

1 SB139  
2 126030-3  
3 By Senator Pittman  
4 RFD: Constitution, Campaign Finance, Ethics, and Elections  
5 First Read: 01-MAR-11

1 SB139

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4 ENROLLED, An Act,

5 Relating to election expenses; to amend Sections  
6 17-16-2 and 17-16-4, Code of Alabama 1975, and to add Section  
7 17-16-2.1 to the Code of Alabama 1975, to more adequately  
8 provide for reimbursement of the county's election expenses  
9 and to create an Election Expense Reimbursement Committee to  
10 identify other expenses that are eligible for reimbursement.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Sections 17-16-2 and 17-16-4, Code of  
13 Alabama 1975, are amended to read as follows:

14 "§17-16-2.

15 "As used in this chapter, the term "expenses" shall  
16 include the following items and any other items approved as  
17 reimbursable expenses by the Election Expense Reimbursement  
18 Committee pursuant to Section 17-16-2.1:

19 "(1) The compensation and mileage provided by law  
20 for election officials.

21 "(2) The compensation provided by law for the clerk  
22 or other official acting as absentee election manager.

23 "(3) The costs of ballots, supplies, and other  
24 materials or equipment necessary for election officials to

1 conduct elections as required by law and as certified by the  
2 judge of probate as chief election official of the county.

3 "(4) The costs of absentee ballots, supplies,  
4 postage, and other materials required by law to be furnished  
5 to the absentee election manager.

6 "(5) The cost of preparing and furnishing the lists  
7 of qualified electors to the election officials as required by  
8 law.

9 "(6) The cost of publishing any notice or other item  
10 related to any election and required by law, including, but  
11 not limited to, the publication of notice of any election and  
12 any voter lists.

13 "§17-16-4.

14 "The State of Alabama shall reimburse a county for  
15 all sums expended by the county in payment of expenses as  
16 provided for in Sections 17-16-2 and 17-16-2.1 and incurred in  
17 holding and conducting an election in which only candidates  
18 for federal or state offices are nominated or federal or state  
19 officials are elected. For the purposes of this section, a  
20 candidate for federal or state office includes a candidate  
21 seeking election as a district representative for a federal or  
22 state office appearing on the ballot in any portion of a  
23 county."

24 Section 2. The following new Section 17-16-2.1 is  
25 added to Title 17, Code of Alabama 1975, to read as follows:

1 §17-16-2.1.

2 (a) There is hereby established an Election Expense  
3 Reimbursement Committee designated to identify any election  
4 costs not included in Section 17-16-2, which costs shall be  
5 included as a reimbursable election expense under this  
6 chapter. The committee shall consist of the following:

7 (1) The President Pro Tempore of the Alabama Senate.

8 (2) The Speaker of the Alabama House of  
9 Representatives.

10 (3) The Secretary of State or his or her designee.

11 (4) The Director of Finance or his or her designee.

12 (5) The chair of the Senate Constitution, Campaign  
13 Finance, Ethics and Election Committee or its successor  
14 committee.

15 (6) The chair of the House Constitution, Campaign  
16 and Elections Committee or its successor committee.

17 (7) The chair of the Senate Finance and Taxation  
18 General Fund Committee or its successor committee.

19 (8) The chair of the House Ways and Means General  
20 Fund Committee or its successor committee.

21 (b) The committee shall meet not less than 90 days  
22 prior to the state primary set for June 2012 to develop and  
23 approve the list of reimbursable expenses for the upcoming  
24 election cycle. After the list has been approved by the  
25 committee, it shall be forwarded to the Comptroller's office.

1 The Comptroller shall distribute the list to the chair of each  
2 county commission and each probate judge in the state no later  
3 than 60 days prior to the date of the primary. The list of  
4 approved expenses shall apply in all elections and remain in  
5 effect until and unless amended by the committee at least 90  
6 days prior to the primary in a subsequent election cycle.

7 Section 3. This act shall become effective  
8 immediately following its passage and approval by the  
9 Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB139

Senate 24-MAR-11

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris  
Secretary

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House of Representatives  
Passed: 07-APR-11

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By: Senator Pittman