



HB 1861

2003

1 A bill to be entitled

2 An act relating to elections; amending s. 97.012, F.S.;
3 revising and providing duties of the Secretary of State as
4 chief election officer; amending s. 97.021, F.S.; deleting
5 the definition of "central voter file"; revising the
6 definition of "provisional ballot"; conforming a cross
7 reference; amending s. 97.052, F.S.; requiring the uniform
8 statewide voter registration application to contain a
9 notice to first-time registrants about required
10 identification prior to voting the first time; amending s.
11 97.053, F.S.; authorizing use of a driver's license or
12 state-issued identification card number in lieu of a
13 portion of the social security number on a voter
14 registration application; creating s. 97.028, F.S.;
15 providing procedures on complaints of violations of Title
16 III of the Help America Vote Act of 2002; creating s.
17 97.0535, F.S.; providing registration requirements for
18 applicants who register by mail and who haven't previously
19 voted in the county; amending s. 98.045, F.S.; deleting a
20 reference, to conform; repealing s. 98.097, F.S., relating
21 to the central voter file; amending s. 98.0977, F.S.;
22 providing for continued operation and maintenance of the
23 statewide voter registration database until the statewide
24 voter registration system required by the Help America
25 Vote Act of 2002 is operational; requiring the Department
26 of State to begin the development of a statewide voter
27 registration system designed to meet certain requirements
28 of the Help America Vote Act of 2002; amending s. 98.212,
29 F.S.; removing duty of supervisors of elections relating
30 to the central voter file, to conform; amending s. 98.461,



HB 1861

2003

31 F.S.; requiring use of a computer printout as a precinct
32 register at the polls; requiring the precinct register to
33 contain space for elector signatures and clerk or
34 inspector initials; amending and renumbering s. 98.471,
35 F.S.; providing requirements for identification required
36 at the polls; providing for voting a provisional ballot
37 under certain circumstances; repealing s. 98.491, F.S.,
38 relating to intent that alternative electronic procedures
39 for registration and elections be followed at the
40 discretion of the supervisor of elections; amending s.
41 101.048, F.S.; providing for casting a provisional ballot
42 by electronic means; requiring each supervisor of
43 elections to create a free access system that allows each
44 person casting a provisional ballot to find out whether
45 the ballot was counted and, if not, why; requiring each
46 person casting a provisional ballot to be given written
47 instructions regarding the free access system; creating s.
48 101.049, F.S.; requiring voting that occurs during polling
49 hours extended by a court or other order to be done by
50 provisional ballot; providing requirements for casting
51 provisional ballots under such circumstances; amending s.
52 101.111, F.S.; revising provisions relating to challenging
53 the right of a person to vote; providing for voting a
54 provisional ballot under certain circumstances; amending
55 s. 101.56062, F.S.; revising standards for accessible
56 voting systems to remove standards relating to audio and
57 visual access approaches; amending s. 101.62, F.S.;
58 providing an exception to limiting an absentee ballot
59 request to ballots for elections within a single calendar
60 year; amending s. 101.64, F.S.; revising a reference on



HB 1861

2003

61 the Voter's Certificate; amending s. 101.65, F.S.;

62 revising the instructions to absentee electors to include

63 instructions to prevent overvoting; amending s. 101.657,

64 F.S.; requiring certain persons voting absentee in person

65 to vote a provisional ballot; creating s. 101.6921, F.S.;

66 providing requirements for delivery of special absentee

67 ballots for certain first-time voters; creating s.

68 101.6923, F.S.; providing voter instructions for such

69 special absentee ballots; creating s. 101.6925, F.S.;

70 providing requirements for the canvassing of special

71 absentee ballots; amending s. 101.694, F.S.; authorizing

72 federal postcard applicants for absentee ballots to

73 receive ballots for two general election cycles; amending

74 s. 102.141, F.S.; requiring the canvassing of provisional

75 ballots cast during any extended polling-hour period to

76 segregate the votes from such ballots from other votes;

77 amending s. 125.01, F.S.; conforming a cross reference;

78 repealing s. 20, ch. 2002-281, Laws of Florida;

79 eliminating future revision of a cross reference, to

80 conform; amending s. 163.511, F.S.; revising a reference;

81 amending s. 22, ch. 2002-281, Laws of Florida; deferring

82 the applicability of certain revisions to the election

83 code affecting persons with disabilities; providing

84 effective dates.

85

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

87

88 Section 1. Section 97.012, Florida Statutes, is amended to

89 read:



HB 1861

2003

90 97.012 Secretary of State as chief election officer.--The
91 Secretary of State is the chief election officer of the state,
92 and it is his or her responsibility to:

93 (1) Obtain and maintain uniformity in the application,
94 operation, and interpretation of the election laws.

95 (2) Provide uniform standards for the proper and equitable
96 implementation of the registration laws.

97 (3) Actively seek out and collect the data and statistics
98 necessary to knowledgeably scrutinize the effectiveness of
99 election laws.

100 (4) Provide technical assistance to the supervisors of
101 elections on voter education and election personnel training
102 services.

103 (5) Provide technical assistance to the supervisors of
104 elections on voting systems.

105 (6) Provide voter education assistance to the public.

106 (7) Coordinate the state's responsibilities under the
107 National Voter Registration Act of 1993.

108 (8) Provide training to all affected state agencies on the
109 necessary procedures for proper implementation of this chapter.

110 (9) Ensure that all registration applications and forms
111 prescribed or approved by the department are in compliance with
112 the Voting Rights Act of 1965.

113 (10) Coordinate with the United States Department of
114 Defense so that armed forces recruitment offices administer
115 voter registration in a manner consistent with the procedures
116 set forth in this code for voter registration agencies.

117 (11) Create and maintain a statewide voter registration
118 database ~~central voter file~~.



HB 1861

2003

119 (12) Maintain a voter fraud hotline and provide election
120 fraud education to the public.

121 (13) Designate an office within the department to be
122 responsible for providing information regarding voter
123 registration procedures and absentee ballot procedures to absent
124 uniformed services voters and overseas voters.

125 Section 2. Section 97.021, Florida Statutes, is amended to
126 read:

127 97.021 Definitions.--For the purposes of this code, except
128 where the context clearly indicates otherwise, the term:

129 (1) "Absent elector" means any registered and qualified
130 voter who casts an absentee ballot.

131 (2) "Alternative formats" has the meaning ascribed in the
132 Americans with Disabilities Act of 1990, Pub. L. No. 101-336, 42
133 U.S.C. ss. 12101 et seq., including specifically the technical
134 assistance manuals promulgated thereunder, as amended.

135 (3) "Ballot" or "official ballot" when used in reference
136 to:

137 (a) "Paper ballots" means that printed sheet of paper,
138 used in conjunction with an electronic or electromechanical vote
139 tabulation voting system, containing the names of candidates, or
140 a statement of proposed constitutional amendments or other
141 questions or propositions submitted to the electorate at any
142 election, on which sheet of paper an elector casts his or her
143 vote.

144 (b) "Electronic or electromechanical devices" means a
145 ballot that is voted by the process of electronically
146 designating, including by touchscreen, or marking with a marking
147 device for tabulation by automatic tabulating equipment or data
148 processing equipment.



HB 1861

2003

149 (4) "Candidate" means any person to whom any one or more
150 of the following applies:

151 (a) Any person who seeks to qualify for nomination or
152 election by means of the petitioning process.

153 (b) Any person who seeks to qualify for election as a
154 write-in candidate.

155 (c) Any person who receives contributions or makes
156 expenditures, or gives his or her consent for any other person
157 to receive contributions or make expenditures, with a view to
158 bringing about his or her nomination or election to, or
159 retention in, public office.

160 (d) Any person who appoints a treasurer and designates a
161 primary depository.

162 (e) Any person who files qualification papers and
163 subscribes to a candidate's oath as required by law.

164

165 However, this definition does not include any candidate for a
166 political party executive committee.

167 ~~(5) "Central voter file" means a statewide, centrally~~
168 ~~maintained database containing voter registration information of~~
169 ~~all counties in this state.~~

170 (5)~~(6)~~ "Department" means the Department of State.

171 (6)~~(7)~~ "Division" means the Division of Elections of the
172 Department of State.

173 (7)~~(8)~~ "Election" means any primary election, special
174 primary election, special election, general election, or
175 presidential preference primary election.

176 (8)~~(9)~~ "Election board" means the clerk and inspectors
177 appointed to conduct an election.



HB 1861

2003

178 ~~(9)~~(10) "Election costs" shall include, but not be limited
179 to, expenditures for all paper supplies such as envelopes,
180 instructions to voters, affidavits, reports, ballot cards,
181 ballot booklets for absentee voters, postage, notices to voters;
182 advertisements for registration book closings, testing of voting
183 equipment, sample ballots, and polling places; forms used to
184 qualify candidates; polling site rental and equipment delivery
185 and pickup; data processing time and supplies; election records
186 retention; and labor costs, including those costs uniquely
187 associated with absentee ballot preparation, poll workers, and
188 election night canvass.

189 ~~(10)~~(11) "Elector" is synonymous with the word "voter" or
190 "qualified elector or voter," except where the word is used to
191 describe presidential electors.

192 ~~(11)~~(12) "General election" means an election held on the
193 first Tuesday after the first Monday in November in the even-
194 numbered years, for the purpose of filling national, state,
195 county, and district offices and for voting on constitutional
196 amendments not otherwise provided for by law.

197 ~~(12)~~(13) "Lists of registered electors" means copies of
198 printed lists of registered electors, computer tapes or disks,
199 or any other device used by the supervisor of elections to
200 maintain voter records.

