



Lieutenant Governor Craig E. Campbell

March 12, 2010

Mr. Loren Leman  
Post Office Box 190773  
Anchorage, Alaska 99519

*RE: 09PIMA, "An Act relating to parental involvement for a minor's abortion"*

Dear Mr. Leman:

I have reviewed your petition for the initiative entitled "An Act relating to parental involvement for a minor's abortion" and have determined that the petition was properly filed. My notice of proper filing is enclosed. Specifically, the petition was signed by qualified voters (1) equal in number to 10 percent of those who voted in the preceding general election; (2) resident in at least three-fourths of the house districts in the state; and (3) who, in each of the house districts, are equal in number to at least seven percent of those who voted in the preceding general election in the house district. The Division of Elections verified 36,285 voter signatures and 40 house districts, which exceeds the 32,734 signature requirement based on the 2008 General Election. A copy of the Petition Statistics Report prepared by the Division of Elections is enclosed.

With the assistance of the attorney general, I have prepared the following ballot title and proposition that meets the requirements of AS 15.45.180:

***Abortion for minor requires notice to or consent from parent or guardian or judicial bypass***

This bill would require notice to the parent or guardian of a female under the age of 18 before she has an abortion. Notice must be received at least 48 hours before the procedure. This waiting period would be waived if a parent or guardian gives consent.

The bill also allows the minor to go to court to authorize an abortion without giving notice to her parent or guardian. The minor could ask the court to excuse her from school at attend the hearings and to have the abortion. The court could direct the school not to tell the minor's parent or guardian of the minor's pregnancy, abortion, or absence from school.

The bill allows a minor who is a victim of abuse by her parent or guardian to get an abortion without notice or consent. To do this, the minor and an adult relative or authorized official with personal knowledge of the abuse must sign a notarized statement about the abuse.

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The bill sets out a doctor's defense for performing an abortion without first providing notice or obtaining consent where the minor faces an immediate threat of death or permanent physical harm from continuing the pregnancy.

Doctors who perform abortions on a minor would have to submit reports.

Should this initiative become law?

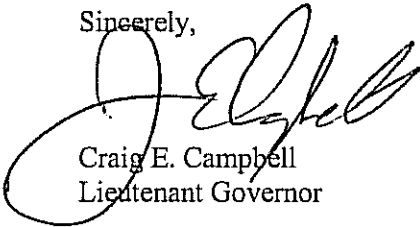
This ballot proposition will appear on the election ballot of the first statewide general, special, or primary election that is held after (1) the petition has been filed; (2) a legislative session has convened and adjourned; and (3) a period of 120 days has expired since the adjournment of the legislative session. Barring an unforeseen special election, this proposition is scheduled to appear on the election ballot on the August 24, 2010 primary election. If a majority of the votes cast on the initiative proposition favor its adoption, the proposed law is enacted, I shall so certify. The act becomes effective 90 days after certification.

Please be advised that under AS 15.45.210, this petition will be void if I, with the formal concurrence of the attorney general, determine that an act of the legislature—that is substantially the same as the proposed law—was enacted after the petition has been filed and before the date of the election. I will advise you in writing of my determination in this matter.

Please be advised that under AS 15.45.240, any person aggrieved by my determination set out in this letter may bring an action in the superior court to have the determination reversed within 30 days of the date on which notice of the determination was given.

Because your petition was properly filed, I will be refunding your \$100 deposit that accompanied your application in a separate mailing. If you have questions or comments about the ongoing initiative process, please contact my special assistant, Scott Clark, at (907) 465-4081.

Sincerely,



Craig E. Campbell  
Lieutenant Governor

enclosure

cc: Daniel S. Sullivan, Attorney General  
Gail Fenumiai, Director of Elections

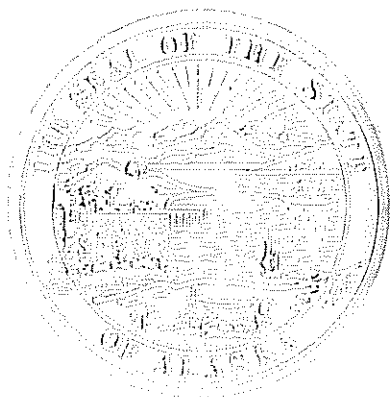
STATE OF ALASKA  
LIEUTENANT GOVERNOR CRAIG E. CAMPBELL

## NOTICE OF PROPER FILING

I, CRAIG E. CAMPBELL, LIEUTENANT GOVERNOR FOR THE STATE OF ALASKA, under the provisions of Article XI of the Constitution of the State of Alaska and under the provisions of AS 15.45, hereby provide notice that the initiative petition for "An Act relating to parental involvement for a minor's abortion," which was received on January 15, 2010, and known as 09PIMA, was properly filed.

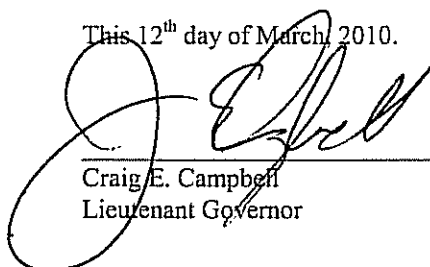
I have determined that the initiative sponsors have filed the petition within one year and that the petition is signed by qualified voters (1) equal in number to 10 percent of those who voted in the preceding general election; (2) resident in at least three-fourths of the house districts in the state; and (3) who, in each of the house districts, are equal in number to at least seven percent of those who voted in the preceding general election in the house district.

In accordance with AS 15.45.190, the Director of the Division of Elections shall place the ballot title and proposition on the election ballot for the Primary Election on August 24, 2010, except as provided by AS 15.45.210.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed hereto the Seal of the State of Alaska, at Anchorage, Alaska,

This 12<sup>th</sup> day of March, 2010.

  
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Craig E. Campbell  
Lieutenant Governor