500 [\$250]  
23 and which is made within one week of the election shall be reported to  
24 the commission by date, amount, and contributor or recipient within 24  
25 hours of receipt or expenditure by the candidate or campaign treasur-  
26 er.

27 \* Sec. 20. AS 15.13.120(a) is amended to read:

28       (a) A person who violates a provision of this chapter is guilty  
29 of a misdemeanor and, upon conviction, is punishable by imprisonment

1 for not more than one year or by a fine of not more than \$5,000. A  
2 violation includes but is not limited to any of the following acts or  
3 omissions:

4 (1) failing to make a statement or report required to be  
5 made under this chapter, or failing to make a statement or report at  
6 the time the statement or report is required to be made under this  
7 chapter;

8 (2) making a campaign contribution or expenditure which  
9 exceeds the limitations of AS 15.13.070(f);

10 (3) making a false statement or report under this chapter  
11 or failing to report in whole or in part a contribution or expenditure  
12 required to be reported under this chapter;

13 (4) giving or furnishing money to another person or group  
14 for the purpose of making a contribution or expenditure anonymously,  
15 in a fictitious name, or in the name of another, or contributing in  
16 violation of AS 15.13.070(d);

17 (5) making a communication to support or defeat a candidate  
18 without identification of sponsorship, in violation of AS 15.13.090;

19 (6) knowingly accepting a contribution in violation of  
20 AS 15.13.070;

21 (7) knowingly expending funds from a contribution made  
22 unlawful by this chapter.

23 \* Sec. 21. AS 15.13.120 is amended by adding a new subsection to read:

24 (i) A candidate or campaign treasurer filing a report required  
25 under AS 15.13.110 who fails to report a contribution or expenditure  
26 or who reports a portion but not the entire amount of the contribution  
27 or expenditure is liable to the state for a civil penalty in an amount  
28 equal to three times the amount or the value of the contribution or  
29 expenditure that was omitted from the report. The commission may

1 determine and collect the civil penalty. The candidate or campaign  
2 treasurer may appeal to the superior court the determination of the  
3 commission that there was a failure to report under this chapter.

4 \* Sec. 22. AS 15.13 is amended by adding new sections to read:

5 Sec. 15.13.127. USE OF PUBLIC OFFICE OR AGENCY FACILITIES IN  
6 CAMPAIGN. (a) An elected public official of the state or of a munic-  
7 ipality of the state, an employee of an elected public official, and  
8 an individual appointed to or employed by an agency of the state or by  
9 a municipality may not use or permit the use of a facility of an  
10 agency of the state or of a municipality of the state, directly or  
11 indirectly, for the purpose of assisting or opposing the campaign of a  
12 candidate for office or for the support or opposition to a ballot  
13 proposition or question. As used in this subsection, a "facility of  
14 an agency of the state or of a municipality of the state" includes the  
15 use of

16 (1) stationery, postage, and office equipment;

17 (2) use of employees of the agency or municipality during  
18 working hours;

19 (3) vehicles, office space, publications of the agency or  
20 municipality; and

21 (4) lists of individuals or persons served by the agency or  
22 municipality.

23 (b) Nothing in (a) of this section prohibits

24 (1) action taken at a public meeting by members of the  
25 legislature, of a committee of the legislature, of a state or munic-  
26 ipal board or commission expressing a collective decision or voting on  
27 a motion, proposal, bill, resolution, ordinance, or order, if a re-  
28 quired notice of the meeting includes the title and number of the  
29 ballot proposition or question and if other members in attendance at

1 the meeting were given an approximately equal opportunity to express  
2 themselves;

3 (2) action by an elected public official of the state or of  
4 a municipality in support of or in opposition to a ballot proposition  
5 or question at an open press conference or in response to a specific  
6 inquiry;

7 (3) other activities that are a normal and regular part of  
8 the conduct of the public official, agency, or municipality.

9 Sec. 15.13.128. PROHIBITIONS ON CONTRIBUTIONS TO MEMBERS OF THE  
10 LEGISLATURE. (a) A member and a member-elect of the legislature may  
11 not accept a contribution during the period that begins on the 30th  
12 day before the convening of the first regular session of a legislature  
13 and that ends on the adjournment sine die of that legislature.

