HB86 ENGROSSED



- 1 HB86
- 2 7LK1E2E-2
- 3 By Representative Pringle
- 4 RFD: Constitution, Campaigns and Elections
- 5 First Read: 06-Feb-24
- 6 PFD: 01-Feb-24

HB86 Engrossed



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5	A BILL
6	TO BE ENTITLED
7	AN ACT
8	
9	Relating to voting; to amend Section 17-9-10, Code of
10	Alabama 1975, to provide procedures for an elector to vote
11	when the elector has changed his or her domicile and has not
12	updated his or her voter registration record prior to an
13	election.
14	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
15	Section 1. Section 17-9-10, Code of Alabama 1975, is
16	amended to read as follows:
17	" §17-9-10
18	(a) At all elections held within this state, the
19	elector shall vote in the county and voting place of $\underline{\text{the}}$
20	<pre>precinct of his or her domicile and nowhere else and shall</pre>
21	have registered as provided in this title. If any elector
22	attempts to vote in any voting place other than that of his or
23	her domicile, his or her vote shall be rejected, except when
24	casting a provisional ballot, as provided by law.
25	(b) If any elector who has a current domicile that
26	differs from the domicile listed on the elector's voter
27	registration record but whose current domicile is within the
28	same voting place of the precinct of the elector's voter

HB86 Engrossed



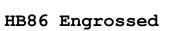
29	registration record, and the elector attempts to vote, an
30	election official may provide the elector a form to update his
31	or her voter registration record and allow the elector to cast
32	a regular ballot.
33	(c)(1) If any elector who has a current domicile that
3 4	differs from the domicile listed on the elector's voter
35	registration record and whose current domicile is not within
36	the same voting place of the precinct of the elector's voter
37	registration record, and the elector attempts to vote, an
38	election official may inform the elector of his or her correct
39	voting place and instruct the elector to go to the correct
10	voting place of the precinct of his or her current domicile,
11	so long as the current domicile is within the same county
12	where the elector is registered to vote.
13	(2) An election official may inquire as to whether an
14	elector's current domicile differs from the domicile listed or
15	the elector's voter registration record if any of the
16	following occur:
17	a. The elector informs an election official that his or
18	her current domicile differs from the domicile listed on the
19	elector's voter registration record.
50	b. The identification presented by the elector bears an
51	address that differs from the domicile on his or her voter
52	registration record and, after reasonable inquiry, the
53	election official has a reasonable and good faith belief that
54	the domicile of the elector is no longer within the precinct
55	of the voting place where the elector is attempting to vote.
56	c. The election official has a reasonable and good

HB86 Engrossed



faith belief from independent and reliable sources that the
elector's domicile is no longer within the precinct of that
voting place.

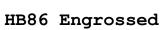
- (3) An election official may provide a pass or other form to an elector whose current domicile is not within the precinct of the voting place where he or she is attempting to vote to facilitate and minimize the elector's wait time to vote at the correct voting place.
- (4) An elector shall be entitled to cast a provisional ballot at the correct voting place, which provisional ballot shall permit the elector to update his or her voter registration, effective immediately. The canvassing board shall take the necessary measures to ensure that all votes lawfully cast on any provisional ballot pursuant to this subdivision are tabulated and included in the final certified election returns.
 - another voting place pursuant to subsection (c) and the elector asserts that he or she is eligible to vote at the voting place where he or she is attempting to vote, the election official shall allow the elector to cast a provisional ballot at the voting place identified on the elector's voter registration record. An inspector within the voting place where the elector is attempting to vote may file a challenge statement under penalty of perjury setting forth the facts demonstrating the inspector's reasonable good faith belief as to why the elector is not qualified to vote in the voting place in accordance with Section 17-10-2(a)(2)."





85 Section 2. This act shall become effective on October

86 1, 2024.





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89	House of Representatives
90 91 92	Read for the first time and referred06-Feb-24 to the House of Representatives committee on Constitution, Campaigns
93 94	and Elections
95 96 97 98	Read for the second time and placed06-Mar-24 on the calendar: 0 amendments
99 100 101 102 103 104	Read for the third time and passed02-Apr-24 as amended Yeas 103 Nays 0 Abstains 0
105 106 107 108	John Treadwell Clerk