

Introduced by: Bagley, Wolf
Date: 06/02/15
Shortened Hearing: 06/16/15
Action: Enacted
Vote: 6 Yes, 3 No, 0 Absent

**KENAI PENINSULA BOROUGH
ORDINANCE 2015-15**

AN ORDINANCE AMENDING KPB 4.10.110 TO PROVIDE FOR THE INCLUSION OF STATEMENTS ADVOCATING VOTER APPROVAL OR REJECTION OF BALLOT PROPOSITIONS IN THE INFORMATIONAL BROCHURE DISTRIBUTED BY THE BOROUGH CLERK PRIOR TO EACH ELECTION

WHEREAS, borough code currently authorizes the borough clerk to prepare and mail to every borough boxholder a brochure containing information approved by the assembly of a strictly factual nature pertaining to each proposition on the ballot; and

WHEREAS, a group of citizens have filed an initiative petition application requesting that the voters authorize the borough clerk to place statements for and against ballot propositions in the informational brochure; and

WHEREAS, voters would be better informed on an issue if they are provided statements for and/or against a ballot proposition in the informational brochure;

NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

SECTION 1. That KPB 4.10.110 is hereby amended as follows:

4.10.110. Informational brochures for ballot propositions.

- A. Fifteen days prior to each regular or special election the borough clerk shall prepare and mail to every borough boxholder a brochure containing information approved by the assembly of a strictly factual nature pertaining to each proposition on the ballot, except as provided below in this section.
- B. Notwithstanding KPB 4.10.100, statements advocating voter approval or rejection of propositions shall be included in the Informational Brochure in accordance with this subsection.
 - 1. The clerk shall provide the opportunity for statements advocating voter approval and rejection of propositions in the election pamphlet. The clerk shall offer authorship of the statement

advocating voter approval or rejection by applying the following criteria:

- a) The clerk shall offer authorship of the statement advocating voter approval of a proposition to the prime sponsor of the initiative, referendum, or recall petition that successfully filed the ballot proposition;
 - b) The clerk shall offer authorship of the statement advocating voter approval of a proposition that has been placed on the ballot through an Assembly crafted ordinance or resolution, and not through the initiative, referendum, or recall petition process, to an individual or organization with a stated interest in approval of the proposition;
 - c) The clerk shall offer authorship of the statement advocating voter rejection to an individual or organization with a stated interest in rejection of the proposition.
2. The clerk shall establish a deadline for the submission of a statement under this section. A statement advocating voter approval or rejection must be received by the clerk by the established deadline date.
 3. A statement submitted under this section may not exceed 500 words.
 4. A statement submitted under this section must include a signer's bloc located at the bottom of the statement. The signer's bloc must include no more than three signers. Any signers more than the allotted three will be considered endorsements and counted against the 500-word limit. Signers must include their full names and organizations, if any.
 5. Signers shall sign a form prepared by the clerk indicating that the signers participated in the drafting of the statement.
 6. The clerk shall accept statements meeting the requirements of KPB 4.10.110(B) and will not release statements submitted until the day following the deadline date for submittal.
 7. The clerk may appoint a coordinator for the drafting of the statements under this section.
 8. Statements accepted by the clerk advocating either voter approval or rejection shall be published. If only one statement is received before the clerk's deadline then it shall be published.

9. The clerk will add a disclaimer to each initiative, referendum or recall noting the text of the ballot proposition is presented as submitted by the petition sponsors. The clerk will add a disclaimer to each statement noting the information is the opinion of the author(s) and has been reproduced as submitted, without any changes to grammar, spelling or punctuation.

10. The assembly shall provide the corresponding financial data revealing the gross revenue stream affected by and relevant to any estimate of revenue loss or financial data cost in all of its proposition summaries.

11. The presentation order for each proposition shall be:
 - a) Text of the ballot proposition or sample ballot;
 - b) Proposition summary approved by the assembly of a strictly factual nature;
 - c) A statement advocating voter approval;
 - d) A statement advocating voter rejection.

SECTION 2. That this ordinance takes effect immediately upon enactment

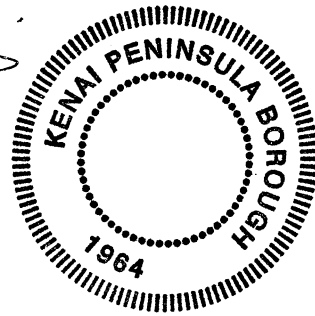
ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 16TH DAY OF JUNE, 2015.

Dale Bagley

Dale Bagley, Assembly President

ATTEST:

John Blankenship
Johni Blankenship, MMC, Borough Clerk



Yes: Cooper, McClure, Ogle, Welles, Wolf, Bagley
 No: Haggerty, Gilman, Johnson
 Absent: None