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3 CONFERENCE COMMITTEE SUBSTITUTE FOR HB167, AS ENGROSSED
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8 SYNOPSIS: Under existing law, an individual may not
9 vote more than once or attempt to vote more than
10 once in an election held within the state.

11 This bill would prohibit an Alabama voter
12 from voting or attempting to vote in this state and
13 also in another state.

14 This bill would also further provide for
15 criminal penalties for a violation.

16 Amendment 621 of the Constitution of Alabama
17 of 1901, as amended by Amendment 890, now appearing
18 as Section 111.05 of the Official Recompilation of
19 the Constitution of Alabama of 1901, as amended,
20 prohibits a general law whose purpose or effect
21 would be to require a new or increased expenditure
22 of local funds from becoming effective with regard
23 to a local governmental entity without enactment by
24 a 2/3 vote unless: it comes within one of a number
25 of specified exceptions; it is approved by the
26 affected entity; or the Legislature appropriates

1 funds, or provides a local source of revenue, to
2 the entity for the purpose.

3 The purpose or effect of this bill would be
4 to require a new or increased expenditure of local
5 funds within the meaning of the amendment. However,
6 the bill does not require approval of a local
7 governmental entity or enactment by a 2/3 vote to
8 become effective because it comes within one of the
9 specified exceptions contained in the amendment.

10
11 A BILL
12 TO BE ENTITLED
13 AN ACT
14

15 Relating to voter fraud; to amend Sections 17-13-24
16 and 17-17-36, Code of Alabama 1975, to prohibit a voter in
17 this state from also voting in another state; to provide
18 further for criminal penalties; and in connection therewith
19 would have as its purpose or effect the requirement of a new
20 or increased expenditure of local funds within the meaning of
21 Amendment 621 of the Constitution of Alabama of 1901, as
22 amended by Amendment 890, now appearing as Section 111.05 of
23 the Official Recompilation of the Constitution of Alabama of
24 1901, as amended.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. Sections 17-13-24 and 17-17-36, Code of
27 Alabama 1975, are amended to read as follows:

1 "§17-13-24.

2 "Any voter in this state who ~~shall vote~~ votes more
3 than once, or ~~attempt~~ attempts to vote more than once, in any
4 primary election held in this state, or who votes in both this
5 state and another state or territory in the same or equivalent
6 election, shall, ~~on conviction~~, be punished in the same manner
7 as provided for voting or attempting to vote more than once in
8 a general election as provided in Section 17-17-36.

9 "§17-17-36.

10 "~~Any person who votes more than once at any election~~
11 ~~held in this state, or deposits more than one ballot for the~~
12 ~~same office as his or her vote at such election, or knowingly~~
13 ~~attempts to vote when not entitled to do so, or is guilty of~~
14 ~~any kind of illegal or fraudulent voting, shall be guilty,~~
15 ~~upon conviction, of a Class C felony.~~

16 "(a) It shall be unlawful for an individual to vote
17 in this state more than once at any election held in this
18 state, or to vote in both this state and another state or
19 territory in the same or equivalent election, or to attempt to
20 vote when he or she has knowledge that he or she is not
21 entitled to vote, or to commit any kind of unlawful or
22 fraudulent voting.

23 "(b) (1) Except as provided in subdivsion (2), a
24 violation of this section is a Class A misdemeanor.

25 "(2) A second or subsequent violation of this
26 section is a Class C felony."

1 Section 2. Although this bill would have as its
2 purpose or effect the requirement of a new or increased
3 expenditure of local funds, the bill is excluded from further
4 requirements and application under Amendment 621, as amended
5 by Amendment 890, now appearing as Section 111.05 of the
6 Official Recompilation of the Constitution of Alabama of 1901,
7 as amended, because the bill defines a new crime or amends the
8 definition of an existing crime.

9 Section 3. This act shall become effective
10 immediately following its passage and approval by the
11 Governor, or its otherwise becoming law.