

By the Fiscal Responsibility Council and Representative
Johnson

1 A bill to be entitled
2 An act relating to the central voter file;
3 amending s. 98.0975, F.S.; modifying
4 requirements of the Division of Elections with
5 respect to the information on persons included
6 in the central voter file to be reported to the
7 county supervisors of elections; eliminating
8 the requirement for the division to annually
9 contract with a private entity to provide list
10 maintenance duties on the central voter file;
11 providing an effective date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. Section 98.0975, Florida Statutes, is
16 amended to read:

17 98.0975 Central voter file; periodic list
18 maintenance.--

19 (1)(a) By August 15, 1998, the division shall provide
20 to each county supervisor of elections a list containing the
21 name, address, date of birth, race, gender, and any other
22 available identifying information ~~identifying the voter~~ of
23 each person included in the central voter file as a registered
24 voter in the supervisor's county who the division believes may
25 be ineligible to vote based on examination of data obtained
26 from the Florida Department of Law Enforcement, the Board of
27 Executive Clemency, the Office of Vital Statistics, or any
28 other source which indicates that the person:

29 1.(a) Is deceased;

30 2.(b) Has been convicted of a felony and has not had
31 his or her civil rights restored; or

1 ~~3.(c)~~ Has been adjudicated mentally incompetent and
2 whose mental capacity with respect to voting has not been
3 restored.

4 ~~(b)(2)~~ The division shall annually update the
5 information required in paragraph (a)~~subsection (1)~~and
6 forward a like list to each supervisor by June 1 of each year.

7 ~~(3)(a)~~ ~~In order to meet its obligations under this~~
8 ~~section, the division shall annually contract with a private~~
9 ~~entity to compare information in the central voter file with~~
10 ~~available information in other computer databases, including,~~
11 ~~without limitation, databases containing reliable criminal~~
12 ~~records and records of deceased persons.~~

13 ~~(b)~~ ~~The entity contracted by the division is~~
14 ~~designated as an agent of the division for purposes of~~
15 ~~administering the contract, and must be limited to seeking~~
16 ~~only that information which is necessary for the division to~~
17 ~~meet its obligations under this section. Information obtained~~
18 ~~under this section may not be used for any purpose other than~~
19 ~~determining voter eligibility.~~

20 ~~(2)(4)~~ Upon receiving the list from the division, the
21 supervisor must attempt to verify the information provided. If
22 the supervisor determines ~~does not determine~~ that the
23 information provided by the division is correct ~~incorrect~~, the
24 supervisor must remove from the registration books by the next
25 subsequent election the name of any person who the supervisor
26 confirms is deceased, has been convicted of a felony and has
27 not had his or her civil rights restored, or has been
28 adjudicated mentally incapacitated with respect to voting and
29 has not had his or her mental capacity with respect to voting
30 restored.

31 Section 2. This act shall take effect July 1, 2001.

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HOUSE SUMMARY

Modifies requirements of the Division of Elections with respect to the information on persons included in the central voter file to be reported to the county supervisors of elections. Eliminates the requirement for the division to annually contract with a private entity to provide list maintenance duties on the central voter file. See bill for details.