14 (b) A group that is controlled by a member or a member-elect of  
15 the legislature may not accept a contribution during the time when the  
16 member or member-elect may not accept a contribution.

17 (c) A person may not offer a contribution to a member or a  
18 member-elect of the legislature or to a group controlled by a member  
19 or a member-elect of the legislature during the period that begins on  
20 the 30th day before the convening of the first regular session of a  
21 legislature and ends on the adjournment sine die of the legislature.

22 (d) This section does not affect the responsibility of a candi-  
23 date to file reports under this chapter.

24 \* Sec. 23. AS 15.13.130(3) is amended to read:

25 (3) "group" means each political committee, each [EVERY]  
26 state and regional executive committee of a political party and, in  
27 addition, means any combination of two or more persons or individuals  
28 acting jointly who take action the major purpose of which is to influ-  
29 ence the outcome of an election; [A GROUP THAT MAKES EXPENDITURES OR

1 RECEIVES CONTRIBUTIONS WITH THE AUTHORIZATION OR CONSENT, EXPRESS OR  
2 IMPLIED, OR UNDER THE CONTROL, DIRECT OR INDIRECT, OF A CANDIDATE  
3 SHALL BE CONSIDERED TO BE CONTROLLED BY THAT CANDIDATE; A GROUP WHOSE  
4 MAJOR PURPOSE IS TO FURTHER THE NOMINATION, ELECTION, OR CANDIDACY OF  
5 ONLY ONE PERSON, OR INTENDS TO EXPEND MORE THAN 50 PERCENT OF ITS  
6 MONEY ON A SINGLE CANDIDATE, SHALL BE CONSIDERED TO BE CONTROLLED BY  
7 THAT CANDIDATE AND ITS ACTIONS DONE WITH HIS KNOWLEDGE AND CONSENT  
8 UNLESS, WITHIN 10 DAYS FROM THE DATE THE CANDIDATE LEARNS OF THE  
9 EXISTENCE OF THE GROUP HE FILES WITH THE COMMISSION, ON A FORM PROVID-  
10 ED BY THE COMMISSION, AN AFFIDAVIT THAT THE GROUP IS OPERATING WITHOUT  
11 HIS CONTROL; A GROUP ORGANIZED FOR MORE THAN ONE YEAR PRECEDING AN  
12 ELECTION AND ENDORSING CANDIDATES FOR MORE THAN ONE OFFICE OR MORE  
13 THAN ONE POLITICAL PARTY IS PRESUMED NOT TO BE CONTROLLED BY A CANDI-  
14 DATE; HOWEVER, A GROUP THAT CONTRIBUTES MORE THAN 50 PERCENT OF ITS  
15 MONEY TO OR ON BEHALF OF ONE CANDIDATE SHALL BE CONSIDERED TO SUPPORT  
16 ONLY ONE CANDIDATE FOR PURPOSES OF AS 15.13.070, WHETHER OR NOT CON-  
17 TROL OF THE GROUP HAS BEEN DISCLAIMED BY THE CANDIDATE;]

18 \* Sec. 24. AS 15.13.130(4) is amended to read:

19 (4) "expenditure" means a purchase or a transfer of money  
20 or anything of value, or promise or agreement to purchase or transfer  
21 money or anything of value, incurred or made for the purpose of (A)  
22 influencing the nomination or election of a candidate or of any indi-  
23 vidual who files for nomination at a later date and becomes a  
24 candidate; or (B) use by a political party; or (C) the payment by a  
25 person other than a candidate or political party of compensation for  
26 the personal services of another person which are rendered to a  
27 candidate or political party; (D) influencing the outcome of a ballot  
28 proposition or question; however, "expenditure" does not include [A  
29 CANDIDATE'S FILING FEE OR] the cost of preparing reports and

1 statements required by this chapter;

2 \* Sec. 25. AS 15.13.130 is amended by adding a new paragraph to read:

3 (8) "related or affiliated groups"

4 (A) means an organization that is not a group but that  
5 directly or indirectly establishes, administers, or financially  
6 supports a political committee;

7 (B) includes a corporation, a labor organization, a  
8 membership organization, a cooperative, or a trade association.

