

1 SB101  
2 182385-3  
3 By Senator Orr  
4 RFD: Education and Youth Affairs  
5 First Read: 07-FEB-17

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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 public funds; to prohibit public  
12 colleges and universities, local boards of education, and  
13 public schools from expending public funds to advocate in  
14 favor of or against statewide and local ballot measures.

15 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

16 Section 1. (a) (1) Notwithstanding any other  
17 provision of law to the contrary, a public institution of  
18 higher education, a local board of education, or any school  
19 under the jurisdiction of a local board of education may not  
20 expend any public funds from any source for activities to  
21 advocate for electors to vote in favor of or against a  
22 statewide or local ballot measure, even if it has been  
23 determined that the expenditure serves a public purpose.

24 (2) For the purposes of this subsection, the  
25 activities prohibited are those enumerated in Section  
26 17-17-5(b) (1), Code of Alabama 1975, if the purpose is to

1 advocate for electors to vote in favor of or against a  
2 statewide or local measure.

3 (b) Providing information on ballot issues which do  
4 not advocate a specific voter action is not a prohibited  
5 activity under subsection (a).

6 (c) Nothing in this section shall prevent a  
7 contribution or dues payment to a trade association in which  
8 the public entity is a member.

9 Section 2. This act shall become effective on the  
10 first day of the fourth month following its passage and  
11 approval by the Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate  
committee on Education and Youth Affairs ..... 07-FEB-17

Reported from Education and Youth Affairs as Fa-  
vorable with 1 substitute..... 16-FEB-17

Read for the third time and passed as amended .... 11-MAY-17

Yeas 23  
Nays 8

Patrick Harris,  
Secretary.