

1 HB16  
2 196416-1  
3 By Representative Hill  
4 RFD: Constitution, Campaigns and Elections  
5 First Read: 05-MAR-19  
6 PFD: 01/10/2019

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8 SYNOPSIS: Under existing law, a board of registrars is  
9 prohibited from registering an individual as a  
10 qualified elector within 10 days of a municipal  
11 election.

12 This bill would provide that an individual  
13 must register to vote for a municipal election  
14 within the same time frame as provided for county  
15 and state elections.

16  
17 A BILL  
18 TO BE ENTITLED  
19 AN ACT

20  
21 Relating to municipal elections; to amend Section  
22 11-46-38, Code of Alabama 1975; to provide that an individual  
23 must register to vote for a municipal election within the same  
24 time frame as provided for county and state elections.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. Section 11-46-38, Code of Alabama 1975,  
27 is amended to read as follows:

1           "§11-46-38.

2           "(a) At all municipal elections, ~~the~~ a qualified  
3 elector ~~must~~ may vote only in the ward or precinct of his or  
4 her residence where he or she is registered to vote ~~and at the~~  
5 ~~box or voting machine to which he or she has been assigned.~~

6           "(b) ~~No person~~ An individual may not vote at any  
7 municipal election unless he or she is a ~~registered and~~  
8 qualified elector of the State of Alabama, ~~who~~ has resided in  
9 the county 30 days and in the ward 30 days prior to the  
10 election, and ~~who~~ has registered ~~not less than 10 days prior~~  
11 ~~to the date of the election at which he or she offers to vote~~  
12 to vote in conformance with the time frame set forth in  
13 Section 17-3-50; provided, however, that any elector who,  
14 within 30 days next preceding the date of the election at  
15 which he or she offers to vote, has removed if a qualified  
16 elector relocates his or her residence from one ward to  
17 another ward in the same city or town within the 30-day period  
18 prior to the election, the elector shall have the right to  
19 vote in the ward ~~from which he or she has removed,~~ where the  
20 elector had previously resided if he or she would have been  
21 entitled to vote in ~~the~~ that ward but for ~~such removal~~  
22 relocating to the new ward. If any elector attempts to vote in  
23 any ward other than that of his or her residence, except as  
24 hereinabove authorized, his or her vote must be rejected.

25           Section 2. All laws or parts of laws which conflict  
26 with this act are repealed.

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