201 ~~(13)~~(14) "Member of the Merchant Marine" means an
202 individual, other than a member of a uniformed service or an
203 individual employed, enrolled, or maintained on the Great Lakes
204 for the inland waterways, who is:

205 (a) Employed as an officer or crew member of a vessel
206 documented under the laws of the United States, a vessel owned



HB 1861

2003

207 by the United States, or a vessel of foreign-flag registry under
208 charter to or control of the United States; or

209 (b) Enrolled with the United States for employment or
210 training for employment, or maintained by the United States for
211 emergency relief service, as an officer or crew member of such
212 vessel.

213 ~~(14)~~(15) "Minor political party" is any group as defined
214 in this subsection which on January 1 preceding a primary
215 election does not have registered as members 5 percent of the
216 total registered electors of the state. Any group of citizens
217 organized for the general purposes of electing to office
218 qualified persons and determining public issues under the
219 democratic processes of the United States may become a minor
220 political party of this state by filing with the department a
221 certificate showing the name of the organization, the names of
222 its current officers, including the members of its executive
223 committee, and a copy of its constitution or bylaws. It shall be
224 the duty of the minor political party to notify the department
225 of any changes in the filing certificate within 5 days of such
226 changes.

227 ~~(15)~~(16) "Newspaper of general circulation" means a
228 newspaper printed in the language most commonly spoken in the
229 area within which it circulates and which is readily available
230 for purchase by all inhabitants in the area of circulation, but
231 does not include a newspaper intended primarily for members of a
232 particular professional or occupational group, a newspaper the
233 primary function of which is to carry legal notices, or a
234 newspaper that is given away primarily to distribute
235 advertising.



HB 1861

2003

236 (16)~~(17)~~ "Nominal value" means having a retail value of
 237 \$10 or less.

238 (17)~~(18)~~ "Nonpartisan office" means an office for which a
 239 candidate is prohibited from campaigning or qualifying for
 240 election or retention in office based on party affiliation.

241 (18)~~(19)~~ "Office that serves persons with disabilities"
 242 means any state office that takes applications either in person
 243 or over the telephone from persons with disabilities for any
 244 program, service, or benefit primarily related to their
 245 disabilities.

246 (19)~~(20)~~ "Overseas voter" means:

247 (a) Members of the uniformed services while in the active
 248 service who are permanent residents of the state and are
 249 temporarily residing outside the territorial limits of the
 250 United States and the District of Columbia;

251 (b) Members of the Merchant Marine of the United States
 252 who are permanent residents of the state and are temporarily
 253 residing outside the territorial limits of the United States and
 254 the District of Columbia; and

255 (c) Other citizens of the United States who are permanent
 256 residents of the state and are temporarily residing outside the
 257 territorial limits of the United States and the District of
 258 Columbia,

259
 260 who are qualified and registered to vote as provided by law.

261 (20)~~(21)~~ "Overvote" means that the elector marks or
 262 designates more names than there are persons to be elected to an
 263 office or designates more than one answer to a ballot question,
 264 and the tabulator records no vote for the office or question.



HB 1861

2003

265 (21)~~(22)~~ "Persons with disabilities" means individuals who
 266 have a physical or mental impairment that substantially limits
 267 one or more major life activities.

268 (22)~~(23)~~ "Polling place" is the building which contains
 269 the polling room where ballots are cast.

270 (23)~~(24)~~ "Polling room" means the actual room in which
 271 ballots are cast.

272 (24)~~(25)~~ "Primary election" means an election held
 273 preceding the general election for the purpose of nominating a
 274 party nominee to be voted for in the general election to fill a
 275 national, state, county, or district office. The first primary
 276 is a nomination or elimination election; the second primary is a
 277 nominating election only.

278 (25)~~(26)~~ "Provisional ballot" means a conditional ballot,
 279 the validity of which is determined by the canvassing board
 280 ~~issued to a voter by the election board at the polling place on~~
 281 ~~election day for one of the following reasons:~~

282 ~~(a) The voter's name does not appear on the precinct~~
 283 ~~register and verification of the voter's eligibility cannot be~~
 284 ~~determined; or~~

285 ~~(b) There is an indication on the precinct register that~~
 286 ~~the voter has requested an absentee ballot and there is no~~
 287 ~~indication whether the voter has returned the absentee ballot.~~

288 (26)~~(27)~~ "Public assistance" means assistance provided
 289 through the food stamp program; the Medicaid program; the
 290 Special Supplemental Food Program for Women, Infants, and
 291 Children; and the WAGES Program.

292 (27)~~(28)~~ "Public office" means any federal, state, county,
 293 municipal, school, or other district office or position which is
 294 filled by vote of the electors.



HB 1861

2003

295 ~~(28)~~~~(29)~~ "Qualifying educational institution" means any
296 public or private educational institution receiving state
297 financial assistance which has, as its primary mission, the
298 provision of education or training to students who are at least
299 18 years of age, provided such institution has more than 200
300 students enrolled in classes with the institution and provided
301 that the recognized student government organization has
302 requested this designation in writing and has filed the request
303 with the office of the supervisor of elections in the county in
304 which the institution is located.

305 ~~(29)~~~~(30)~~ "Special election" is a special election called
306 for the purpose of voting on a party nominee to fill a vacancy
307 in the national, state, county, or district office.

308 ~~(30)~~~~(31)~~ "Special primary election" is a special
309 nomination election designated by the Governor, called for the
310 purpose of nominating a party nominee to be voted on in a
311 general or special election.

312 ~~(31)~~~~(32)~~ "Supervisor" means the supervisor of elections.

313 ~~(32)~~~~(33)~~ "Tactile input device" means a device that
314 provides information to a voting system by means of a voter
315 touching the device, such as a keyboard, and that complies with
316 the requirements of s. 101.56062(1)(k) and (l).

317 ~~(33)~~~~(34)~~ "Undervote" means that the elector does not
318 properly designate any choice for an office or ballot question,
319 and the tabulator records no vote for the office or question.

320 ~~(34)~~~~(35)~~ "Uniformed services" means the Army, Navy, Air
321 Force, Marine Corps, and Coast Guard, the commissioned corps of
322 the Public Health Service, and the commissioned corps of the
323 National Oceanic and Atmospheric Administration.



HB 1861

2003

324 (35)~~(36)~~ "Voter interface device" means any device that
 325 communicates voting instructions and ballot information to a
 326 voter and allows the voter to select and vote for candidates and
 327 issues.

328 (36)~~(37)~~ "Voter registration agency" means any office that
 329 provides public assistance, any office that serves persons with
 330 disabilities, any center for independent living, or any public
 331 library.

332 (37)~~(38)~~ "Voting booth" or "booth" means that booth or
 333 enclosure wherein an elector casts his or her ballot for
 334 tabulation by an electronic or electromechanical device.

335 (38)~~(39)~~ "Voting system" means a method of casting and
 336 processing votes that functions wholly or partly by use of
 337 electromechanical or electronic apparatus or by use of paper
 338 ballots and includes, but is not limited to, the procedures for
 339 casting and processing votes and the programs, operating
 340 manuals, tabulating cards, printouts, and other software
 341 necessary for the system's operation.

342 Section 3. (1) Subsection (32) of section 97.021, Florida
 343 Statutes, as amended by this act, is amended to read:

344 97.021 Definitions.--For the purposes of this code, except
 345 where the context clearly indicates otherwise, the term:

346 (32) "Tactile input device" means a device that provides
 347 information to a voting system by means of a voter touching the
 348 device, such as a keyboard, and that complies with the
 349 requirements of s. 101.56062(1)(j) and (k) ~~and (l)~~.

350 (2) The amendment of subsection (32) of section 97.021,
 351 Florida Statutes, by this section shall take effect on the date
 352 the amendment of section 101.56062, Florida Statutes, by this
 353 act takes effect.



HB 1861

2003

354 Section 4. Subsection (3) of section 97.052, Florida
355 Statutes, is amended to read:

356 97.052 Uniform statewide voter registration application.--

357 (3) The uniform statewide voter registration application
358 must also contain:

359 (a) The oath required by s. 3, Art. VI of the State
360 Constitution and s. 97.051.

361 (b) A statement specifying each eligibility requirement
362 under s. 97.041.

363 (c) The penalties provided in s. 104.011 for false
364 swearing in connection with voter registration.

365 (d) A statement that, if an applicant declines to register
366 to vote, the fact that the applicant has declined to register
367 will remain confidential and may be used only for voter
368 registration purposes.

369 (e) A statement that informs the applicant who chooses to
370 register to vote or update a voter registration record that the
371 office at which the applicant submits a voter registration
372 application or updates a voter registration record will remain
373 confidential and may be used only for voter registration
374 purposes.

375 (f) A statement that informs the applicant that any person
376 who has been granted a homestead exemption in this state, and
377 who registers to vote in any precinct other than the one in
378 which the property for which the homestead exemption has been
379 granted, shall have that information forwarded to the property
380 appraiser where such property is located, which may result in
381 the person's homestead exemption being terminated and the person
382 being subject to assessment of back taxes under s. 193.092,
383 unless the homestead granted the exemption is being maintained



HB 1861

2003

384 as the permanent residence of a legal or natural dependent of
385 the owner and the owner resides elsewhere.

386 (g) A statement informing the applicant that if the form is
387 submitted by mail and the applicant is registering for the first
388 time, the applicant will be required to provide identification
389 prior to voting the first time.

