

1 SB240  
2 164812-1  
3 By Senator Ross  
4 RFD: Constitution, Ethics and Elections  
5 First Read: 17-MAR-15

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8 SYNOPSIS: This bill would change the date of the  
9 presidential primary from the second Tuesday in  
10 March to the first Tuesday in March.

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12 A BILL  
13 TO BE ENTITLED  
14 AN ACT

15  
16 To amend Sections 17-13-3 and 17-13-100, Code of  
17 Alabama 1975, relating to the date of holding presidential  
18 primary; to change the date to the first Tuesday in March,  
19 beginning in the 2016 election.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. Sections 17-13-3 and 17-13-100, Code of  
22 Alabama 1975, are amended to read as follows:

23 "§17-13-3.

24 "(a) Except as otherwise provided in subsection (b),  
25 primary elections, except special primary elections and  
26 presidential preference primaries, held at the expense of the  
27 state or counties, shall be held on the first Tuesday in June.

1 When necessary, as provided in this chapter, a second or  
2 runoff primary election shall be held on the sixth Tuesday  
3 following the primary election. Any second primary shall be  
4 held by the same election officers who held the first primary,  
5 and be held at the same places as the first primary election.  
6 No primary shall be held by any political party except as  
7 herein provided. Primary elections herein provided for shall  
8 be held at the regular polling places established for the  
9 purpose of holding general elections.

10 "(b) In years in which a presidential primary is  
11 conducted, the primary election shall be the ~~second~~ first  
12 Tuesday in March.

13 "(c) Notwithstanding any other provision of law, in  
14 any year in which the primary election is held in March and  
15 the primary election is held in conjunction with the  
16 presidential preference primary election, as provided in this  
17 section and Section 17-13-100, any reference in any existing  
18 statutes to a primary election being held in June shall be  
19 construed to refer to the primary election in March.

20 "§17-13-100.

21 "(a) Primary elections for the purpose of  
22 determining the preferred candidates for President of the  
23 United States shall be held the ~~second~~ first Tuesday in March  
24 each year in which a President is to be elected beginning in  
25 the year ~~2012~~ 2016.

26 "(b) Subject to rules and procedures of the  
27 political party of any presidential candidate, the names of

1 any candidates for delegate to the national conventions  
2 pledged to a presidential candidate shall be placed under his  
3 or her name and the delegates shall be elected in the primary  
4 election as provided herein.

5 "(c) The State of Alabama shall reimburse a county  
6 for all sums expended in holding and conducting the  
7 presidential preference primary as provided in Section  
8 17-16-4."

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