

1 SB45
2 208742-2
3 By Senator Beasley
4 RFD: Governmental Affairs
5 First Read: 02-FEB-21
6 PFD: 01/14/2021

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 Relating to elections; to authorize the Secretary of
12 State to conduct a one-time post-election pilot audit after
13 the November 8, 2022 general election to determine the
14 accuracy of the originally reported outcome of the election.
15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. (a) This act shall be known and may be
17 cited as the Alabama Voter Confidence Pilot Act.

18 (b) Notwithstanding any other law to the contrary,
19 the Secretary of State may conduct a limited post-election
20 pilot audit of the November 8, 2022 statewide general
21 election, as provided in this subsection.

22 (1) The post-election pilot audit shall be conducted
23 no earlier than November 30, 2022, and no later than January
24 31, 2023.

25 (2) Upon receiving consent from the respective
26 county commission and judge of probate, the audit shall be
27 conducted in three counties that reflect the racial,

1 urban/rural, and economic diversity of the state selected by
2 the Secretary of State as follows: One county in north
3 Alabama, one county in central Alabama, and one county in
4 south Alabama. The audit shall be conducted on only one
5 statewide office selected by the Secretary of State and on one
6 county office in each of the three selected counties.

7 (3) In the three selected counties, the Secretary of
8 State shall consult with the respective judge of probate and
9 sheriff to select the day to conduct the audit and the county
10 office to be audited.

11 (4) The Secretary of State may issue a written order
12 to the respective judge of probate and sheriff of the three
13 selected counties, which shall be the only authority necessary
14 for the judge of probate and sheriff to open the appropriate
15 ballot boxes and provide any other necessary election
16 materials in order for the audit to be conducted. The order
17 shall include the name of the statewide office and the county
18 office to be audited.

19 (5) The Secretary of State may request the judge of
20 probate and sheriff to access ballot boxes and necessary
21 election materials prior to the audit to ensure that election
22 material is accurately organized and accounted for in
23 preparation of the audit.

24 (6) Poll workers shall be appointed to conduct the
25 post-election pilot audit, and appointments shall be made in
26 the same manner as for any other election activity.

1 (c) All expenses incurred by any county pursuant to
2 this section shall be reimbursed from federal funds made
3 available for use by the Secretary of State.

4 (d) The judge of probate shall make all results from
5 the post-election pilot audit public by posting the results on
6 the courthouse door at the conclusion of the audit and posting
7 the results on the official website of the Secretary of State.

8 Section 2. This act shall become effective
9 immediately following its passage and approval by the
10 Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate
committee on Governmental Affairs..... 02-FEB-21

Read for the second time and placed on the calen-
dar 1 amendment..... 09-FEB-21

Read for the third time and passed as amended 03-MAR-21

Yeas 30
Nays 0

Patrick Harris,
Secretary.