- 1 HB194
- 2 216649-2
- 3 By Representative Allen
- 4 RFD: Constitution, Campaigns and Elections
- 5 First Read: 01-FEB-22

1	<u>ENGROSSED</u>
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4	A BILL
5	TO BE ENTITLED
6	AN ACT
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8	Relating to elections; to prohibit certain public
9	officials responsible for the conduct of an election, or their
10	employees, from soliciting, accepting, or using certain
11	donations from an individual or nongovernmental entity for the
12	purpose of funding certain election-related expenses, with
13	exceptions; to provide criminal penalties for violations; and
14	in connection therewith would have as its purpose or effect
15	the requirement of a new or increased expenditure of local
16	funds within the meaning of Amendment 621 of the Constitution
17	of Alabama of 1901, as amended by Amendment 890, now appearing
18	as Section 111.05 of the Official Recompilation of the
19	Constitution of Alabama of 1901, as amended.
20	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
21	Section 1. (a) For the purposes of this section,
22	"election-related expenses" means any of the following:
23	(1) Payments, salaries, or bonuses for election
24	officials, boards of registrars, and poll workers.
25	(2) Expenses relating to equipment, ballots,
26	printing, mailing, or transportation.

1 (3) Expenses relating to signage or media 2 production.

- (4) Expenses relating to lectures, educational seminars, or events to train election officials, boards of registrars, or poll workers.
  - (b) Notwithstanding any other law, no state or local public official responsible for the conduct of an election, nor his or her employee, may solicit, accept, or use any donation in the form of money, grants, property, or personal services from an individual or a nongovernmental entity for the purpose of funding election-related expenses or voter education, voter outreach, or voter registration programs.
  - (c)  $\underline{\text{(1)}}$  This section does not prohibit the donation and acceptance of space to be temporarily used for a polling place.
  - health emergency is proclaimed, donations of items for the preservation or protection of the public health to be used by voters or election officials may be accepted by the Office of the Governor for distribution to each judge of probate, provided written notice of that donation is published on the Governor's website and transmitted by press release to a media outlet in each county no more than 21 days and no less than 10 days prior to the distribution of the donated items. The written notice shall include the full name, address, and phone number of the donor, and a list of items, including descriptions and quantities and the dollar value. Items shall

1	be distributed to each of the 67 counties equally. The
2	Governor may transfer the items to the Office of the Secretary
3	of State for distribution after publication of notice.
4	(d) Any person who violates this section shall be
5	guilty of a Class B misdemeanor.
6	Section 2. Although this bill would have as its
7	purpose or effect the requirement of a new or increased
8	expenditure of local funds, the bill is excluded from further
9	requirements and application under Amendment 621, as amended
10	by Amendment 890, now appearing as Section 111.05 of the
11	Official Recompilation of the Constitution of Alabama of 1901,
12	as amended, because the bill defines a new crime or amends the
13	definition of an existing crime.
14	Section 3. This act shall become effective on the
15	first day of the third month following its passage and
16	approval by the Governor, or its otherwise becoming law.

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3	House of Representatives
4 5 6 7 8	Read for the first time and referred to the House of Representatives committee on Constitution,  Campaigns and Elections
9 10 11	Read for the second time and placed on the calendar
12 13 14	Read for the third time and passed as amended
15 16 17 18	Jeff Woodard Clerk