HB167
213904-4
By Representative Blackshear
RFD: Constitution, Campaigns and Elections
First Read: 02-FEB-21
PFD: 01/28/2021
ENROLLED, An Act,

Relating to voter fraud; to amend Sections 17-13-24 and 17-17-36, Code of Alabama 1975, to prohibit a voter in this state from also voting in another state; to provide further for criminal penalties; 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, as amended by Amendment 890, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901, as amended.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 17-13-24 and 17-17-36, Code of Alabama 1975, are amended to read as follows:


"Any voter in this state who shall vote votes more than once, or attempt attempts to vote more than once, in any primary election held in this state, or who votes in both this state and another state or territory in the same or equivalent election, shall, on conviction, be punished in the same manner as provided for voting or attempting to vote more than once in a general election as provided in Section 17-17-36.

"§17-17-36."
"Any person who votes more than once at any election held in this state, or deposits more than one ballot for the same office as his or her vote at such election, or knowingly attempts to vote when not entitled to do so, or is guilty of any kind of illegal or fraudulent voting, shall be guilty, upon conviction, of a Class C felony.

"(a) It shall be unlawful for an individual to vote in this state more than once at any election held in this state, or to vote in both this state and another state or territory in the same or equivalent election, or to attempt to vote when he or she has knowledge that he or she is not entitled to vote, or to commit any kind of unlawful or fraudulent voting.

"(b)(1) Except as provided in subdivision (2), a violation of this section is a Class A misdemeanor.

"(2) A second or subsequent violation of this section is a Class C felony."

Section 2. Although this bill would have as its purpose or effect the requirement of a new or increased expenditure of local funds, the bill is excluded from further requirements and application under Amendment 621, as amended by Amendment 890, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901, as amended, because the bill defines a new crime or amends the definition of an existing crime.
Section 3. This act shall become effective immediately following its passage and approval by the Governor, or its otherwise becoming law.
Speaker of the House of Representatives

President and Presiding Officer of the Senate

I hereby certify that the within Act originated in and was passed by the House 16-MAR-21, as amended.

Jeff Woodard
Clerk

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