

1 HB64  
2 126248-2  
3 By Representatives Wallace, Hubbard (M), Collins, Patterson,  
4 Rich, Nordgren, Buttram, Merrill, Treadaway, Johnson (R),  
5 Roberts, Henry, Bridges, Gaston, Johnson (K), Chesteen,  
6 Sanderford, Williams (D), McClendon, Wren, Williams (J),  
7 Williams (P), Baughn, Moore (B), Long and Canfield  
8 (Constitutional Amendment)  
9 RFD: Constitution, Campaigns and Elections  
10 First Read: 01-MAR-11  
11 PFD: 02/25/2011

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ENROLLED, An Act,

To propose an amendment to Amendment 579 to the Constitution of Alabama of 1901, now appearing as Section 177 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, to provide that the right of individuals to vote for public office, public votes on referenda, or votes of employee representation by secret ballot is guaranteed.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, as amended, is proposed and shall become valid as a part thereof when approved by a majority of the qualified electors voting thereon and in accordance with Sections 284, 285, and 287 of the Constitution of Alabama of 1901, as amended:

PROPOSED AMENDMENT

"Sec. 177. Suffrage and Elections

"(a) Every citizen of the United States who has attained the age of eighteen years and has resided in this state and in a county thereof for the time provided by law, if registered as provided by law, shall have the right to vote in the county of his or her residence. The Legislature may prescribe reasonable and nondiscriminatory requirements as prerequisites to registration for voting. The Legislature

1 shall, by statute, prescribe a procedure by which eligible  
2 citizens can register to vote.

3 "(b) No person convicted of a felony involving moral  
4 turpitude, or who is mentally incompetent, shall be qualified  
5 to vote until restoration of civil and political rights or  
6 removal of disability.

7 "(c) The Legislature shall by law provide for the  
8 registration of voters, absentee voting, secrecy in voting,  
9 the administration of elections, and the nomination of  
10 candidates.

11 "(d) The right of individuals to vote by secret  
12 ballot is fundamental. Where state or federal law requires  
13 elections for public office or public votes on referenda, or  
14 designations or authorizations of employee representation, the  
15 right of individuals to vote by secret ballot shall be  
16 guaranteed."

17 Section 2. An election upon the proposed amendment  
18 shall be held in accordance with Sections 284 and 285 of the  
19 Constitution of Alabama of 1901, now appearing as Sections 284  
20 and 285 of the Official Recompilation of the Constitution of  
21 Alabama of 1901, as amended, and the election laws of this  
22 state.

23 Section 3. The appropriate election official shall  
24 assign a ballot number for the proposed constitutional  
25 amendment on the election ballot and shall set forth the

1 following description of the substance or subject matter of  
2 the proposed constitutional amendment:

3 "Proposing an amendment to the Constitution of  
4 Alabama of 1901, to amend Amendment 579 to the Constitution of  
5 Alabama of 1901, now appearing as Section 177 of the Official  
6 Recompilation of the Constitution of Alabama of 1901, as  
7 amended, to provide that the right of individuals to vote for  
8 public office, public votes on referenda, or votes of employee  
9 representation by secret ballot is fundamental.

10 "Proposed by Act \_\_\_\_\_."

11 This description shall be followed by the following  
12 language:

13 "Yes ( ) No ( )."

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 09-MAR-11.

Greg Pappas  
Clerk

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Senate

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09-JUN-11

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Passed