390 Section 5. Paragraph (a) of subsection (5) of section
391 97.053, Florida Statutes, is amended to read:

392 97.053 Acceptance of voter registration applications.--

393 (5)(a) A voter registration application is complete if it
394 contains:

- 395 1. The applicant's name.
- 396 2. The applicant's legal residence address.
- 397 3. The applicant's date of birth.
- 398 4. An indication that the applicant is a citizen of the
399 United States.
- 400 5. The applicant's Florida driver's license number, the
401 identification number from a Florida identification card issued
402 under s. 322.051, or the last four digits of the applicant's
403 social security number.
- 404 6. An indication that the applicant has not been convicted
405 of a felony or that, if convicted, has had his or her civil
406 rights restored.
- 407 7. An indication that the applicant has not been
408 adjudicated mentally incapacitated with respect to voting or
409 that, if so adjudicated, has had his or her right to vote
410 restored.
- 411 8. Signature of the applicant swearing or affirming under
412 the penalty for false swearing pursuant to s. 104.011 that the
413 information contained in the registration application is true



HB 1861

2003

414 and subscribing to the oath required by s. 3, Art. VI of the
415 State Constitution and s. 97.051.

416 Section 6. Effective upon this act becoming a law, section
417 97.028, Florida Statutes, is created to read:

418 97.028 Procedures on complaints of violations of Title III
419 of the Help America Vote Act of 2002.--

420 (1)(a) Any person who believes that a violation of Title
421 III of the Help America Vote Act of 2002 has occurred, is
422 occurring, or is about to occur may file a complaint with the
423 department.

424 (b) The complaint must be in writing and must be signed and
425 sworn to before a notary by the person filing the complaint.
426 Further, the complaint must state the alleged violation and the
427 person or entity responsible for the violation. The department
428 shall prescribe the form for complaints filed under this section.
429 If the department determines that the complaint fails to allege
430 both a violation and a person or entity responsible for the
431 violation, or that the complaint is not properly executed, the
432 department shall inform the complainant in writing that the
433 complaint is legally insufficient.

434 (c) For purposes of this section, a violation of Title III
435 of the Help America Vote Act of 2002 is the failure to perform an
436 act required or the performance of an act prohibited by Title III
437 of the Help America Vote Act of 2002 by a covered person or
438 entity.

439 (d) The department shall have sole jurisdiction over
440 complaints filed under the provisions of this section.

441 (e) This section provides the sole avenue of redress for
442 alleged violations of Title III of the Help America Vote Act of
443 2002 and does not give rise to any other cause of action.



HB 1861

2003

444 (f) The department may consolidate complaints filed under
445 this section.

446 (g) All proceedings under this section are exempt from
447 chapter 120.

448 (2)(a) When a legally sufficient complaint is filed with
449 the department, the agency head shall designate a hearing officer
450 who shall:

451 1. Provide the subject of the complaint with a copy of the
452 complaint. The subject of the complaint shall, within 10 days
453 after receipt of the complaint, file with the department a
454 written, sworn response to the complaint.

455 2. Upon receipt of the response, the hearing officer shall
456 review both sworn filings to determine whether a violation of the
457 Title III of the Help America Vote Act of 2002 has occurred, is
458 occurring, or is about to occur. The complaint and the response
459 shall constitute the official hearing record to be considered by
460 the hearing officer. The hearing officer shall provide the
461 complainant with a copy of the response.

462 3. At the hearing officer's discretion, the complainant and
463 the respondent may be ordered by the hearing officer to provide
464 additional sworn oral or written statements or additional
465 documents to assist the hearing officer in making his or her
466 determination. Further, other relevant witnesses may also be
467 ordered by the hearing officer to give sworn testimony or to
468 provide relevant documents to assist the hearing officer in
469 making his or her determination. Any such statements or documents
470 received by the hearing officer shall also become part of the
471 official hearing record. For purposes of this section, the
472 hearing officer is authorized to administer oaths and to issue
473 subpoenas.



HB 1861

2003

474 4. The hearing officer shall advise both the complainant
475 and respondent in writing of their determination. If the hearing
476 officer determines that no violation has occurred, is occurring,
477 or is about to occur, the department shall dismiss the complaint
478 and publish its determination. If the hearing officer determines
479 that a violation of Title III of the Help America Vote Act has
480 occurred, is occurring, or is about to occur, the department
481 shall issue and deliver an order directing the appropriate
482 remedy to persons responsible for effecting such remedy. The
483 issuance of an order does not constitute agency action for which
484 a hearing under ss. 120.569 or 120.57 may be sought. For
485 purposes of enforcing the order, the department may initiate a
486 proceeding in the name of the state seeking issuance of an
487 injunction, a writ of mandamus, or other equitable remedy
488 against any person who violates any provision of such order.

489 5. The department shall make a final determination with
490 respect to the complaint within 90 days after the date that the
491 complaint was filed, unless the complainant consents to a longer
492 period for making such a determination.

493 (b) If the department fails to meet the deadline
494 established in subparagraph (a)5., the complaint shall be
495 forwarded to mediation. Mediation shall occur within 60 days
496 after the department's failure to make a determination within the
497 timeframe established in subparagraph (a)5. The record created
498 under this section shall be made available for use in the
499 mediation.

500 Section 7. Section 97.0535, Florida Statutes, is created
501 to read:

502 97.0535 Special requirements for certain applicants.--



HB 1861

2003

503 (1) Each applicant who registers by mail and who has never
 504 previously voted in the county shall be required to provide a
 505 copy of a current and valid photo identification, as provided in
 506 subsection (3), or indicate that he or she is exempt from the
 507 requirements prior to voting. The applicant may provide the
 508 identification or indication at the time of registering, or at
 509 any time prior to voting for the first time in the county. If the
 510 voter registration application clearly provides information from
 511 which the supervisor can determine that the applicant meets at
 512 least one of the exemptions in subsection (4), the supervisor
 513 shall make the notation on the registration records and the
 514 applicant shall not be required to provide further information
 515 that is required of first time voters who register by mail.

516 (2) The supervisor of elections shall, upon accepting the
 517 voter registration for an applicant who registered by mail and
 518 who has not previously voted in the county, determine if the
 519 applicant provided the required identification at the time of
 520 registering. If the required identification was not provided, the
 521 supervisor shall notify the applicant that he or she must provide
 522 the identification prior to voting the first time in the county.

523 (3) The following forms of identification shall be
 524 considered current and valid if they contain the name and
 525 photograph of the applicant and have not expired:

- 526 (a) Florida driver's license.
- 527 (b) Florida identification card issued by the Department of
 528 Highway Safety and Motor Vehicles.
- 529 (c) United States passport.
- 530 (d) Employee badge or identification.
- 531 (e) Buyer's club identification.
- 532 (f) Debit or credit card.



HB 1861

2003

- 533 (g) Military identification.
- 534 (h) Student identification.
- 535 (i) Retirement center identification.
- 536 (j) Neighborhood association identification.
- 537 (k) Entertainment identification.
- 538 (l) Public assistance identification.
- 539 (4) The following persons are exempt from the
- 540 identification requirements of this section:
- 541 (a) Persons 65 years of age or older.
- 542 (b) Persons with a temporary or permanent physical
- 543 disability.
- 544 (c) Members of the uniformed service on active duty who, by
- 545 reason of such active duty, are absent from the county on
- 546 election day.
- 547 (d) Members of the merchant marine who, by reason of
- 548 service in the merchant marine, are absent from the county on
- 549 election day.
- 550 (e) The spouse or dependent of a member referred to in
- 551 paragraph (c) or paragraph (d) who, by reason of the active duty
- 552 or service of the member, is absent from the county on election
- 553 day.
- 554 (f) Persons currently residing outside the United States
- 555 who are eligible to vote in Florida.

556 Section 8. Subsection (3) of section 98.045, Florida
 557 Statutes, is amended to read:

558 98.045 Administration of voter registration.--

559 (3) Notwithstanding the provisions of ss. 98.095, ~~98.097,~~
 560 and 98.0977, each supervisor shall maintain for at least 2
 561 years, and make available for public inspection and copying, all
 562 records concerning implementation of registration list



HB 1861

2003

563 maintenance programs and activities conducted pursuant to ss.
 564 98.065, 98.075, and 98.0977. The records must include lists of
 565 the name and address of each person to whom an address
 566 confirmation final notice was sent and information as to whether
 567 each such person responded to the mailing, but may not include
 568 any information that is confidential or exempt from public
 569 record requirements under this code.

570 Section 9. Section 98.097, Florida Statutes, is repealed.

571 Section 10. Section 98.0977, Florida Statutes, is amended
 572 to read:

573 98.0977 Statewide voter registration database; operation
 574 ~~development~~ and maintenance.--

575 (1) ~~From the funds appropriated,~~ The department shall ~~may~~
 576 ~~contract with the Florida Association of Court Clerks to~~
 577 ~~analyze, design, develop, operate, and maintain the~~ a statewide,
 578 on-line voter registration database and associated website until
 579 such time as the statewide voter registration system required to
 580 be developed pursuant to the Help America Vote Act of 2002 is
 581 operational, ~~to be fully operational statewide by June 1, 2002.~~
 582 The database shall contain voter registration information from
 583 each of the 67 supervisors of elections in this state and shall
 584 be accessible through an Internet website. The system shall
 585 provide functionality for ensuring that the database is updated
 586 on a daily basis to determine if a registered voter is
 587 ineligible to vote for any of the following reasons, including,
 588 but not limited to:

589 (a) The voter is deceased;

590 (b) The voter has been convicted of a felony and has not
 591 had his or her civil rights restored; or



HB 1861

2003

592 (c) The voter has been adjudicated mentally incompetent
593 and his or her mental capacity with respect to voting has not
594 been restored.

595
596 The database shall also allow for duplicate voter registrations
597 to be identified.

598 (2) The Department of State shall not contract with any
599 private entity ~~other than the Florida Association of Court~~
600 ~~Clerks~~ for the operation ~~or maintenance~~ of the statewide voter
601 registration database.

602 (3)(a) In administering the database, each supervisor of
603 elections shall compare registration information provided by a
604 voter with information held by the Department of Law
605 Enforcement, the Board of Executive Clemency, the Office of
606 Vital Statistics, and other relevant sources.

