

CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).

I certify that the attached is/are correct copy/copies of rule/s as promulgated and adopted on the 9th day of October, 2018, and filed with the agency secretary on the 9th day of October, 2018.

AGENCY NAME: Secretary of State
X Amendment New Repeal (Mark appropriate space)

Rule No. 820-2-4-.05
(If amended rule, give specific paragraph, subparagraphs, etc., being amended)

Rule Title: Petition Requirements

ACTION TAKEN: State whether the rule was adopted with or without changes from the proposal due to written or oral comments:
Without Changes

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XXXVI,
ISSUE NO. 11, AAM, DATED August 31, 2018, 2018.

Statutory Rulemaking Authority: §§17-6-22, 17-9-3;

(Date Filed)
(For LRS Use Only)


Secretary of State

(NOTE: In accordance with §41-22-6(b), as amended, a proposed rule is required to be certified within 90 days after completion of the notice.

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LEGISLATIVE SVC AGENCY

820-2-4-.05 Petition Requirements.

(1) Petitions for the establishment of independent candidacy shall include at the top of each page of said petition pagination and a statement that includes the name of the prospective independent candidate, the type of election for which ballot access is sought (e.g., general or special), the date of the general election for which ballot access is sought, the name of the political subdivision for which ballot access is sought, including district or place number, if applicable, and the name of the office sought, including district or place number, if applicable. Petitions for the establishment of independent candidacy in a special election shall not be required to include the date of the special election at the top of each page.

(2) Petitions for the establishment of ballot access for a political party shall include at the top of each page of said petition pagination and a statement that includes the name of the political party seeking ballot access, the type of election for which ballot access is sought (e.g., general or special), the date of the general election for which ballot access is sought, and the name of the political subdivision for which ballot access is sought or the name of the office for which ballot access is sought, including district or place number, if applicable. Petitions for the establishment of ballot access for a political party in a special election shall not be required to include the date of the special election at the top of each page.

(3) An election petition shall request the following information for each person signing said petition: name, residential address, date of birth, and signature. A signature shall not be deemed invalid for lacking any portion of the requested information if the disclosed information is sufficient for determining the validity of a signature.

Authors: Edward P. Packard, David Brewer, Brent Beal, Clay Helms, Hugh Evans, and Charles E. Grainger, Jr.

Statutory Authority: Code of Ala. 1975, §§17-6-22, 17-9-3; Attorney General Opinion Nos. 90-00223 and 99-00099.

History: New Rule: Filed January 10, 2001; effective February 14, 2001. **Amended:** effective November 26, 2018.

Ed. Note: Formerly Rule 820-X-11-.05, as per certification Filed January 10, 2001; effective February 14, 2001.