

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

11 Representative(s) Smith, Wilson, and Sobel offered the
12 following:

14 **Amendment (with title amendment)**

15 On page 61, bewteen lines 6 and 7,

17 insert:

18 Section 51. Section 98.255, Florida Statutes, is
19 amended to read:

20 (Substantial rewording of section. See
21 s. 98.255, F.S., for present text.)
22 98.255 Voter-education programs.--

23 (1) By March 1, 2002, the Department of State shall
24 adopt rules prescribing minimum standards for nonpartisan
25 voter education. In developing the rules, the department shall
26 review current voter-education programs within each county of
27 the state. The standards shall address, but are not limited
28 to, the following subjects:

- 29 (a) Voter registration;
- 30 (b) Balloting procedures, absentee and polling place;
- 31 (c) Voter rights and responsibilities;

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1 (d) Distribution of sample ballots; and
2 (e) Public service announcements.
3 (2) Each supervisor of elections shall implement the
4 minimum voter-education standards and shall conduct additional
5 nonpartisan education efforts as necessary to ensure that
6 voters have a working knowledge of the voting process.
7 (3)(a) By December 15 of each general election year,
8 each supervisor of elections shall report to the Department of
9 State a detailed description of the voter-education programs
10 implemented and any other information that may be useful in
11 evaluating the effectiveness of voter-education efforts.
12 (b) The Department of State, upon receipt of such
13 information, shall prepare a public report on the
14 effectiveness of voter-education programs and shall submit the
15 report to the Governor, the President of the Senate, and the
16 Speaker of the House of Representatives by January 31 of each
17 year following a general election.
18 (c) The Department of State shall reexamine the rules
19 adopted pursuant to subsection (1) and consider the findings
20 in the report as a basis for adopting modified rules that
21 incorporate successful voter-education programs and
22 techniques, as necessary.
23 (4) The State Board of Education shall adopt rules for
24 expanding civic education programs in high schools in the
25 state. The expansion must contain a voter-education program
26 and include basic instruction in voter skills. The supervisor
27 of elections in each county shall cooperate with the district
28 school board in conducting and implementing the
29 voter-education program required under this subsection,
30 however, the program required under this subsection shall be
31 in addition to, and not in lieu of, the nonpartisan voter

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1 education required under subsection (1).

2 Section 52. Section 102.014, Florida Statutes, is
3 created to read:

4 102.014 Pollworker recruitment and training.--

5 (1) The supervisor of elections shall conduct training
6 for inspectors, clerks, and deputy sheriffs prior to each
7 primary, general, and special election for the purpose of
8 instructing such persons in their duties and responsibilities
9 as election officials. A certificate may be issued by the
10 supervisor of elections to each person completing such
11 training. No person shall serve as an inspector, clerk, or
12 deputy sheriff for an election unless such person has
13 completed the training as required. A clerk may not work at
14 the polls unless he or she demonstrates a working knowledge of
15 the laws and procedures relating to voter registration, voting
16 system operation, balloting and polling place procedures, and
17 problem-solving and conflict-resolution skills.

18 (2) A person who has attended previous training
19 conducted within 2 years before the election may be appointed
20 by the supervisor to fill a vacancy on election day. If no
21 person with prior training is available to fill such vacancy,
22 the supervisor of elections may fill such vacancy in
23 accordance with the provisions of subsection (3) from among
24 persons who have not received the training required by this
25 section.

26 (3) In the case of absence or refusal to act on the
27 part of any inspector or clerk at any precinct on the day of
28 an election, the supervisor shall appoint a replacement who
29 meets the qualifications prescribed in section 102.012(2).
30 The inspector or clerk so appointed shall be a member of the
31 same political party as the clerk or inspector whom he or she

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1 replaces.

2 (4) Each supervisor of elections shall be responsible
3 for training inspectors and clerks, subject to the following
4 minimum requirements:

5 (a) Each clerk shall receive four hours of training
6 biannually when not in a general election year, and two hours
7 of training quarterly in each general election year;

8 (b) Each inspector shall receive at least two hours of
9 training biannually when not in a general election year, and
10 one hour of training quarterly in each general election year.

