



# LAWS OF ALASKA

2002

**Source**  
SCS CSHB 177(RLS) am S

**Chapter No.**  
1

## AN ACT

Regulating nongroup entities and certain tax-exempt organizations under Alaska's election campaign finance statutes; and requiring disclosure of the true source of campaign contributions.

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

THE ACT FOLLOWS ON PAGE 1

**Veto Overridden:** January 16, 2002  
**Actual Effective Date:** April 16, 2002

AN ACT

1 Regulating nongroup entities and certain tax-exempt organizations under Alaska's election  
2 campaign finance statutes; and requiring disclosure of the true source of campaign  
3 contributions.

4 \_\_\_\_\_  
5 \* **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section  
6 to read:

7       SHORT TITLE. This Act may be known as the Full Disclosure of Campaign Finance  
8 Act.

9 \* **Sec. 2.** AS 15.13.010(b) is amended to read:

10       (b) Except as otherwise provided, this chapter applies to contributions,  
11 expenditures and communications made by a candidate, group, nongroup entity,  
12 municipality or individual for the purpose of influencing the outcome of a ballot  
13 proposition or question as well as those made to influence the nomination or election  
14 of a candidate.

- 1 (1) cumulatively do not exceed \$250 during a calendar year; and
- 2 (2) are made only for billboards, signs, or printed material concerning
- 3 a ballot proposition as that term is defined by AS 15.13.065(c).

4 \* Sec. 6. AS 15.13.040 is amended by adding a new subsection to read:

5 (j) Each nongroup entity shall make a full report in accordance with  
6 AS 15.13.110 upon a form prescribed by the commission and certified by the  
7 nongroup entity's treasurer, listing

8 (1) the name and address of each officer and director of the nongroup  
9 entity;

10 (2) the aggregate amount of all contributions made to the nongroup  
11 entity for the purpose of influencing the outcome of an election; and, for all such  
12 contributions in excess of \$100 in the aggregate a year, the name, address, principal  
13 occupation, and employer of the contributor, and the date and amount contributed by  
14 each contributor; for purposes of this paragraph, "contributor" means the true source  
15 of the funds, property, or services being contributed; and

16 (3) the date and amount of all contributions made by the nongroup  
17 entity, and, except as provided for certain independent expenditures in  
18 AS 15.13.135(a), all expenditures made, incurred, or authorized by the nongroup  
19 entity, for the purpose of influencing the outcome of an election; a nongroup entity  
20 shall report contributions made to a different nongroup entity for the purpose of  
21 influencing the outcome of an election and expenditures made on behalf of a different  
22 nongroup entity for the purpose of influencing the outcome of an election as soon as  
23 the total contributions and expenditures to that nongroup entity for the purpose of  
24 influencing the outcome of an election reach \$500 in a year and for all subsequent  
25 contributions and expenditures to that nongroup entity in a year whenever the total  
26 contributions and expenditures to that nongroup entity for the purpose of influencing  
27 the outcome of an election that have not been reported under this paragraph reach  
28 \$500.

29 \* Sec. 7. AS 15.13.065(a) is amended to read:

30 (a) Individuals, groups, nongroup entities, and political parties may make  
31 contributions to a candidate. An individual, [OR] group, or nongroup entity may

1 residents of this state at the time the contribution is made. The amounts accepted by  
2 the nongroup entity from these individuals and entities for the purpose of influencing  
3 the nomination or election of a candidate may not exceed 10 percent of total  
4 contributions made to the nongroup entity for the purpose of influencing the  
5 nomination or election of a candidate during the calendar year in which the  
6 contributions are received.

7 \* **Sec. 13.** AS 15.13.074(a) is amended to read:

8 (a) A person, [OR] group, or nongroup entity may not make a contribution if  
9 the making of the contribution would violate this chapter.

10 \* **Sec. 14.** AS 15.13.074(f) is amended to read:

11 (f) A corporation, company, partnership, firm, association, entity recognized  
12 as tax-exempt under 26 U.S.C. 501(c)(3) (Internal Revenue Code), organization,  
13 business trust or surety, labor union, or publicly funded entity that does not satisfy the  
14 definition of group or nongroup entity in AS 15.13.400 may not make a contribution  
15 to a candidate, [OR] group, or nongroup entity.

16 \* **Sec. 15.** AS 15.13.074 is amended by adding a new subsection to read:

17 (i) A nongroup entity may not solicit or accept a contribution to be used for  
18 the purpose of influencing the outcome of an election unless the potential contributor  
19 is notified that the contribution may be used for that purpose.

20 \* **Sec. 16.** AS 15.13.082(b) is amended to read:

21 (b) A candidate, [OR] group, or nongroup entity may not make an  
22 expenditure unless the source of the expenditure has been disclosed as required by this  
23 chapter.

24 \* **Sec. 17.** AS 15.13.084 is amended to read:

25 **Sec. 15.13.084. Prohibited expenditures.** A person may not make an  
26 expenditure

27 (1) anonymously, unless the expenditure is

28 (A) paid for by an individual acting independently of any group  
29 or nongroup entity and independently of any other individual;

30 (B) made to influence the outcome of a ballot proposition as  
31 that term is defined by AS 15.13.065(c); and

1 shall be filed

2 (1) 30 days before the election; however, this report is not required if  
3 the deadline for filing a nominating petition or declaration of candidacy is within 30  
4 days of the election;

5 (2) one week before the election;

6 (3) 10 days after the election; and

7 (4) February 15 for expenditures made and contributions received that  
8 were not reported during the previous year, including, if applicable, all amounts  
9 expended from a public office expense term account established under  
10 AS 15.13.116(a)(8) and all amounts expended from a municipal office account under  
11 AS 15.13.116(a)(9), or when expenditures were not made or contributions were not  
12 received during the previous year.

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

14 (b) Each contribution that exceeds \$250 and that is made within nine days of  
15 the election shall be reported to the commission by date, amount, and contributor  
16 within 24 hours of receipt by the candidate, group, campaign treasurer, or deputy  
17 campaign treasurer. **Each contribution to a nongroup entity for the purpose of**  
18 **influencing the outcome of an election that exceeds \$250 and that is made within**  
19 **nine days of the election shall be reported to the commission by date, amount,**  
20 **and contributor within 24 hours of receipt by the nongroup entity.**

21 \* Sec. 22. AS 15.13.110(f) is amended to read:

22 (f) During the year in which the election is scheduled, each of the following  
23 shall file the campaign disclosure reports in the manner and at the times required by  
24 this section:

25 (1) a person who, under the regulations adopted by the commission to  
26 implement AS 15.13.100, indicates an intention to become a candidate for elective  
27 state executive or legislative office;

28 (2) a person who has filed a nominating petition under AS 15.25.140 -  
29 15.25.200 to become a candidate at the primary election for elective state executive or  
30 legislative office;

31 (3) a person who campaigns as a write-in candidate for elective state

1 or approved by the candidate.

2 \* **Sec. 25.** AS 15.13.400(9) is amended to read:

3 (9) "person" has the meaning given in AS 01.10.060, and includes a  
4 labor union, **nongroup entity**, and a group;

5 \* **Sec. 26.** AS 15.13.400 is amended by adding a new paragraph to read:

6 (12) "nongroup entity" means a person, other than an individual, that  
7 takes action the major purpose of which is to influence the outcome of an election, and  
8 that

9 (A) cannot participate in business activities;

10 (B) does not have shareholders who have a claim on corporate  
11 earnings; and

12 (C) is independent from the influence of business corporations.