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SYNOPSIS:

Under existing law, the second or runoff primary election is held four weeks after the primary election.

This bill would set the second or runoff primary election to occur six weeks after the primary election for regularly scheduled and special elections.

A BILL
TO BE ENTITLED
AN ACT

Relating to primary elections; to amend Section 17-13-3, Code of Alabama 1975, to change from four to six the number of weeks between the dates of the primary election and the second or runoff primary election.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 17-13-3, Code of Alabama 1975, is amended to read as follows:

"§17-13-3

(a) Except as otherwise provided in subsections (b) and (d), primary elections held at the expense of the state or counties shall be held on the fourth Tuesday in May. When necessary, as provided in this chapter, a second or runoff primary election shall be held on the ~~fourth~~sixth Tuesday



29 following the primary election. Any second primary shall be
30 held by the same election officers who held the first primary
31 election, and be held at the same places as the first primary
32 election. No primary election shall be held by any political
33 party except as provided in this subsection. Primary elections
34 shall be held at the regular polling places established for
35 the purpose of holding general elections.

36 (b) In years in which a presidential primary is
37 conducted, the primary election shall be the first Tuesday in
38 March.

39 (c) Notwithstanding any other provision of law, in any
40 year in which the primary election is held in March and the
41 primary election is held in conjunction with the presidential
42 preference primary election, as provided in this section and
43 Section 17-13-100, any reference in any existing statutes to a
44 primary election being held in June or May shall be construed
45 to refer to the primary election in March.

46 (d) Special primary elections, held at the expense of
47 the state or counties, shall be held following the issuance of
48 a proclamation by the Governor or as otherwise provided by
49 law. When necessary, as provided in this chapter, a second or
50 runoff special primary election shall be held on the ~~fourth~~
51 sixth Tuesday following the special primary election. Any
52 second special primary election shall be held by the same
53 election officers who held the first special primary election,
54 and be held at the same places as the first special primary
55 election. No special primary election shall be held by any
56 political party, except as provided in this subsection.



57 Special primary elections shall be held at the regular polling
58 places established for the purpose of holding general
59 elections."

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