

1 SB128
2 198907-4
3 By Senator Elliott
4 RFD: Governmental Affairs
5 First Read: 19-MAR-19

ACT #2019- 370



1 SB128

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4 ENROLLED, An Act,

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Relating to elections; to add Section 17-9-50.1 to the Code of Alabama 1975; to prohibit an individual from taking a photograph or otherwise revealing the contents of another voter's ballot at any polling place; to provide that a violation is a Class A misdemeanor; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Amendment 621 of the Constitution of Alabama of 1901, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901, as amended.

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BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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Section 1. Section 17-9-50.1 is added to the Code of Alabama 1975 to read as follows:

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§17-9-50.1.

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(a) At any polling place in any state, county, or municipal election, an individual may not do either of the following:

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(1) Take a photograph of a ballot, other than the individual's own ballot.

1 (2) Reveal another voter's ballot in a manner that
2 would disclose its contents to anyone other than an individual
3 lawfully assisting the voter.

4 (b) An individual who violates subsection (a), upon
5 conviction, shall be guilty of a Class A misdemeanor.

6 (c) This section does not prohibit a voter from
7 making available a photograph of the voter's own ballot by
8 posting the photograph on the Internet or in some other
9 electronic medium, and any retransmittal of the photograph
10 does not constitute a violation of this section.

11 Section 2. Although this bill would have as its
12 purpose or effect the requirement of a new or increased
13 expenditure of local funds, the bill is excluded from further
14 requirements and application under Amendment 621, now
15 appearing as Section 111.05 of the Official Recompilation of
16 the Constitution of Alabama of 1901, as amended, because the
17 bill defines a new crime or amends the definition of an
18 existing crime.

19 Section 3. This act shall become effective on the
20 first day of the third month following its passage and
21 approval by the Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB128

Senate 07-MAY-19

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris,
Secretary.

House of Representatives
Passed: 23-MAY-19

By: Senator Elliott

APPROVED

6/4/19

TIME

12:48pm

Alabama Secretary Of State

Act Num....: 2019-370
Bill Num....: S-128

Recv'd 06/05/19 11:18amSLF


GOVERNOR

SENATE ACTION

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill, SB 128.

years 25 nays 6 abstain 0

PATRICK HARRIS,
Secretary

I hereby certify that the notice & proof is attached to the Bill, SB _____ as required in the General Acts of Alabama, 1975 Act No. 919.

PATRICK HARRIS,
Secretary

CONFERENCE COMMITTEE

Senate Conferees _____

HOUSE ACTION

DATE: 5-8 2019

RD 1 RFD CCDC

REPORT OF STANDING COMMITTEE

This bill having been referred by the House to its standing committee on Constitution, Campaign & Elections acted upon by such committee in session, and returned therefrom to the House with the recommendation that it be Passed w/amend(s) w/sub

This 15 day of May 2019.

William Chairperson

DATE: _____ 20__

RF RD 2 CAL

DATE: _____ 20__

RE-REFERRED _____ RE-COMMITTED _____

Committee _____

I hereby certify that the Resolution as required in Section C of Act No. 81-889 was adopted and is attached to the Bill, SB _____

YEAS _____ NAYS _____

JEFF WOODARD,
Clerk

SPONSOR
Elliott

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