607 (b) The supervisor of elections shall remove from the
608 voter registration rolls the name of any person who is listed in
609 the database as deceased.

610 (c) Information in the database indicating that a person
611 registered to vote in a given county has subsequently registered
612 to vote in another jurisdiction shall be considered as a written
613 request from that voter to have his or her name removed from the
614 voter registration rolls of that county, and the supervisor of
615 elections of that county shall remove that voter's name from the
616 county's voter registration rolls.

617 (d) When the supervisor of elections finds information
618 through the database that suggests that a voter has been
619 convicted of a felony and has not had his or her civil rights
620 restored or has been adjudicated mentally incompetent and his or
621 her mental capacity with respect to voting has not been



HB 1861

2003

622 restored, the supervisor of elections shall notify the voter by
623 certified United States mail. The notification shall contain a
624 statement as to the reason for the voter's potential
625 ineligibility to be registered to vote and shall request
626 information from the voter on forms provided by the supervisor
627 of elections. As an alternative, the voter may attend a hearing
628 at a time and place specified in the notice. If there is
629 evidence that the notice was not received, notice must be given
630 once by publication in a newspaper of general circulation in the
631 county. The notice must plainly state that the voter is
632 potentially ineligible to be registered to vote and must state a
633 time and place for the person to appear before the supervisor of
634 elections to show cause why his or her name should not be
635 removed from the voter registration rolls. After reviewing the
636 information provided by the voter, if the supervisor of
637 elections determines that the voter is not eligible to vote
638 under the laws of this state, the supervisor of elections shall
639 notify the voter by certified United States mail that he or she
640 has been found ineligible to be registered to vote in this
641 state, shall state the reason for the ineligibility, and shall
642 inform the voter that he or she has been removed from the voter
643 registration rolls. The supervisor of elections shall remove
644 from the voter registration rolls the name of any voter who
645 fails either to respond within 30 days to the notice sent by
646 certified mail or to attend the hearing.

647 (e) Upon hearing all evidence in a hearing, the supervisor
648 of elections must determine whether there is sufficient evidence
649 to strike the person's name from the registration books. If the
650 supervisor determines that there is sufficient evidence, he or
651 she must strike the name.



HB 1861

2003

652 (f) Appeal may be taken to the circuit court in and for
653 the county where the person was registered. Notice of appeal
654 must be filed within the time and in the manner provided by the
655 Florida Rules of Appellate Procedure and acts as supersedeas.
656 Trial in the circuit court is de novo and governed by the rules
657 of that court. Unless the person can show that his or her name
658 was erroneously or illegally stricken from the registration
659 books or that he or she is indigent, the person must bear the
660 costs of the trial in the circuit court. Otherwise, the cost of
661 the appeal must be paid by the board of county commissioners.

662 (4) To the maximum extent feasible, state and local
663 government entities shall facilitate provision of information
664 and access to data to the department in order to compare
665 information in the statewide voter registration database with
666 available information in other computer databases, including,
667 but not limited to, databases that contain reliable criminal
668 records and records of deceased persons. State and local
669 governmental agencies that provide such data shall do so without
670 charge if the direct cost incurred by those agencies is not
671 significant.

672 ~~(5) The Division of Elections shall provide written~~
673 ~~quarterly progress reports on each phase of development of the~~
674 ~~voter registration database to the President of the Senate and~~
675 ~~the Speaker of the House of Representatives beginning July 1,~~
676 ~~2001, and continuing until the database is fully implemented.~~

677 (5)(6) The duties of the supervisors of elections under
678 this section shall be considered part of their regular
679 registration list maintenance duties under this chapter, and any
680 supervisor of elections who willfully refuses or willfully



HB 1861

2003

681 neglects to perform his or her duties under this section shall
682 be in violation of s. 104.051(2).

683 Section 11. (1) Beginning July 1, 2003, from the funds
684 appropriated the Department of State shall begin the development
685 of a statewide voter registration system designed to meet the
686 requirements of sections 303 through 305 of the Help America Vote
687 Act of 2002. The Legislature recognizes that the January 1, 2004,
688 implementation date for the system provided in the federal bill
689 cannot be met because there is not sufficient time for
690 implementation of such a system. Accordingly, the department
691 shall certify these facts to the Election Assistance Commission
692 in order to qualify for waiver and extension of the due date
693 until January 1, 2006.

694 (2) The department shall begin system needs assessments and
695 design activities by July 1, 2003. The Department of Highway
696 Safety and Motor Vehicles, the Department of Health, the
697 Department of Law Enforcement, the Board of Executive Clemency,
698 the State Technology Office, and representatives of the Florida
699 State Association of Supervisors of Elections shall cooperate and
700 participate in the development of the system. Other state
701 agencies and local government entities that may have data or
702 systems needed for integration with the system shall also
703 cooperate and participate in the development of the system upon a
704 request from the department.

705 (3) No later than January 31, 2004, the department shall
706 present to the Governor, the President of the Senate, and the
707 Speaker of the House of Representatives a plan for completion of
708 the system, which shall include:

709 (a) Business process design for all participants in the
710 system operation.



HB 1861

2003

711 (b) Design, location, and specifications for hardware,
 712 system software components, and communications infrastructure of
 713 the system.

714 (c) Design, specifications, and development plans for
 715 application software for the system.

716 (d) Budget for completion of the system, including all
 717 agencies and county offices.

718 (e) Recommended statutory changes needed to implement the
 719 system.

720 (4) This phase of the development shall continue through
 721 June 30, 2004, and shall include design and development of the
 722 core system, which will be operated by the Department of State;
 723 definition of the business processes which will be required of
 724 the other agencies and counties; and functional requirements
 725 specifications for integration with the data systems of the other
 726 agencies and the counties.

727 (5) This section shall take effect upon this act becoming a
 728 law.

729 Section 12. Section 98.212, Florida Statutes, is amended
 730 to read:

731 98.212 Supervisors to furnish statistical and other
 732 information.--

733 (1)(a) Upon written request, supervisors shall, as
 734 promptly as possible, furnish to recognized public or private
 735 universities and senior colleges within the state, to state or
 736 county governmental agencies, and to recognized political party
 737 committees statistical information for the purpose of analyzing
 738 election returns and results.

739 (b) Supervisors may require reimbursement for any part or
 740 all of the actual expenses of supplying any information



HB 1861

2003

741 requested under paragraph (a). For the purposes of this
742 subsection, supervisors may use the services of any research and
743 statistical personnel that may be supplied.

744 (c) Lists of names submitted to supervisors for indication
745 of registration or nonregistration or of party affiliation shall
746 be processed at any time at cost, except that in no case shall
747 the charge exceed 10 cents for each name on which the
748 information is furnished.

749 (2) The supervisors shall provide information as requested
750 by the department for program evaluation and reporting to the
751 Federal Election Commission pursuant to the National Voter
752 Registration Act of 1993.

753 ~~(3) The supervisors shall provide information as requested~~
754 ~~by the department for the creation and maintenance of the~~
755 ~~central voter file.~~

756 Section 13. Section 98.461, Florida Statutes, is amended
757 to read:

758 98.461 Registration form, precinct register; contents.--A
759 registration form, approved by the Department of State,
760 containing the information required in s. 97.052 shall be filed
761 alphabetically in the office of the supervisor as the master
762 list of electors of the county. However, the registration forms
763 may be microfilmed and such microfilms substituted for the
764 original registration forms; or, when voter registration
765 information, including the voter's signature, is maintained
766 digitally or on electronic, magnetic, or optic media, such
767 stored information may be substituted for the original
768 registration form. Such microfilms or stored information shall
769 be retained in the custody of the supervisor of elections. In
770 the event the original registration forms are microfilmed or



HB 1861

2003

771 maintained digitally or on electronic or other media, such
 772 originals may be destroyed in accordance with the schedule
 773 approved by the Bureau of Archives and Records Management of the
 774 Division of Library and Information Services of the Department
 775 of State. As an alternative, the information from the
 776 registration form, including the signature, may be
 777 electronically reproduced and stored as provided in s. 98.451. A
 778 computer printout shall ~~may~~ be used at the polls as a precinct
 779 register in lieu of the registration books. The precinct
 780 register shall contain the date of the election, the precinct
 781 number, and the following information concerning each registered
 782 elector: last name, first name, and middle name or initial;
 783 party affiliation; residence address; registration number; date
 784 of birth; sex, if provided; race, if provided; whether the voter
 785 needs assistance in voting; and such other additional
 786 information as to readily identify the elector. ~~The precinct~~
 787 ~~register may also contain a list of the forms of identification,~~
 788 ~~which must include, but is not limited to, a Florida driver's~~
 789 ~~license, a Florida identification card issued under s. 322.051,~~
 790 ~~or another form of picture identification approved by the~~
 791 ~~Department of State.~~ The precinct register shall ~~may~~ also
 792 contain a space for the elector's signature and, a space for the
 793 initials of the witnessing clerk or inspector, ~~and a space for~~
 794 ~~the signature slip or ballot number.~~

795 Section 14. Section 98.471, Florida Statutes, is
 796 renumbered as section 101.043, Florida Statutes, and amended to
 797 read:

798 101.043 ~~98.471~~ Identification required ~~Use of precinct~~
 799 ~~register~~ at polls.--



HB 1861

2003

800 (1) The precinct register, as prescribed in s. 98.461,
 801 ~~shall may~~ be used at the polls in lieu of the registration books
 802 for the purpose of identifying the elector at the polls prior to
 803 allowing him or her to vote. The clerk or inspector shall
 804 require each elector, upon entering the polling place, to
 805 present a current and valid Florida driver's license, a Florida
 806 ~~identification card issued under s. 322.051, or another form of~~
 807 picture identification as provided in s. 97.0535(3). If the
 808 picture identification does not contain the signature of the
 809 voter, an additional identification that provides the voter's
 810 signature shall be required ~~approved by the Department of State.~~
 811 The elector shall sign his or her name in the space provided,
 812 and the clerk or inspector shall compare the signature with that
 813 on the identification provided by the elector and enter his or
 814 her initials in the space provided and allow the elector to vote
 815 if the clerk or inspector is satisfied as to the identity of the
 816 elector.

