

1 HB167  
2 213904-4  
3 By Representative Blackshear  
4 RFD: Constitution, Campaigns and Elections  
5 First Read: 02-FEB-21  
6 PFD: 01/28/2021

1  
2 ENROLLED, An Act,

3           Relating to voter fraud; to amend Sections 17-13-24  
4 and 17-17-36, Code of Alabama 1975, to prohibit a voter in  
5 this state from also voting in another state; to provide  
6 further for criminal penalties; and in connection therewith  
7 would have as its purpose or effect the requirement of a new  
8 or increased expenditure of local funds within the meaning of  
9 Amendment 621 of the Constitution of Alabama of 1901, as  
10 amended by Amendment 890, now appearing as Section 111.05 of  
11 the Official Recompilation of the Constitution of Alabama of  
12 1901, as amended.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

16           "§17-13-24.

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

24           "§17-17-36.

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

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

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

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

18           Section 2. Although this bill would have as its  
19 purpose or effect the requirement of a new or increased  
20 expenditure of local funds, the bill is excluded from further  
21 requirements and application under Amendment 621, as amended  
22 by Amendment 890, now appearing as Section 111.05 of the  
23 Official Recompilation of the Constitution of Alabama of 1901,  
24 as amended, because the bill defines a new crime or amends the  
25 definition of an existing crime.

1                   Section 3. This act shall become effective  
2 immediately following its passage and approval by the  
3 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

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

Jeff Woodard  
Clerk

Senate

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22-APR-21

Amended and Passed  
Passed, as amended  
by Conference Com-  
mittee Report

House

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06-MAY-21

Passed, as amended  
by Conference Com-  
mittee Report

Senate

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06-MAY-21