11 (c) No clerk shall be entitled to work at the polls
12 unless he or she has had a minimum of six hours of training.

13 (d) No inspector shall work at the polls unless he or
14 she has had a minimum of three hours of training.

15 (5) The Department of State shall create a uniform
16 polling place procedures manual and adopt the manual by rule.
17 Each supervisor of elections shall insure that the manual is
18 available in hard copy or electronic form in every precinct in
19 the supervisor's jurisdiction on election day. The manual
20 shall guide inspectors, clerks, and deputy sheriffs in the
21 proper implementation of election procedures and laws. The
22 manual shall be indexed by subject, and written in plain,
23 clear, unambiguous language. The manual shall provide
24 specific examples of common problems encountered at the polls
25 on election day, and detail specific procedures for resolving
26 those problems. The manual shall include, without limitation:

27 (a) Regulations governing solicitation by individuals
28 and groups at the polling place;

29 (b) Procedures to be followed with respect to voters
30 whose names are not on the precinct register;

31 (c) Proper operation of the voting system;

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- 1 (d) Ballot handling procedures;
2 (e) Procedures governing spoiled ballots;
3 (f) Procedures to be followed after the polls close;
4 (g) Rights of voters at the polls;
5 (h) Procedures for handling emergency situations;
6 (i) Procedures for dealing with irate voters;
7 (j) The handling and processing of provisional
8 ballots; and
9 (k) Security procedures.

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11 The Department of State shall revise the manual as necessary
12 to address new procedures in law or problems encountered by
13 voters and pollworkers at the precincts.

14 (6) State, county, and municipal workers who volunteer
15 to serve as clerks and inspectors and whose jobs are not of an
16 emergency nature may work at the polls, as needed, in lieu of
17 their normal work.

18 (7) Supervisors of elections shall work with the
19 business and local community to develop public-private
20 programs to ensure the recruitment of skilled inspectors and
21 clerks.

22 Section 53. Subsections (8) and (9) of section
23 102.012, Florida Statutes, are repealed.

24 Section 54. Subsection (2) of section 102.021, Florida
25 Statutes, is amended to read:

26 102.021 Compensation of inspectors, clerks, and deputy
27 sheriffs.--

28 (2) Inspectors and clerks of election and deputy
29 sheriffs serving at the precincts may receive compensation and
30 travel expenses, as provided in s. 112.061, for attending the
31 pollworker training required by s. 102.014 ~~102.012~~ (8).

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1 Section 55. Section 97.0584, Florida Statutes, is
2 created to read:

3 97.0584 Voter registration of high school students.--

4 (1)(a) Each school district in the state shall
5 establish a voter registration program that provides every
6 eligible student enrolled in a high school in the district the
7 opportunity to register to vote or to update a voter
8 registration record at least once each year in the spring as
9 provided in this section. Registration under this section
10 includes preregistration as authorized under s. 97.041(1)(b).

11 (b) Participation in the program is mandatory for all
12 public high schools and voluntary for each nonpublic high
13 school.

14 (2) The social sciences division of each school
15 district shall administer the program for the district and
16 shall coordinate the annual voter registration drive conducted
17 in the participating high schools in the district to ensure
18 compliance with this section.

19 (3)(a) Each participating high school in the district
20 shall conduct a voter registration drive each spring pursuant
21 to this section with the goal of registering a number of
22 students equal to its base group. The base group for each
23 school shall consist of those students who are enrolled in
24 American Government or Economics classes, who are at least 17
25 years of age as of April 10 of the year of the registration
26 drive, and who meet the requirements to become a registered
27 voter specified in s. 97.041. If the goal is not met with the
28 base group, students who are enrolled in a social studies
29 class other than American Government or Economics and who are
30 otherwise eligible may participate. If the goal is still not
31 met, students who are not enrolled in any social science class

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1 but who are otherwise eligible may participate.

2 (b) Each participating high school shall conduct a
3 review of the voter registration applications filled out by
4 students at the school to ensure compliance with the
5 requirements for completeness specified in s. 97.053(5) and
6 shall submit the completed voter registration applications to
7 the school district for submission to the supervisor of
8 elections.