817 (2) Except as provided in subsection (3), if the elector
 818 fails to furnish the required identification, or if the clerk or
 819 inspector is in doubt as to the identity of the elector, such
 820 clerk or inspector shall follow the procedure prescribed in s.
 821 101.49.

822 (3) If the elector who fails to furnish the required
 823 identification is a first-time voter who registered by mail and
 824 has not provided the required identification to the supervisor
 825 of elections prior to election day, the elector shall be allowed
 826 to vote a provisional ballot. The canvassing board shall
 827 determine the validity of the ballot pursuant to s. 101.048(2).

828 Section 15. Section 98.491, Florida Statutes, is repealed.



HB 1861

2003

829 Section 16. Section 101.048, Florida Statutes, is amended
830 to read:

831 101.048 Provisional ballots.--

832 (1) At all elections, a voter claiming to be properly
833 registered in the county and eligible to vote at the precinct in
834 the election, but whose eligibility cannot be determined, and
835 other persons specified in the code shall be entitled to vote a
836 provisional ballot. Once voted, the provisional ballot shall be
837 placed in a secrecy envelope and thereafter sealed in a
838 provisional ballot envelope. The provisional ballot shall be
839 deposited in a ballot box. All provisional ballots shall remain
840 sealed in their envelopes for return to the supervisor of
841 elections. The department shall prescribe the form of the
842 provisional ballot envelope.

843 (2)(a) The county canvassing board shall examine each
844 provisional ballot envelope to determine if the person voting
845 that ballot was entitled to vote at the precinct where the
846 person cast a vote in the election and that the person had not
847 already cast a ballot in the election.

848 (b)1. If it is determined that the person was registered
849 and entitled to vote at the precinct where the person cast a
850 vote in the election, the canvassing board shall compare the
851 signature on the provisional ballot envelope with the signature
852 on the voter's registration and, if it matches, shall count the
853 ballot.

854 2. If it is determined that the person voting the
855 provisional ballot was not registered or entitled to vote at the
856 precinct where the person cast a vote in the election, the
857 provisional ballot shall not be counted and the ballot shall
858 remain in the envelope containing the Provisional Ballot Voter's



HB 1861

2003

859 Certificate and Affirmation and the envelope shall be marked
 860 "Rejected as Illegal."

861 (3) The Provisional Ballot Voter's Certificate and
 862 Affirmation shall be in substantially the following form:

863
 864 STATE OF FLORIDA
 865 COUNTY OF _____

866
 867 I do solemnly swear (or affirm) that my name is _____; that
 868 my date of birth is _____; that I am registered to vote and at
 869 the time I registered I resided at _____, in the municipality of
 870 _____, in _____ County, Florida; that I am registered in the
 871 _____ Party; that I am a qualified voter of the county; and that
 872 I have not voted in this election. I understand that if I commit
 873 any fraud in connection with voting, vote a fraudulent ballot,
 874 or vote more than once in an election, I can be convicted of a
 875 felony of the third degree and fined up to \$5,000 and/or
 876 imprisoned for up to 5 years.

877 ... (Signature of Voter) ...
 878 ... (Current Residence Address) ...
 879 ... (Current Mailing Address) ...
 880 ... (City, State, Zip Code) ...
 881 ... (Driver's License Number or Last Four Digits of Social
 882 Security Number) ...

883
 884 Sworn to and subscribed before me this _____ day of _____,
 885 ... (year)
 886 ... (Election Official) ...

887
 888 Precinct # _____ Ballot Style/Party Issued: _____



HB 1861

2003

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~~Additional information may be provided to further assist the supervisor of elections in determining eligibility.~~

(4) In counties where the voting system does not utilize a paper ballot, the supervisor of elections may shall provide the appropriate provisional ballot to the voter by electronic means as provided for by the certified voting system. Each person casting a provisional ballot by electronic means shall, prior to casting his or her ballot, complete the Provisional Ballot Voter's Certificate and Affirmation as provided in subsection (3) ballots to each polling place.

(5) Each person casting a provisional ballot shall be given written instructions regarding the free access system established pursuant to subsection (6). The instructions shall contain information on how to access the system and the information the voter will need to provide to obtain information on his or her particular ballot. The instructions shall also include the following statement: "If this is a primary election, you should contact the supervisor of elections' office immediately to confirm that you are registered and can vote in the general election."

(6) Each supervisor of elections shall establish a free access system that allows each person who casts a provisional ballot to determine whether his or her provisional ballot was counted in the final canvass of votes and, if not, the reasons why. Information regarding provisional ballots shall be available no later than 30 days following the election. The system established must restrict information regarding an individual ballot to the person who cast the ballot.



HB 1861

2003

919 Section 17. Section 101.049, Florida Statutes, is created
920 to read:

921 101.049 Provisional ballots; special circumstances.--

922 (1) Any person who votes in an election after the regular
923 poll-closing time pursuant to a court or other order extending
924 the statutory polling hours must vote a provisional ballot. Once
925 voted, the provisional ballot shall be placed in a secrecy
926 envelope and thereafter sealed in a provisional ballot envelope.
927 The election official witnessing the voter's subscription and
928 affirmation on the Provisional Ballot Voter's Certificate shall
929 indicate whether or not the voter met all requirements to vote a
930 regular ballot at the polls. All such provisional ballots shall
931 remain sealed in their envelopes and transmitted to the
932 supervisor of elections.

933 (2) Separate and apart from all other ballots, the county
934 canvassing board shall count all late-voted provisional ballots
935 that the canvassing board determines to be valid.

936 (3) The supervisor shall ensure that late-voted provisional
937 ballots are not commingled with other ballots during the
938 canvassing process or at any other time they are statutorily
939 required to be in the supervisor's possession.

940 (4) This section shall not apply to voters in line at the
941 poll-closing time provided in s. 100.011 who cast their ballot
942 subsequent to that time.

943 (5) As an alternative, provisional ballots cast pursuant to
944 this section may be cast in accordance with the provisions of s.
945 101.048(4).

946 Section 18. Section 101.111, Florida Statutes, is amended
947 to read:



HB 1861

2003

948 101.111 Person desiring to vote may be challenged;
 949 challenger to execute oath; oath of person challenged ~~elector~~;
 950 determination of challenge.--

951 (1) When the right to vote of any person who desires to
 952 vote is challenged ~~questioned~~ by any elector or poll watcher,
 953 the challenge shall be reduced to writing with an oath as
 954 provided in this section, giving reasons for the challenge,
 955 which shall be delivered to the clerk or inspector. Any elector
 956 or ~~authorized~~ poll watcher challenging the right of a person to
 957 vote ~~an elector at an election~~ shall execute the oath set forth
 958 below:

959
 960 OATH OF PERSON ENTERING CHALLENGE

961
 962 State of Florida

963 County of _____

964
 965 I do solemnly swear that my name is _____; that I am a member of
 966 the _____ party; that I am _____ years old; ~~that I was born in~~
 967 ~~the state of _____ or the country of _____~~; that my residence
 968 address is ~~on~~ _____ ~~street~~, in the municipality of _____; and
 969 that I have reason to believe that _____ is attempting to vote
 970 illegally and the reasons for my belief are set forth herein to
 971 wit:

972 ... (Signature of person challenging voter) ...

973
 974 Sworn and subscribed to before me this _____ day of _____, ...
 975 (year)

976 ... (Clerk of election) ...



HB 1861

2003

978 (2) Before a person who is challenged elector is permitted
 979 to vote ~~by any officer or person in charge of admission to the~~
 980 ~~polling place,~~ the challenged person's elector's right to vote
 981 shall be determined in accordance with the provisions of
 982 subsection (3). The clerk or inspector shall immediately deliver
 983 to the challenged person elector a copy of the oath of the
 984 person entering the challenge and shall request the challenged
 985 person elector to execute the following oath affidavit:
 986

987 OATH OF PERSON CHALLENGED VOTER

988
 989 State of Florida
 990 County of _____
 991

992 I do solemnly swear that my name is _____; that I am a member of
 993 the _____ party; that my date of birth is ~~I am _____ years old;~~
 994 ~~that I was born in the state of _____ or the country of _____;~~
 995 that my residence address is ~~on~~ _____ street, in the
 996 municipality of _____, in this the _____ precinct of _____
 997 county; that I personally made application for registration and
 998 signed my name and that I am a qualified voter in this election,
 999 ~~and I am not registered to vote in any other precinct other than~~
 1000 ~~the one in which I am presently seeking to vote.~~

1001 ... (Signature of person voter) ...

1002
 1003 Sworn and subscribed to before me this _____ day of _____, ...
 1004 (year)

1005 ... (Clerk of election or Inspector) ...

1006
 1007 Any inspector or clerk of election may administer the oath.



HB 1861

2003

1008 (3)(a) The clerk and inspectors shall compare the
1009 information in the challenged person's oath with that entered on
1010 the precinct register and shall take any other evidence that may
1011 be offered. The clerk and inspectors shall then decide by a
1012 majority vote whether the challenged person may vote a regular
1013 ballot.

