



Lieutenant Governor Mead Treadwell
STATE OF ALASKA

January 11, 2011

Clinton DesJarlais
9125 Jewel Terrace Street
Anchorage, AK 99502

RE: Initiative application 10NRTL -- "Natural Right To Life Initiative"

Dear Mr. DesJarlais:

On November 12, 2010, the State of Alaska received your application for an initiative that you entitled "*Natural Right To Life Initiative*." Your application was forwarded to the Division of Elections for verification of signatures and to the Department of Law for legal review.

The Division of Elections determined that 204 of the 228 signatures submitted were those of qualified voters. The application does have a sufficient number of sponsors to satisfy this portion of the application review under AS 15.45.030. The petition statistics report concerning these signatures prepared by the Division of Elections is enclosed.

The Department of Law reviewed the application for compliance with AS 15.45.040. The department recommends that I decline to certify this initiative application on the grounds that the bill contains a prohibited subject and does not comply with AS 15.45.040. The Department of Law concluded that the application does not comply with the constitutional and statutory provisions governing the use of the initiative because the application proposes a law that is clearly unconstitutional. The proposed law would supersede a woman's constitutional right to privacy as recognized in long-standing federal and state case law and is therefore not a proper subject for use of the initiative process.

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Director's Office
Division of Elections

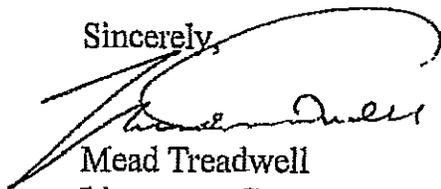
January 11, 2011
Clinton DesJarlais
Page 2

Based on this recommendation, and in accordance with AS 15.45.080, I am denying certification of your initiative application. I have enclosed a copy of the opinion issued by the Department of Law.

Please be advised that under AS 15.45.240, "any person aggrieved by a determination made by the lieutenant governor under AS 15.45.010 - AS 15.45.220 may bring an action in the superior court to have the determination reviewed within 30 days of the date on which notice of the determination was given."

If you have further questions, please contact my special assistant, Scott Clark, at (907) 465-4081.

Sincerely,

A handwritten signature in black ink, appearing to read "Mead Treadwell", is written over a large, stylized flourish that extends to the left and curves upwards.

Mead Treadwell
Lieutenant Governor

Enclosures

Cc: John J. Burns, Attorney General, Department of Law
Gail Fenumiai, Director, Division of Elections