

FAIR BALLOT COMMISSION
STATEWIDE CONSTITUTIONAL AMENDMENT
NOVEMBER 8, 2022 GENERAL ELECTION
BALLOT STATEMENT
Approved Pursuant to Ala. Code 1975 §17-6-81

BALLOT STATEMENT FOR STATEWIDE AMENDMENT 1:

(1) The text of the statewide ballot measure, including sponsors, cosponsors, and the text of the question that will appear on the statewide ballot:

Proposed by Act No. 2021-201 (House Bill 131, 2021 Regular Legislative Session)

Bill Sponsor: Representative Brown (C)

Cosponsors: Representatives Stringer, Wilcox, Lovvorn, Estes, Oliver, Robertson, Simpson, Sells, Treadaway, Collins, Sullivan, Ellis, Blackshear, Whitt, Moore (P), Kitchens, Pettus, Ball, Wheeler, Marques, Gaston, Sorrells, Baker, Reynolds, Allen and Shedd

“Proposing an amendment to Section 16 of the Constitution of Alabama of 1901, now appearing as Section 16 of the Official Recompilation of the Constitution of Alabama 1901, as amended, to create Aniah's Law, to provide that an individual is entitled to reasonable bail prior to conviction, unless charged with capital murder, murder, kidnapping in the first degree, rape in the first degree, sodomy in the first degree, sexual torture, domestic violence in the first degree, human trafficking in the first degree, burglary in the first degree, arson in the first degree, robbery in the first degree, terrorism when the specified offense is a Class A felony other than murder, and aggravated child abuse of a child under the age of six.”

Proposed by Act 2021-201.

This description shall be followed by the following language: "Yes () No ()."

(2) A summary of and the text of any implementing legislation directly related to the statewide ballot measure:

There is no implementing legislation directly related to this statewide ballot measure.

(3) The placement of the statewide ballot measure on the statewide ballot:

This proposed Constitutional Amendment will appear on the Ballot after election of federal offices, statewide offices, local offices, the Proposed Constitution of Alabama of 2022 and will be the first

constitutional amendment for voter consideration. The proposed Constitutional Amendment will be listed as "Statewide Amendment 1."

(4) A plain language summary of the statewide ballot measure, which shall include, at a minimum, the legal or constitutional authority for its passage, the effect of the statewide ballot measure if it is passed, including its cost and source of funding, and the effect of the statewide ballot measure if it is defeated.

This amendment will change Section 16 of the Alabama Constitution. Currently, Section 16 provides that before a person is convicted they shall be granted bail, except for a capital offense, and that a person shall not have to pay excessive bail in any case.

This amendment will change Section 16 to add crimes for which bail can be denied, to include murder, kidnapping in the first degree, rape in the first degree, sodomy in the first degree, sexual torture, domestic violence in the first degree, human trafficking in the first degree, burglary in the first degree, arson in the first degree, robbery in the first degree, terrorism, and aggravated child abuse of a child under the age of six.

If the majority of the voters vote "yes" on Amendment 1, Section 16 of the Alabama Constitution will be changed.

If the majority of the voters vote "no" on Amendment 1, Section 16 of the Alabama Constitution will not be changed.

There are no costs to Amendment 1.

The Constitutional authority for passage of Amendment 1 is set forth in accordance with Sections 284, 285 and 287 of the Constitution of Alabama of 1901. These sections outline the method a constitutional amendment may be put to the people of the State for a vote.