1014 (b) If the challenged person refuses to complete the oath
1015 or if a majority of the clerk and inspectors doubt the
1016 eligibility of the person to vote, the challenged person shall be
1017 allowed to vote a provisional ballot. The oath of the person
1018 entering the challenge and the oath of the person challenged
1019 shall be attached to the provisional ballot for transmittal to
1020 the canvassing board. If the challenged person refuses to make
1021 and sign the affidavit, the clerk or inspector shall refuse to
1022 allow him or her to vote. If such person makes the affidavit,
1023 the inspectors and clerk of election shall compare the
1024 information in the affidavit with that entered on the
1025 registration books opposite the person's name, and, upon such
1026 comparison of the information and the person's signature and the
1027 taking of other evidence which may then be offered, the clerk
1028 and inspectors shall decide by a majority vote whether the
1029 challenged person may vote. If the challenged person is unable
1030 to write or sign his or her name, the clerk or inspector shall
1031 examine the precinct register to ascertain whether the person
1032 registered under the name of such person is represented to have
1033 signed his or her name. If the person is so represented, then he
1034 or she shall be denied permission to vote without further
1035 examination; but, if not, then the clerk or one of the
1036 inspectors shall place such person under oath and orally examine
1037 him or her upon the subject matter contained in the affidavit,



HB 1861

2003

1038 and, if there is any doubt as to the identity of such person,
1039 the clerk or inspector shall compare the person's appearance
1040 with the description entered upon the precinct register opposite
1041 the person's name. The clerk or inspector shall then proceed as
1042 in other cases to determine whether the challenged person may
1043 vote.

1044 Section 19. (1) Section 101.56062, Florida Statutes, is
1045 amended to read:

1046 101.56062 Standards for accessible voting systems.--

1047 (1) Notwithstanding anything in this chapter to the
1048 contrary, each voting system certified by the Department of
1049 State for use in local, state, and federal elections must
1050 include the capability to install accessible voter interface
1051 devices in the system configuration which will allow the system
1052 to meet the following minimum standards:

1053 (a) The voting system must provide a tactile input or
1054 audio input device, or both.

1055 (b) The voting system must provide a method by which
1056 voters can confirm any tactile or audio input by having the
1057 capability of audio output using synthetic or recorded human
1058 speech that is reasonably phonetically accurate.

1059 (c) Any operable controls on the input device which are
1060 needed for voters who are visually impaired must be discernible
1061 tactilely without actuating the keys.

1062 ~~(d) Audio and visual access approaches must be able to~~
1063 ~~work both separately and simultaneously.~~

1064 (d)(e) If a nonaudio access approach is provided, the
1065 system may not require color perception. The system must use
1066 black text or graphics, or both, on white background or white
1067 text or graphics, or both, on black background, unless the



HB 1861

2003

1068 office of the Secretary of State approves other high-contrast
1069 color combinations that do not require color perception.

1070 (e)~~(f)~~ Any voting system that requires any visual
1071 perception must offer the election official who programs the
1072 system, prior to its being sent to the polling place, the
1073 capability to set the font size, as it appears to the voter,
1074 from a minimum of 14 points to a maximum of 24 points.

1075 (f)~~(g)~~ The voting system must provide audio information,
1076 including any audio output using synthetic or recorded human
1077 speech or any auditory feedback tones that are important for the
1078 use of the audio approach, through at least one mode, by handset
1079 or headset, in enhanced auditory fashion (increased
1080 amplification), and must provide incremental volume control with
1081 output amplification up to a level of at least 97 dB SPL.

1082 (g)~~(h)~~ For transmitted voice signals to the voter, the
1083 voting system must provide a gain adjustable up to a minimum of
1084 20 dB with at least one intermediate step of 12 dB of gain.

1085 (h)~~(i)~~ For the safety of others, if the voting system has
1086 the possibility of exceeding 120 dB SPL, then a mechanism must
1087 be included to reset the volume automatically to the voting
1088 system's default volume level after every use, for example when
1089 the handset is replaced, but not before. Also, universal
1090 precautions in the use and sharing of headsets should be
1091 followed.

1092 (i)~~(j)~~ If sound cues and audible information such as
1093 "beeps" are used, there must be simultaneous corresponding
1094 visual cues and information.

1095 (j)~~(k)~~ Controls and operable mechanisms must be operable
1096 with one hand, including operability with a closed fist, and



HB 1861

2003

1097 operable without tight grasping, pinching, or twisting of the
1098 wrist.

1099 (k)~~(l)~~ The force required to operate or activate the
1100 controls must be no greater than 5 pounds of force.

1101 (l)~~(m)~~ Voting booths must have voting controls at a
1102 minimum height of 36 inches above the finished floor with a
1103 minimum knee clearance of 27 inches high, 30 inches wide, and 19
1104 inches deep, or the accessible voter interface devices must be
1105 designed so as to allow their use on top of a table to meet
1106 these requirements. Tabletop installations must include adequate
1107 privacy.

1108 (m)~~(n)~~ Any audio ballot must provide the voter with the
1109 following functionalities:

1110 1. After the initial instructions that the system requires
1111 election officials to provide to each voter, the voter should be
1112 able to independently operate the voter interface through the
1113 final step of casting a ballot without assistance.

1114 2. The voter must be able to determine the races that he
1115 or she is allowed to vote in and to determine which candidates
1116 are available in each race.

1117 3. The voter must be able to determine how many candidates
1118 may be selected in each race.

1119 4. The voter must be able to have confidence that the
1120 physical or vocal inputs given to the system have selected the
1121 candidates that he or she intended to select.

1122 5. The voter must be able to review the candidate
1123 selections that he or she has made.

1124 6. Prior to the act of casting the ballot, the voter must
1125 be able to change any selections previously made and confirm a
1126 new selection.



HB 1861

2003

1127 7. The system must communicate to the voter the fact that
1128 the voter has failed to vote in a race or has failed to vote the
1129 number of allowable candidates in any race and require the voter
1130 to confirm his or her intent to undervote before casting the
1131 ballot.

1132 8. The system must prevent the voter from overvoting any
1133 race.

1134 9. The voter must be able to input a candidate's name in
1135 each race that allows a write-in candidate.

1136 10. The voter must be able to review his or her write-in
1137 input to the interface, edit that input, and confirm that the
1138 edits meet the voter's intent.

1139 11. There must be a clear, identifiable action that the
1140 voter takes to "cast" the ballot. The system must make clear to
1141 the voter how to take this action so that the voter has minimal
1142 risk of taking the action accidentally but, when the voter
1143 intends to cast the ballot, the action can be easily performed.

1144 12. Once the ballot is cast, the system must confirm to
1145 the voter that the action has occurred and that the voter's
1146 process of voting is complete.

1147 13. Once the ballot is cast, the system must preclude the
1148 voter from modifying the ballot cast or voting or casting
1149 another ballot.

1150 (2) Such voting system must include at least one
1151 accessible voter interface device installed in each precinct
1152 which meets the requirements of this section, ~~except for~~
1153 ~~paragraph (1)(d).~~

1154 (3) The Department of State may adopt rules in accordance
1155 with s. 120.54 which are necessary to administer this section.

1156 (2) The amendment of section 101.56062, Florida Statutes,



HB 1861

2003

1157 by this section shall take effect on the date the section, as
 1158 created by section 12 of chapter 2002-281, Laws of Florida,
 1159 takes effect pursuant to section 22 of chapter 2002-281, Laws of
 1160 Florida, as amended by this act.

1161 Section 20. Paragraph (a) of subsection (1) of section
 1162 101.62, Florida Statutes, is amended to read:

1163 101.62 Request for absentee ballots.--

1164 (1)(a) The supervisor may accept a request for an absentee
 1165 ballot from an elector in person or in writing. Except as
 1166 provided in s. 101.694, one request shall be deemed sufficient
 1167 to receive an absentee ballot for all elections which are held
 1168 within a calendar year, unless the elector or the elector's
 1169 designee indicates at the time the request is made the elections
 1170 for which the elector desires to receive an absentee ballot.
 1171 Such request may be considered canceled when any first-class
 1172 mail sent by the supervisor to the elector is returned as
 1173 undeliverable.

1174 Section 21. Subsection (1) of section 101.64, Florida
 1175 Statutes, is amended to read:

1176 101.64 Delivery of absentee ballots; envelopes; form.--

1177 (1) The supervisor shall enclose with each absentee ballot
 1178 two envelopes: a secrecy envelope, into which the absent elector
 1179 shall enclose his or her marked ballot; and a mailing envelope,
 1180 into which the absent elector shall then place the secrecy
 1181 envelope, which shall be addressed to the supervisor and also
 1182 bear on the back side a certificate in substantially the
 1183 following form:

1184
 1185 Note: Please Read Instructions Carefully Before
 1186 Marking Ballot and Completing Voter's Certificate.



HB 1861

2003

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VOTER'S CERTIFICATE

I, _____, do solemnly swear or affirm that I am a qualified and registered voter of _____ County, Florida, and that I have not and will not vote more than one ballot in this election. I understand that if I commit or attempt to commit any fraud in connection with voting, vote a fraudulent ballot, or vote more than once in an election, I can be convicted of a felony of the third degree and fined up to \$5,000 and/or imprisoned for up to 5 years. I also understand that failure to sign this certificate and have my signature properly witnessed will invalidate my ballot.

... (Date) (Voter's Signature) ...

Note: Your Signature Must Be Witnessed By One Witness 18 Years of Age or Older as provided in ~~item 8~~ of the Instruction Sheet.

I swear or affirm that the voter signed this Voter's Certificate in my presence.

... (Signature of Witness) ...

... (Address) ...

... (City/State) ...

Section 22. Section 101.65, Florida Statutes, is amended to read:



HB 1861

2003

1216 101.65 Instructions to absent electors.--The supervisor
1217 shall enclose with each absentee ballot separate printed
1218 instructions in substantially the following form:

1219

1220 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING BALLOT.

