1   HB351

2   209033-2

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

4   Drake

5   RFD: Constitution, Campaigns and Elections

6   First Read: 04-FEB-21

1   209033-2:n:01/11/2021:PMG/bm LSA2021-6

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8   SYNOPSIS: Under existing law, the Governor may issue

9   an order or other directive during a state of

10   emergency that has the effect of suspending a state

11   law, ordinance, rule, or regulation that conflicts

12   with the order or other directive.

13   This bill would prohibit, during the

14   six-month period before an election, the Governor

15   from issuing a directive that would have the effect

16   of suspending any election law in a manner that

17   would change how the election is conducted in this

18   state.

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20   A BILL

21   TO BE ENTITLED

22   AN ACT

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24   Relating to elections; to prohibit the Governor from

25   issuing a directive during a state of emergency that would

26   suspend a state law in a manner that would change how the

27   election is conducted in this state.

1   BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2   Section 1. During the six-month period preceding any

3   election in this state, the Governor may not issue any

4   proclamation, order, rule, or other directive under Article 1

5   of Chapter 9 of Title 31, Code of Alabama 1975, if the

6   proclamation, order, rule, or other directive would have the

7   effect of suspending, altering, or interpreting any provision

8   of Title 11 or Title 17, Code of Alabama 1975, in a manner

9   that would change how an election is conducted in this state.

10   Section 2. This act shall become effective on the

11   first day of the third month following its passage and

12   approval by the Governor, or its otherwise becoming law.