

1 SB148  
2 164813-2  
3 By Senator Dial  
4 RFD: Constitution, Ethics and Elections  
5 First Read: 05-MAR-15

1 SB148

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4 ENROLLED, An Act,

5 Relating to elections for presidential and vice  
6 presidential electors; to amend Sections 17-13-102, 17-13-104,  
7 17-13-105 and 17-14-31 of the Code of Alabama 1975, to provide  
8 further for deadlines for the filing of certain notices and  
9 petitions relating to candidacies and the electing delegates  
10 to such elections.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Sections 17-13-102, 17-13-104, 17-13-105  
13 and 17-14-31 of the Code of Alabama 1975, to provide further  
14 for deadlines for the filing of certain notices and petitions,  
15 are amended to read as follows:

16 "§17-13-102.

17 "In order to qualify the name of any person to  
18 appear on the ballot at a presidential preference primary, a  
19 petition or petitions in support of his or her candidacy shall  
20 be filed with the state party chair of the appropriate  
21 political party, hereinafter referred to as "chair," ~~90~~ 116  
22 days prior to the presidential preference primary election. To  
23 comply with this section, a candidate may file a petition or  
24 petitions signed by a total of not less than 500 qualified  
25 electors of the state, or petitions signed by not less than 50

1 qualified electors of each congressional district of the  
2 state, in which case there shall be a separate petition for  
3 each congressional district. The petitions shall be in such  
4 form as the chair may prescribe; provided, that there shall be  
5 a space for the county of residence of each signer next to the  
6 space provided for his or her signature. No signature may be  
7 counted as valid unless the county of residence of the signer  
8 is provided. Each petition shall contain an affirmation under  
9 the penalties of perjury that each signer is a qualified  
10 elector in his or her congressional district or in the state,  
11 as appropriate. The decision of the chair as to the regularity  
12 of the petitions shall be final.

13 "§17-13-104.

14 "Whenever the chair shall receive petitions, timely  
15 filed, which appear to qualify the name of a candidate for  
16 President to be placed on the ballot, he or she shall  
17 forthwith notify the prospective candidate by the most  
18 expeditious means of communication and shall advise such  
19 prospective candidate that unless the candidate withdraws his  
20 or her name from the ballot no later than ~~60~~ 76 days before  
21 the primary, it will appear on the ballot of the party at such  
22 presidential preference primary. If a candidate signifies the  
23 desire to withdraw his or her name within the above time  
24 limit, it shall not be printed on the ballot.

25 "§17-13-105.

1           "Each political party authorized to hold a primary  
2 and wishing to hold such a presidential preference primary  
3 shall, not less than ~~60~~ 116 days before such primary is to be  
4 held, adopt and file with the Secretary of State a resolution  
5 stating that intention, the method by which electors are to  
6 indicate one or more preferences, the method by which  
7 delegates are to be selected, elected, chosen and replaced,  
8 and the pledge, if any, by which delegates are to be bound.

9           "§17-14-31.

10           "(a) When presidential electors are to be chosen,  
11 the Secretary of State of Alabama shall certify to the judges  
12 of probate of the several counties the names of all candidates  
13 for President and Vice President who are nominated by any  
14 national convention or other like assembly of any political  
15 party or by written petition signed by at least 5,000  
16 qualified voters of this state.

17           "(b) The certificate of nomination by a political  
18 party convention must be signed by the presiding officer and  
19 secretary of the convention and by the chair of the state  
20 executive or central committee of the political party making  
21 the nomination. Any nominating petition, to be valid, must  
22 contain the signatures as well as the addresses of the  
23 petitioners. Such certificates and petitions must be filed in  
24 the office of the Secretary of State no later than the ~~6th day~~

1 of ~~September~~ 82nd day next preceding the day fixed for the  
2 election.

3 "(c) Each certificate of nomination and nominating  
4 petition must be accompanied by a list of the names and  
5 addresses of persons, who shall be qualified voters of this  
6 state, equal in number to the number of presidential electors  
7 to be chosen. Each person so listed shall execute the  
8 following statement which shall be attached to the certificate  
9 or petition when the same is filed with the Secretary of  
10 State: "I do hereby consent and do hereby agree to serve as  
11 elector for President and Vice President of the United States,  
12 if elected to that position, and do hereby agree that, if so  
13 elected, I shall cast my ballot as such elector for \_\_\_\_\_ for  
14 President and \_\_\_\_\_ for Vice President of the United States"  
15 (inserting in the blank spaces the respective names of the  
16 persons named as nominees for the respective offices in the  
17 certificate to which this statement is attached)."

18 Section 2. This act shall become effective  
19 immediately following its passage and approval by the  
20 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

SB148

Senate 19-MAY-15

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

Patrick Harris  
Secretary

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House of Representatives  
Passed: 04-JUN-15

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By: Senator Dial