1221 1. VERY IMPORTANT. In order to ensure that your absentee
1222 ballot will be counted, it should be completed and returned as
1223 soon as possible so that it can reach the supervisor of
1224 elections of the county in which your precinct is located no
1225 later than 7 p.m. on the day of the election.

1226 2. Mark your ballot in secret as instructed on the ballot.
1227 You must mark your own ballot unless you are unable to do so
1228 because of blindness, disability, or inability to read or write.

1229 3. Mark only the number of candidates or issue choices for
1230 a race as indicated on the ballot. If you are allowed to "Vote
1231 for One" candidate and you vote for more than one candidate,
1232 your vote in that race will not be counted.

1233 ~~4.3.~~ Place your marked ballot in the enclosed secrecy
1234 envelope.

1235 ~~5.4.~~ Insert the secrecy envelope into the enclosed mailing
1236 envelope which is addressed to the supervisor.

1237 ~~6.5.~~ Seal the mailing envelope and completely fill out the
1238 Voter's Certificate on the back of the mailing envelope.

1239 ~~7.6.~~ VERY IMPORTANT. In order for your absentee ballot to
1240 be counted, you must sign your name on the line above (Voter's
1241 Signature).

1242 ~~8.7.~~ VERY IMPORTANT. If you are an overseas voter, you
1243 must include the date you signed the Voter's Certificate on the
1244 line above (Date) or your ballot may not be counted.



HB 1861

2003

1245 ~~9.8-~~ VERY IMPORTANT. In order for your absentee ballot to
 1246 be counted, it must include the signature and address of a
 1247 witness 18 years of age or older affixed to the Voter's
 1248 Certificate. No candidate may serve as an attesting witness.

1249 ~~10.9-~~ Mail, deliver, or have delivered the completed
 1250 mailing envelope. Be sure there is sufficient postage if mailed.

1251 ~~11.10-~~ FELONY NOTICE. It is a felony under Florida law to
 1252 accept any gift, payment, or gratuity in exchange for your vote
 1253 for a candidate. It is also a felony under Florida law to vote
 1254 in an election using a false identity or false address, or under
 1255 any other circumstances making your ballot false or fraudulent.

1256 Section 23. Section 101.657, Florida Statutes, is amended
 1257 to read:

1258 101.657 Voting absentee ballots in person.--

1259 (1) Any qualified and registered elector may pick up and
 1260 vote an absentee ballot in person at the office of, and under
 1261 the supervision of, the supervisor of elections. Before
 1262 receiving the ballot, the elector must present a current and
 1263 valid Florida driver's license, a Florida identification card
 1264 issued under s. 322.051, or another form of picture
 1265 identification as provided in s. 97.0535(3) approved by the
 1266 Department of State. If the elector fails to furnish the
 1267 required identification, or if the supervisor is in doubt as to
 1268 the identity of the elector, the supervisor must follow the
 1269 procedure prescribed in s. 101.49. If the elector who fails to
 1270 furnish the required identification is a first-time voter who
 1271 registered by mail and has not provided the required
 1272 identification to the supervisor of elections prior to voting,
 1273 the elector shall be allowed to vote a provisional ballot. The
 1274 canvassing board shall compare the signature on the provisional



HB 1861

2003

1275 ballot envelope with the signature on the voter's registration
 1276 and, if the signatures match, shall count the ballot.

1277 (2) As an alternative to the provisions of ss. 101.64 and
 1278 101.65, the supervisor of elections may allow an elector to cast
 1279 an absentee ballot in the main or branch office of the
 1280 supervisor by depositing the voted ballot in a voting device
 1281 used by the supervisor to collect or tabulate ballots. The
 1282 results or tabulation may not be made before the close of the
 1283 polls on election day.

1284 (a) The elector must provide ~~picture~~ identification as
 1285 required in subsection (1) and must complete an In-Office Voter
 1286 Certificate in substantially the following form:

1288 IN-OFFICE VOTER CERTIFICATE

1290 I, _____, am a qualified elector in this election and registered
 1291 voter of _____ County, Florida. I do solemnly swear or affirm
 1292 that I am the person so listed on the voter registration rolls
 1293 of _____ County and that I reside at the listed address. I
 1294 understand that if I commit or attempt to commit fraud in
 1295 connection with voting, vote a fraudulent ballot, or vote more
 1296 than once in an election I could be convicted of a felony of the
 1297 third degree and both fined up to \$5,000 and imprisoned for up
 1298 to 5 years. I understand that my failure to sign this
 1299 certificate and have my signature witnessed invalidates my
 1300 ballot.

1303 ... (Voter's Signature) ...



HB 1861

2003

1305 ... (Address) ...

1306

1307 ... (City/State) ...

1308

1309 ... (Name of Witness) ...

1310

1311 ... (Signature of Witness) ...

1312

1313 ... (Type of identification provided) ...

1314

1315 (b) Any elector may challenge an elector seeking to cast
 1316 an absentee ballot under the provisions of s. 101.111. Any
 1317 challenged ballot must be placed in a regular absentee ballot
 1318 envelope. The canvassing board shall review the ballot and
 1319 decide the validity of the ballot by majority vote.

1320 (c) The canvass of returns for ballots cast under this
 1321 subsection shall be substantially the same as votes cast by
 1322 electors in precincts, as provided in s. 101.5614.

1323 Section 24. Section 101.6921, Florida Statutes, is created
 1324 to read:

1325 101.6921 Delivery of special absentee ballot to certain
 1326 first-time voters.--

1327 (1) The provisions of this section apply to voters who
 1328 registered to vote by mail, who have not previously voted in the
 1329 county, and who have not provided the identification or
 1330 certification required by s. 97.0535 by the time the absentee
 1331 ballot is mailed.

1332 (2) The supervisor shall enclose with each absentee ballot
 1333 three envelopes: a secrecy envelope, into which the absent
 1334 elector will enclose his or her marked ballot; an envelope



HB 1861

2003

1335 containing the Voter's Certificate, into which the absent elector
 1336 shall place the secrecy envelope; and a mailing envelope, which
 1337 shall be addressed to the supervisor and into which the absent
 1338 elector will place the envelope containing the Voter's
 1339 Certificate and a copy of the required identification.

1340 (3) The Voter's Certificate shall be in substantially the
 1341 following form:

1342
 1343 Note: Please Read Instructions Carefully Before Marking Ballot
 1344 and Completing Voter's Certificate

1345
 1346 VOTER'S CERTIFICATE

1347
 1348 I , _____, do solemnly swear or affirm that I am a qualified
 1349 and registered voter of _____ County, Florida, and that I have
 1350 not and will not vote more than one ballot in this election. I
 1351 understand that if I commit or attempt to commit any fraud in
 1352 connection with voting, vote a fraudulent ballot, or vote more
 1353 than once in an election, I can be convicted of a felony of the
 1354 third degree and fined up to \$5,000 and/or imprisoned for up to 5
 1355 years. I also understand that failure to sign this certificate
 1356 and have my signature properly witnessed will invalidate my
 1357 ballot. I understand that unless I meet one of the exemptions
 1358 below, I must provide a copy of a current and valid
 1359 identification as provided in the instruction sheet to the
 1360 supervisor of elections in order for my ballot to count.

1361 I further certify that I am exempt from the requirements to
 1362 furnish a copy of a current and valid identification with my
 1363 ballot because of one or more of the following (check all that
 1364 apply):



HB 1861

2003

1365 I am 65 years of age or older.

1366 I have a permanent or temporary physical disability.

1367 I am a member of a uniformed service on active duty who,
 1368 by reason of such active duty, will be absent from the county on
 1369 election day.

1370 I am a member of the merchant marine who, by reason of
 1371 service in the merchant marine, will be absent from the county on
 1372 election day.

1373 I am the spouse or dependent of a member of the uniformed
 1374 service or merchant marine who, by reason of the active duty or
 1375 service of the member, will be absent from the county on election
 1376 day.

1377 I am currently residing outside the United States.

1378
 1379 ... (Date) Voter's Signature ...

1380
 1381 Note: Your signature must be witnessed by one witness 18 years of
 1382 age or older as provided in the instruction sheet.

1383
 1384 I swear or affirm that the voter signed this Voter's Certificate
 1385 in my presence.

1386
 1387 ... (Signature of witness) ...

1388
 1389 ... (Address) ...

1390
 1391 ... (City/State) ...

1392
 1393 (4) The certificate shall be arranged on the back of the
 1394 mailing envelope so that the lines for the signatures of the



HB 1861

2003

1395 absent elector and the attesting witness are across the seal of
1396 the envelope.

1397 Section 25. Section 101.6923, Florida Statutes, is created
1398 to read:

1399 101.6923 Special absentee ballot instructions for certain
1400 first-time voters.--

1401 (1) The provisions of this section apply to voters who
1402 registered to vote by mail, who have not previously voted in the
1403 county, and who have not provided the identification or
1404 information required by s. 97.0535 by the time the absentee
1405 ballot is mailed.

1406 (2) A voter covered by this section shall be provided with
1407 the following printed instructions with his or her absentee
1408 ballot:

1410 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR
1411 BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE
1412 YOUR BALLOT NOT TO COUNT.

1414 1. In order to ensure that your absentee ballot will be
1415 counted, it should be completed and returned as soon as possible
1416 so that it can reach the supervisor of elections of the county in
1417 which your precinct is located no later than 7 p.m. on the date
1418 of the election.

1419 2. Mark your ballot in secret as instructed on the ballot.
1420 You must mark your own ballot unless you are unable to do so
1421 because of blindness, disability, or inability to read or write.