9 \* Sec. 26. AS 43.20.013(a) is amended to read:

10 (a) A resident individual is entitled to a tax credit not to  
11 exceed \$100 for

12 [(1)] a contribution made in a calendar year [TO A PERSON  
13 OR ORGANIZATION] for use exclusively

14 (1) [(A)] for a political campaign for a candidate for

15 (A) [(i)] President or Vice-President of the United  
16 States, whether or not the candidate will be voted on in a  
17 primary election in Alaska;

18 (B) [(ii)] United States senator from Alaska;

19 (C) [(iii)] United States representative from Alaska;

20 (D) [(iv)] governor or lieutenant governor of Alaska;

21 (E) [(v)] the Alaska legislature;

22 (F) [(vi)] delegate to an Alaska constitutional  
23 convention;

24 (G) [(vii)] electoral confirmation as a judge or  
25 justice of a court in Alaska; or

26 (H) [(viii)] municipal office in Alaska; or

27 (2) [(B)] by a group seeking to influence the outcome of a  
28 ballot proposition or question in Alaska [; AND]

29 [(2) DUES PAID IN A CALENDAR YEAR TO A NONPROFIT ORGANIZA-

1           TION ORGANIZED PRIMARILY FOR THE PURPOSE OF INFLUENCING ELECTIONS IN  
2           ALASKA].  
3           \* Sec. 27. AS 15.13.060(c) - (f), 15.13.070(f) - (h), and 15.13.120(d)  
4 are repealed.

Offered: 2/14/85  
Referred: Finance

Original sponsor: Ray

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE  
2 CS FOR SENATE BILL NO. 87 (State Affairs)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to campaign financing; and providing  
7 for an effective date."

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

9 \* Section 1. AS 15.13.040(a) is amended to read:

10 (a) Each candidate shall keep an accurate record of contribu-  
11 tions received and of expenditures made and shall make a sworn [FULL]  
12 report, upon a form prescribed by the commission, listing the informa-  
13 tion required by this chapter [DATE AND AMOUNT OF ALL EXPENDITURES  
14 MADE BY THE CANDIDATE, THE TOTAL AMOUNT OF ALL CONTRIBUTIONS, INCLUD-  
15 ING ALL FUNDS CONTRIBUTED BY THE CANDIDATE HIMSELF, AND FOR ALL CON-  
16 TRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR, THE NAME, AD-  
17 DRESS, PRINCIPAL OCCUPATION, AND EMPLOYER OF THE CONTRIBUTOR AND THE  
18 DATE AND AMOUNT CONTRIBUTED BY EACH CONTRIBUTOR]. The report shall be  
19 filed under [IN ACCORDANCE WITH] AS 15.13.110 and shall be certified  
20 correct by the candidate or campaign treasurer.

21 \* Sec. 2. AS 15.13.040(b) is amended to read:

22 (b) Each group shall keep an accurate record of contributions  
23 received and of expenditures made and shall make a sworn [FULL] re-  
24 port, upon a form prescribed by the commission, listing the informa-  
25 tion required by this chapter. The report shall be filed under  
26 AS 15.13.110 and shall be certified correct by the chairman or cam-  
27 campaign treasurer of the group

28 [(1) THE NAME AND ADDRESS OF EACH OFFICER AND DIRECTOR;

29 (2) THE AGGREGATE AMOUNT OF ALL CONTRIBUTIONS MADE TO IT;

1 AND, FOR ALL CONTRIBUTIONS IN EXCESS OF \$100 IN THE AGGREGATE A YEAR,  
2 THE NAME, ADDRESS, PRINCIPAL OCCUPATION, AND EMPLOYER OF THE CONTRIBU-  
3 TOR, AND THE DATE AND AMOUNT CONTRIBUTED BY EACH CONTRIBUTOR; AND

4 (3) THE DATE AND AMOUNT OF ALL CONTRIBUTIONS MADE BY IT AND  
5 ALL EXPENDITURES MADE, INCURRED OR AUTHORIZED BY IT].

