

**HB95 ENGROSSED**



1      HB95  
2      HG2B766-2  
3      By Representative Lovvorn  
4      RFD: Ways and Means General Fund  
5      First Read: 13-Jan-26  
6      PFD: 17-Dec-25



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A BILL

TO BE ENTITLED

## AN ACT

9 Relating to elections; to require the judge of probate  
10 of each county to conduct a post-election audit after every  
11 county and statewide general election to determine the  
12 accuracy of the originally reported results of the election.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

(b) (1) Notwithstanding any other law to the contrary,  
the judge of probate of each county shall order a  
post-election audit, after every countywide and statewide  
general election, of all ballots in one precinct of a  
countywide or statewide race randomly selected by the  
canvassing board of each county as further provided in  
subdivision (2), which appeared on the ballot and which is not  
subject to a recount. Nothing in this section shall prohibit  
the judge of probate from ordering the audit of additional  
precincts and races. The order shall include the name of the  
precincts and the races to be audited. The order shall  
authorize the sheriff or other county authority to provide  
access to the ballot containers along with any other necessary



29 election materials, including electronic data.

30 (2) The canvassing board of each county, at noon on  
31 the second Friday after any county and statewide general  
32 election, shall randomly select at least one precinct,  
33 excluding absentee and provisional ballots, and at least one  
34 statewide or countywide race to be audited by the judge of  
35 probate.

36 (3) The judge of probate, at noon on the second Friday  
37 after any county and statewide general election, shall select  
38 the date, time, and place of meeting to conduct the  
39 post-election audit and shall appoint an inspector and the  
40 appropriate number of other poll workers required to complete  
41 the audit in the same manner as for any other election. The  
42 notification and publication of these appointments shall be in  
43 the same manner as provided in Section 17-8-2, Code of Alabama  
44 1975. Compensation for poll workers shall be the same as  
45 provided in Section 17-8-12, Code of Alabama 1975.

46 (4) To begin the audit process, the voted ballot  
47 containers subject to the audit shall be delivered, unopened  
48 and still sealed in the original containers, to the inspectors  
49 in charge of the audit by the custodian of the ballot  
50 containers along with any other necessary election materials,  
51 including electronic data.

52 (5) The post-election audit shall commence no earlier  
53 than 31 days following the statewide general election or the  
54 expiration of the time period for filing an election contest,  
55 whichever is less, and shall be completed within 30 days of  
56 commencement.



73 a. A description of any problems or discrepancies  
74 encountered.

75                   b. A description of the likely cause of any problems or  
76                   discrepancies encountered.

77 c. Recommendations for corrective or remedial actions.

81 (9) Poll watchers shall attend and observe the  
82 post-election audit in the same manner as for any other  
83 election, and appointments shall be made in the same manner as  
84 any general election. The judge of probate shall give notice



85 to the public of the date, time, and location of the audit by  
86 publication in a newspaper of general circulation in the  
87 county or on the county's official website. Accredited members  
88 of the media shall be permitted to be present and observe the  
89 audit being performed.

90 (10) The judge of probate may conduct the post-election  
91 audit by manual tally or by use of ballot counters, provided  
92 that at least 30 randomly selected ballots are individually,  
93 manually examined and compared to the ballot counter result  
94 for each selected ballot.

95 (c) All expenses incurred by any county as a result of  
96 the audit shall be reimbursed in full by the Comptroller.

97 (d) The Secretary of State may adopt rules and  
98 prescribe forms to implement this section.

99 Section 2. This act shall become effective immediately.

**HB95 Engrossed**



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House of Representatives

103 Read for the first time and referred ..... 13-Jan-26  
104 to the House of Representatives  
105 committee on Ways and Means General  
106 Fund  
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108 Read for the second time and placed ..... 14-Jan-26  
109 on the calendar:  
110 1 amendment  
111  
112 Read for the third time and passed ..... 15-Jan-26  
113 as amended  
114  
115  
116 Yeas 72  
117 Nays 25  
118 Abs 1  
119  
120  
121 John Treadwell  
122 Clerk  
123