

1 SB102
2 188359-1
3 By Senators Orr and Reed
4 RFD: Finance and Taxation Education
5 First Read: 09-JAN-18

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8 SYNOPSIS: This bill would prohibit public colleges and
9 universities, local boards of education, and public
10 schools from expending public funds to advocate in
11 favor of or against statewide and local ballot
12 measures.

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14 A BILL
15 TO BE ENTITLED
16 AN ACT

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18 Relating to public funds; to prohibit public
19 colleges and universities, local boards of education, and
20 public schools from expending public funds to advocate in
21 favor of or against statewide and local ballot measures.

22 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

23 Section 1. (a) (1) Notwithstanding any other
24 provision of law to the contrary, a public institution of
25 higher education, a local board of education, or any school
26 under the jurisdiction of a local board of education may not
27 expend any public funds from any source for activities to

1 advocate for electors to vote in favor of or against a
2 statewide or local ballot measure, even if it has been
3 determined that the expenditure serves a public purpose.

4 (2) For the purposes of this subsection, the
5 activities prohibited are those enumerated in Section
6 17-17-5(b)(1), Code of Alabama 1975, if the purpose is to
7 advocate for electors to vote in favor of or against a
8 statewide or local measure.

9 (b) Providing information pertaining to ballot
10 issues which does not advocate a specific voter action is not
11 a prohibited activity under subsection (a).

12 (c) Nothing in this section shall prevent a
13 contribution or dues payment to a trade association in which
14 the public entity is a member.

15 Section 2. This act shall become effective on the
16 first day of the fourth month following its passage and
17 approval by the Governor, or its otherwise becoming law.