6 \* Sec. 3. AS 15.13.040(c) is repealed and reenacted to read:

7 (c) Each report filed under (a) and (b) of this section and  
8 under AS 15.13.110 shall list the name, the business or residence  
9 address, and the telephone number of the campaign treasurer and shall  
10 contain the following information:

11 (1) the total amount of all contributions received, includ-  
12 ing the funds contributed by the candidate;

13 (2) the total amount of all expenditures made during the  
14 reporting period;

15 (3) the total amount of all contributions of \$250 or less  
16 received;

17 (4) the date, the amount, the full name and complete  
18 address of the payee, and the purpose of each expenditure;

19 (5) the full name and complete address, the principal  
20 occupation, and the employer of each person from whom contributions in  
21 the aggregate amount of more than \$250 were received during the calen-  
22 dar year, and the date and the amount of the contributions;

23 (6) the total amount of all contributions returned to  
24 contributors;

25 (7) the full name and complete address of each contributor  
26 whose contribution of more than \$250 was returned and the amount of  
27 the contribution returned;

28 (8) the full name and complete address of each person who  
29 assisted a candidate or group to obtain credit or a loan of money, if

1 the credit or the loan of money was involved, directly or indirectly,  
2 in an election, and the date and the total amount of the credit or  
3 loan;

4 (9) the full name and complete address of each person who  
5 guaranteed or agreed to assume a financial obligation of benefit to a  
6 candidate or group, if the guaranty or assumption of the financial  
7 obligation was involved, directly or indirectly, in an election, and  
8 the date and the amount of the guaranty or the assumption of the  
9 financial obligation;

10 (10) the total amount of unexpended contributions received  
11 and the outstanding indebtedness from expenditures of the candidate or  
12 group.

13 \* Sec. 4. AS 15.13.040(d) is amended to read:

14 (d) Every individual or [,] person and every [OR] group that is  
15 not required to register under AS 15 13.050 [MAKING A CONTRIBUTION OR  
16 EXPENDITURE] shall make a sworn [FULL] report, upon a form prescribed  
17 by the commission, of [THE FOLLOWING CONTRIBUTIONS OR EXPENDITURES:]

18 (1) any contribution of cash, goods or services valued at  
19 more than \$250 [\$100] a year to any group or candidate; or

20 (2) any independent expenditure [WHATSOEVER] for advertis-  
21 ing in newspapers, on radio or on television [;] or [,] for the publi-  
22 cation, distribution or circulation of brochures, flyers, or other  
23 campaign material for or against any candidate, [OR] ballot proposi-  
24 tion or question.

25 \* Sec. 5. AS 15.13.040(f) is repealed and reenacted to read:

26 (f) Except as provided in AS 15.13.110(b), a candidate or a  
27 group is required to report an expenditure or a contribution on the  
28 first report occurring after the expenditure is made or the contribu-  
29 tion is received.

1 \* Sec. 6. AS 15.13.040 is amended by adding new subsections to read:

2 (g) A report required to be filed under this chapter must con-  
3 tain the following affidavit:

4 "I do solemnly swear that, to the best of my knowl-  
5 edge, the foregoing report is in all respects true  
6 and correct and fully shows all information required  
7 to be reported by me under AS 15.13."

8 (h) A report filed under this chapter is a public record under  
9 AS 09.25.110 - 09.25.120 and shall be preserved for four years after  
10 the election for which it was filed.

11 (i) A report or statement required to be filed under this chap-  
12 ter other than a report required under AS 15.13.110(b) is considered  
13 filed when deposited in the United States mail and addressed to the  
14 commission with the proper postage affixed. While a postmark is prima  
15 facie evidence of the time of filing, an individual may offer evidence  
16 as to the actual time of placing the report or statement in the United  
17 States mail.