9 (4) The supervisor of elections of the county shall
10 provide the voter registration forms and other materials and
11 support necessary to assist the school district in carrying
12 out its responsibilities under this section.

13 (5) This section neither requires an eligible student
14 to register nor prevents a school district from providing
15 eligible students the opportunity to register at other times
16 of the school year.

17 (6) As an adjunct to the program and to familiarize
18 students with the voting system used in the county of their
19 school district, each school district shall make arrangements
20 with the supervisor of elections for use of the county's
21 voting equipment in any election held in a high school in the
22 district in which only students are candidates, provided there
23 is no conflict with another scheduled election.

24 Section 56. Section 97.041, Florida Statutes, reads:

25 97.041 Qualifications to register or vote.--

26 (1)(a) A person may become a registered voter only if
27 that person:

- 28 1. Is at least 18 years of age;
- 29 2. Is a citizen of the United States;
- 30 3. Is a legal resident of the State of Florida;
- 31 4. Is a legal resident of the county in which that

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1 person seeks to be registered; and

2 5. Registers pursuant to the Florida Election Code.

3 (b) A person who is otherwise qualified may
4 preregister on or after that person's 17th birthday and may
5 vote in any election occurring on or after that person's 18th
6 birthday.

7 (2) The following persons, who might be otherwise
8 qualified, are not entitled to register or vote:

9 (a) A person who has been adjudicated mentally
10 incapacitated with respect to voting in this or any other
11 state and who has not had his or her right to vote restored
12 pursuant to law.

13 (b) A person who has been convicted of any felony by
14 any court of record and who has not had his or her right to
15 vote restored pursuant to law.

16 (3) A person who is not registered may not vote.

17 Section 57. Subsection (5) of section 97.053, Florida
18 Statutes, reads:

19 97.053 Acceptance of voter registration
20 applications.--

21 (5)(a) A voter registration application is complete if
22 it contains:

23 1. The applicant's name.

24 2. The applicant's legal residence address.

25 3. The applicant's date of birth.

26 4. An indication that the applicant is a citizen of
27 the United States.

28 5. The last four digits of the applicant's social
29 security number.

30 6. An indication that the applicant has not been
31 convicted of a felony or that, if convicted, has had his or

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1 her civil rights restored.

2 7. An indication that the applicant has not been
3 adjudicated mentally incapacitated with respect to voting or
4 that, if so adjudicated, has had his or her right to vote
5 restored.

6 8. Signature of the applicant swearing or affirming
7 under the penalty for false swearing pursuant to s. 104.011
8 that the information contained in the registration application
9 is true and subscribing to the oath required by s. 3, Art. VI
10 of the State Constitution and s. 97.051.

11 (b) An applicant who fails to designate party
12 affiliation must be registered without party affiliation. The
13 supervisor must notify the voter by mail that the voter has
14 been registered without party affiliation and that the voter
15 may change party affiliation as provided in s. 97.1031.

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18 ===== T I T L E A M E N D M E N T =====

19 And the title is amended as follows:

20 On page 5, line 2,

21

22 after the semicolon, insert:

23 amending s. 98.255, F.S.; providing for
24 nonpartisan voter education; requiring the
25 supervisors of elections to report to the
26 Division of Elections on voter-education
27 programs; requiring the division to report to
28 the Legislature on the effectiveness of
29 voter-education programs; requiring the State
30 Board of Education to adopt rules expanding
31 high school civic education programs to include

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1 voter education; creating s. 102.014, F.S.;
2 providing for pollworker recruitment and
3 training; repealing s. 102.012 (8) and (9),
4 F.S., relating to pollworker training; creating
5 s. 97.0584, F.S.; requiring each school
6 district to establish a voter registration
7 program that offers eligible high school
8 students in the district the opportunity to
9 register to vote or to update a voter
10 registration record at least once a year in the
11 spring; providing that participation is
12 mandatory for public high schools and voluntary
13 for nonpublic high schools; providing
14 requirements of the participating high schools,
15 the school districts, and the supervisors of
16 elections with respect to the program;
17 specifying eligibility requirements; providing
18 for use of county voting equipment in certain
19 school elections;

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