

- 1 HB86
- 2 TGMQ159-1
- 3 By Representative Pringle
- 4 RFD: Constitution, Campaigns and Elections
- 5 First Read: 06-Feb-24
- 6 PFD: 01-Feb-24

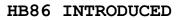


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4	SYNOPSIS:
5	Under existing law, an elector must vote in the
6	county and voting place of his or her domicile.
7	This bill would provide procedures for an
8	elector to vote when the elector has changed his or her
9	domicile and has not updated his or her voter
10	registration record prior to an election.
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12	
13	A BILL
14	TO BE ENTITLED
15	AN ACT
16	
17	Relating to voting; to amend Section 17-9-10, Code of
18	Alabama 1975, to provide procedures for an elector to vote
19	when the elector has changed his or her domicile and has not
20	updated his or her voter registration record prior to an
21	election.
22	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
23	Section 1. Section 17-9-10, Code of Alabama 1975, is
24	amended to read as follows:
25	"§17-9-10
26	(a) At all elections held within this state, the
27	elector shall vote in the county and voting place of $the$
28	precinct of his or her domicile and nowhere else and shall

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29	have registered as provided in this title. If any elector
30	attempts to vote in any voting place other than that of his or
31	her domicile, his or her vote shall be rejected, except when
32	casting a provisional ballot, as provided by law.
33	(b) If any elector who has a current domicile that
34	differs from the domicile listed on the elector's voter
35	registration record but whose current domicile is within the
36	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 provide the elector a form to update his
39	or her voter registration record and allow the elector to cast
40	<u>a regular ballot.</u>
41	(c)(1) If any elector who has a current domicile that
42	differs from the domicile listed on the elector's voter
43	registration record and whose current domicile is not within
44	the same voting place of the precinct of the elector's voter
45	registration record, and the elector attempts to vote, an
46	election official may inform the elector of his or her correct
47	voting place and instruct the elector to go to the correct
48	voting place of the precinct of his or her current domicile,
49	so long as the current domicile is within the same county
50	where the elector is registered to vote.
51	(2) An election official may inquire as to whether an
52	elector's current domicile differs from the domicile listed on
53	the elector's voter registration record if any of the
54	following occur:
55	a. The elector informs an election official that his or
56	her current domicile differs from the domicile listed on the





57	elector's voter registration record.
58	b. The identification presented by the elector bears an
59	address that differs from the domicile on his or her voter
60	registration record and, after reasonable inquiry, the
61	election official has a reasonable and good faith belief that
62	the domicile of the elector is no longer within the precinct
63	of the voting place where the elector is attempting to vote.
64	c. The election official has a reasonable and good
65	faith belief from independent and reliable sources that the
66	elector's domicile is no longer within the precinct of that
67	voting place.
68	(3) An election official may provide a pass or other
69	form to an elector whose current domicile is not within the
70	precinct of the voting place where he or she is attempting to
71	vote to facilitate and minimize the elector's wait time to
72	vote at the correct voting place.
73	(4) An elector shall be entitled to cast a provisional
74	ballot at the correct voting place, which provisional ballot
75	shall permit the elector to update his or her voter
76	registration, effective immediately. The Board of Registrars
77	shall take the necessary measures to ensure that any
78	provisional ballot cast pursuant to this subdivision is
79	provided to the canvassing board and such votes are tabulated
80	and included in the final certified election returns.
81	(d) If an elector who has been directed to proceed to
82	another voting place pursuant to subsection (c) and the
83	elector asserts that he or she is eligible to vote at the
84	voting place where he or she is attempting to vote, the

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85	election official shall allow the elector to cast a
86	provisional ballot at the voting place identified on the
87	elector's voter registration record. An inspector within the
88	voting place where the elector is attempting to vote may file
89	a challenge statement under penalty of perjury setting forth
90	the facts demonstrating the inspector's reasonable good faith
91	belief as to why the elector is not qualified to vote in the
92	voting place in accordance with Section 17-10-2(a)(2)."
93	Section 2. This act shall become effective on October
94	1, 2024.