18 \* Sec. 7. AS 15.13.045 is amended by adding a new subsection to read:

19 (e) A person who believes a violation of this chapter has oc-  
20 curred may file a complaint with the commission. If the commission  
21 determines there is substantial reason to believe that a violation has  
22 occurred, it shall expeditiously make an investigation, which may also  
23 include an investigation of reports and statements filed by the com-  
24 plainant, of the matter complained of. When, in the judgment of the  
25 commission, after affording due notice and an opportunity for a hear-  
26 ing, a person has engaged or is about to engage in an act or practice  
27 that constitutes or would constitute a violation of this chapter or a  
28 regulation adopted or order issued under it, it shall promptly report  
29 the information to the attorney general for appropriate action. The

1 commission shall report its determination and recommendation to the  
2 person who filed the complaint with the commission within 60 days of  
3 receiving the complaint unless circumstances require additional time  
4 to make an adequate investigation.

5 \* Sec. 8. AS 15.13.060(a) is amended to read:

6 Sec. 15.13.060. CAMPAIGN OFFICERS [TREASURERS]. (a) Each  
7 candidate may and each group shall appoint a campaign chairman. Each  
8 candidate and group shall appoint a campaign treasurer who is respon-  
9 sible for receiving, holding, and disbursing all contributions and  
10 expenditures, and for filing all reports and statements required by  
11 law. Each candidate and each group may appoint deputy campaign trea-  
12 surers at any time. A candidate may be a campaign treasurer.

13 \* Sec. 9. AS 15.13.060(b) is amended to read:

14 (b) Each group shall file the name, [AND] address, and telephone  
15 number of its campaign chairman, its campaign treasurer, and any  
16 deputy campaign treasurers with the commission at the time it regis-  
17 ters with the commission under AS 15.13.050. The group shall report  
18 changes or additions with the commission as they occur. The address  
19 of the campaign treasurer is the mailing address of the group unless  
20 the group files a different mailing address with the commission.

21 \* Sec. 10. AS 15.13.060(c) is repealed and reenacted to read:

22 (c) An individual may not act as the campaign chairman, campaign  
23 treasurer, or deputy campaign treasurer for a candidate until the  
24 name, address, and telephone number of the individual has been filed  
25 with the commission. The address of the campaign treasurer, if a  
26 campaign treasurer is appointed, is the address of the candidate  
27 unless the candidate files a different mailing address with the com-  
28 mission.

29 \* Sec. 11. AS 15.13.060(d) is amended to read:

1 (d) In the case of the death, resignation or removal of a cam-  
2 paign officer required to be appointed under this section [TREASURER],  
3 the candidate or group shall appoint a successor as soon as practic-  
4 able and file the [HIS] name, [AND] address, and telephone number of  
5 the successor with the commission within 48 hours of the appointment.  
6 [THE CANDIDATE IS DISQUALIFIED WHEN HE HAS BEEN FOUND TO HAVE BEEN IN  
7 WILFUL VIOLATION OF THIS SUBSECTION.]

8 \* Sec. 12. AS 15.13.060(e) is repealed and reenacted to read:

9 (e) A candidate may receive contributions and make expenditures  
10 either personally or by a campaign chairman, a campaign treasurer, or  
11 a deputy campaign treasurer. A group may receive contributions and  
12 make expenditures only by the campaign chairman, campaign treasurer,  
13 or deputy campaign treasurer of the group.

14 \* Sec. 13. AS 15.13.060(f) is amended to read:

15 (f) The candidate is responsible for the performance of the  
16 campaign officers [HIS CAMPAIGN TREASURER,] and any default or vio-  
17 lation by an officer [THE TREASURER] also shall be considered a de-  
18 fault or violation by the candidate if the candidate [HE] knew or had  
19 reason to know of the default or violation.

