HB351

209033-2

By Representatives Mooney, Carns, Wheeler, Allen, Holmes and Drake

RFD: Constitution, Campaigns and Elections

First Read: 04-FEB-21
SYNOPSIS: Under existing law, the Governor may issue an order or other directive during a state of emergency that has the effect of suspending a state law, ordinance, rule, or regulation that conflicts with the order or other directive.

This bill would prohibit, during the six-month period before an election, the Governor from issuing a directive that would have the effect of suspending any election law in a manner that would change how the election is conducted in this state.

A BILL

TO BE ENTITLED

AN ACT

Relating to elections; to prohibit the Governor from issuing a directive during a state of emergency that would suspend a state law in a manner that would change how the election is conducted in this state.
BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. During the six-month period preceding any election in this state, the Governor may not issue any proclamation, order, rule, or other directive under Article 1 of Chapter 9 of Title 31, Code of Alabama 1975, if the proclamation, order, rule, or other directive would have the effect of suspending, altering, or interpreting any provision of Title 11 or Title 17, Code of Alabama 1975, in a manner that would change how an election is conducted in this state.

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