20 \* Sec. 14. AS 15.13.070(a) is amended to read:

21 (a) No person or group, including but not limited to all politi-  
22 cal committees, businesses, corporations, and labor unions, may con-  
23 tribute to or expend more than \$1,000 a year on behalf of or in oppo-  
24 sition to the competing candidates for each elective office. Politi-  
25 cal parties and their subdivisions are not subject to the limitation  
26 prescribed in this subsection, but they are subject to the reporting  
27 requirements prescribed by AS 15.13.040(b) and 15.13.110. This chap-  
28 ter does not prohibit [NOTHING IN THIS CHAPTER PROHIBITS]

29 (1) a candidate from contributing more than \$1,000 of

1        personal funds to the candidate's own candidacy [HIS OWN MONEY TO HIS  
2        OWN CAMPAIGN]; or

3                (2) individuals or groups, including but not limited to all  
4        political committees, businesses, corporations, and labor unions, from  
5        contributing to or expending on behalf of or in opposition to a ballot  
6        proposition or question more than \$1,000 a year; however, these con-  
7        tributions and expenditures shall be reported under [IN ACCORDANCE  
8        WITH] AS 15.13.040 and 15.13.110.

9        \* Sec. 15. AS 15.13.090 is amended by adding a new subsection to read:

10                (b) A person making an independent expenditure shall, within the  
11        printed material or during a broadcast,

12                (1) state that the communication is not authorized by a  
13        candidate or the authorized committee of a candidate;

14                (2) identify the name of the person or group that made the  
15        independent expenditure.

16        \* Sec. 16. AS 15.13.110(a) is amended to read:

17                (a) Each candidate and group shall make a full report in accor-  
18        dance with AS 15.13.040 during the period ending three days before the  
19        due date of the report and beginning on the last day covered by the  
20        most recent previous report, or, if a first report, all contributions  
21        received and expenditures made before three days before the due date  
22        of the report. The report shall be filed at the following times:

23                (1) 30 days before the election; however, this report is  
24        not required if the deadline for filing a nominating petition or  
25        declaration of candidacy is within 30 days of the election;

26                (2) one week before the election;

27                (3) 10 [TEN] days after the election; and

28                (4) 31 days after the end [DECEMBER 31] of each year for  
29        expenditures and contributions received which were not reported that

1 year.

2 \* Sec. 17. AS 15.13.110(b) is amended to read:

3 (b) Each contribution received that [OR EXPENDITURE WHICH]  
4 exceeds \$250 and that [WHICH] is received [MADE] within 10 days [ONE  
5 WEEK] of the election shall be reported to the commission by date,  
6 amount, and contributor [OR RECIPIENT] within 24 hours of receipt [OR  
7 EXPENDITURE] by the candidate or campaign officer [TREASURER]. Each  
8 person making an independent expenditure in the amount of \$1,000 or  
9 more that is made within 30 days of an election shall report to the  
10 commission the date, amount, and purpose of the expenditure within 72  
11 hours of the expenditure and shall identify the name of the person or  
12 group that made the expenditure.

13 \* Sec. 18. AS 15.13.110(c) is amended to read:

14 (c) Each candidate and group shall file the reports required by  
15 this chapter [THE REPORTS OF CANDIDATES SHALL BE FILED] with the  
16 commission's central office and each report is [. ALL REPORTS RE-  
17 QUIRED BY THIS CHAPTER SHALL BE KEPT] open to public inspection.  
18 After [WITHIN 30 DAYS AFTER] each election, the commission shall, upon  
19 request, prepare a summary of each report which shall be made avail-  
20 able to the public at cost [UPON REQUEST]. Each summary shall use  
21 uniform categories of reporting.

22 \* Sec. 19. AS 15.13.130 is amended by adding a new paragraph to read:

23 (8) "independent expenditure" means the disbursement of  
24 funds made to support or oppose the election of a candidate or the  
25 passage or defeat of a ballot proposition or question that is not made  
26 with the cooperation, consent, or at the request of a candidate, the  
27 campaign committee or controlled group of a candidate, or a group that  
28 is supporting or opposing the candidate or ballot proposition or  
29 question for which the funds are disbursed.

- 1 \* Sec. 20. AS 15.13.070(e) - (g), and 15.13.120(d) are repealed.
- 2 \* Sec. 21. This Act takes effect immediately in accordance with AS 01.-
- 3 10.070(c).