1422 3. Mark only the number of candidates or issue choices for
1423 a race as indicated on the ballot. If you are allowed to "Vote



HB 1861

2003

1424 for One" candidate and you vote for more than one, your vote in
 1425 that race will not be counted.

1426 4. Place your marked ballot in the enclosed secrecy
 1427 envelope and seal the envelope.

1428 5. Insert the secrecy envelope into the enclosed envelope
 1429 bearing the Voter's Certificate. Seal the envelope and completely
 1430 fill out the Voter's Certificate on the back of the envelope.

1431 a. You must sign your name on the line above (Voter's
 1432 Signature).

1433 b. You must have your signature witnessed. Have the witness
 1434 sign above (Signature of Witness) and include his or her address.
 1435 No candidate may serve as an attesting witness.

1436 c. If you are an overseas voter, you must include the date
 1437 you signed the Voter's Certificate on the line above (Date) or
 1438 your ballot may not be counted.

1439 6. Unless you meet one of the exemptions in Item 7., you
 1440 must make a copy of one of the following forms of identification:

1441 a. Identification which must include your name and
 1442 photograph: current and valid Florida driver's license; Florida
 1443 identification card issued by the Department of Highway Safety
 1444 and Motor Vehicles; United States passport; employee badge or
 1445 identification; buyer's club identification card; debit or credit
 1446 card; military identification; student identification; retirement
 1447 center identification; neighborhood association identification;
 1448 entertainment identification; or public assistance
 1449 identification; or

1450 b. Identification which shows your name and current
 1451 residence address: current utility bill, bank statement,
 1452 government check, paycheck, or government document (excluding
 1453 voter identification card).



HB 1861

2003

1454 7. The identification requirements of Item 6. do not apply
1455 if you meet one of the following requirements:

1456 a. You are 65 years of age or older.

1457 b. You have a temporary or permanent physical disability.

1458 c. You are a member of a uniformed service on active duty
1459 who, by reason of such active duty, will be absent from the
1460 county on election day.

1461 d. You are a member of the merchant marine who, by reason
1462 of service in the merchant marine, will be absent from the county
1463 on election day.

1464 e. You are the spouse or dependent of a member referred to
1465 in paragraph c. or paragraph d. who, by reason of the active duty
1466 or service of the member, will be absent from the county on
1467 election day.

1468 f. You are currently residing outside the United States.

1469 8. Place the envelope bearing the Voter's Certificate into
1470 the mailing envelope addressed to the supervisor. Insert a copy
1471 of your identification in the mailing envelope. DO NOT PUT YOUR
1472 IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR
1473 INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR
1474 BALLOT WILL NOT COUNT.

1475 9. Mail, deliver, or have delivered the completed mailing
1476 envelope. Be sure there is sufficient postage if mailed.

1477 10. FELONY NOTICE. It is a felony under Florida law to
1478 accept any gift, payment, or gratuity in exchange for your vote
1479 for a candidate. It is also a felony under Florida law to vote in
1480 an election using a false identity or false address, or under any
1481 other circumstances making your ballot false or fraudulent.

1482 Section 26. Section 101.6925, Florida Statutes, is created
1483 to read:



HB 1861

2003

1484 101.6925 Canvassing special absentee ballots.--

1485 (1) The supervisor of the county where the absent elector
1486 resides shall receive the voted special absentee ballot, at which
1487 time the mailing envelope shall be opened to determine if the
1488 voter has enclosed the identification required or has indicated
1489 on the Voter's Certificate that he or she is exempt from the
1490 identification requirements.

1491 (2) If the identification is enclosed or the voter has
1492 indicated that he or she is exempt from the identification
1493 requirements, the supervisor shall make the note on the
1494 registration records of the voter and proceed to canvass the
1495 absentee ballot as provided in s. 101.68.

1496 (3) If the identification is not enclosed in the mailing
1497 envelope and the voter has not indicated that he or she is exempt
1498 from the identification requirements, the supervisor shall check
1499 the voter registration records to determine if the voter's
1500 identification was previously received or the voter had
1501 previously notified the supervisor that he or she was exempt. The
1502 envelope with the Voter's Certificate shall not be opened unless
1503 the identification has been received or the voter has indicated
1504 that he or she is exempt. The ballot shall be treated as a
1505 provisional ballot until 7 p.m. on election day and shall not be
1506 canvassed unless the supervisor has received the required
1507 identification or written indication of exemption by 7 p.m. on
1508 election day.

1509 Section 27. Subsection (1) of section 101.694, Florida
1510 Statutes, is amended to read:

1511 101.694 Mailing of ballots upon receipt of federal
1512 postcard application.--



HB 1861

2003

1513 (1) Upon receipt of a federal postcard application for an
1514 absentee ballot executed by a person whose registration is in
1515 order or whose application is sufficient to register or update
1516 the registration of that person, the supervisor shall mail to
1517 the applicant a ballot, if the ballots are available for
1518 mailing. The federal postcard application request for an
1519 absentee ballot shall be effective for all elections through the
1520 next two regularly scheduled general elections.

1521 Section 28. Subsection (2) of section 102.141, Florida
1522 Statutes, is amended to read:

1523 102.141 County canvassing board; duties.--

1524 (2) The county canvassing board shall meet in a building
1525 accessible to the public in the county where the election
1526 occurred at a time and place to be designated by the supervisor
1527 of elections to publicly canvass the absentee electors' ballots
1528 as provided for in s. 101.68 and provisional ballots as provided
1529 by ss. ~~s.~~ 101.048, 101.049, and 101.6925. Provisional ballots
1530 cast pursuant to s. 101.049 shall be canvassed in a manner that
1531 votes for candidates and issues on those ballots can be
1532 segregated from other votes. Public notice of the time and place
1533 at which the county canvassing board shall meet to canvass the
1534 absentee electors' ballots and provisional ballots shall be
1535 given at least 48 hours prior thereto by publication once in one
1536 or more newspapers of general circulation in the county or, if
1537 there is no newspaper of general circulation in the county, by
1538 posting such notice in at least four conspicuous places in the
1539 county. As soon as the absentee electors' ballots and the
1540 provisional ballots are canvassed, the board shall proceed to
1541 publicly canvass the vote given each candidate, nominee,
1542 constitutional amendment, or other measure submitted to the



HB 1861

2003

1543 electorate of the county, as shown by the returns then on file
 1544 in the office of the supervisor of elections and the office of
 1545 the county court judge.

1546 Section 29. Paragraph (y) of subsection (1) of section
 1547 125.01, Florida Statutes, is amended to read:

1548 125.01 Powers and duties.--

1549 (1) The legislative and governing body of a county shall
 1550 have the power to carry on county government. To the extent not
 1551 inconsistent with general or special law, this power includes,
 1552 but is not restricted to, the power to:

1553 (y) Place questions or propositions on the ballot at any
 1554 primary election, general election, or otherwise called special
 1555 election, when agreed to by a majority vote of the total
 1556 membership of the legislative and governing body, so as to
 1557 obtain an expression of elector sentiment with respect to
 1558 matters of substantial concern within the county. No special
 1559 election may be called for the purpose of conducting a straw
 1560 ballot. Any election costs, as defined in s. 97.021~~(9)~~,
 1561 associated with any ballot question or election called
 1562 specifically at the request of a district or for the creation of
 1563 a district shall be paid by the district either in whole or in
 1564 part as the case may warrant.

1565 Section 30. Section 20 of chapter 2002-281, Laws of
 1566 Florida, is repealed.

1567 Section 31. Paragraph (a) of subsection (5) of section
 1568 163.511, Florida Statutes, is amended to read:

1569 163.511 Special neighborhood improvement districts;
 1570 creation; referendum; board of directors; duration; extension.--

1571 (5)(a) The city clerk or the supervisor of elections,
 1572 whichever is appropriate, shall enclose with each ballot sent



HB 1861

2003

1573 pursuant to this section two envelopes: a secrecy envelope, into
 1574 which the elector or freeholder shall enclose the marked ballot;
 1575 and a mailing envelope, into which the elector or freeholder
 1576 shall then place the secrecy envelope, which shall be addressed
 1577 to the city clerk or the supervisor of elections. The back side
 1578 of the mailing envelope shall bear a certificate in
 1579 substantially the following form:

1581 Note: Please Read Instructions Carefully Before
 1582 Marking Ballot and Completing Voter's Certificate.

1583
 1584 VOTER'S CERTIFICATE

1585
 1586 I, _____, am a duly qualified and registered ... (voter or
 1587 freeholder, whichever is appropriate) ... of the proposed ...
 1588 (name) ... (Special Residential or Business, whichever is
 1589 appropriate) ... Neighborhood Improvement District; and I am
 1590 entitled to vote this ballot. I do solemnly swear or affirm that
 1591 I have not and will not vote more than one ballot in this
 1592 election. I understand that failure to sign this certificate and
 1593 have my signature witnessed will invalidate my ballot.

1594 ... (Voter's Signature) ...

1595 Note: Your Signature Must Be Witnessed By One Witness 18 Years
 1596 of Age or Older as provided in ~~Item 7.~~ of the Instruction Sheet.

1597 I swear or affirm that the elector signed this Voter's
 1598 Certificate in my presence.

1599
 1600 ... (Signature of Witness) ...

1601 ... (Address) (City/State) ...



HB 1861

2003

1603 Section 32. Section 22 of chapter 2002-281, Laws of
1604 Florida, is amended to read:

1605 Section 22. Except as otherwise expressly provided in this
1606 act, sections 4, 5, 6, 8, 9, 10, 11, 12, 14, and 19 of this act
1607 shall take effect the earlier of January 1, 2006, or one year
1608 after the Legislature adopts the General Appropriations Act
1609 specifically appropriating to the Department of State, for
1610 distribution to the counties, ~~\$8.7 million or~~ such other amounts
1611 as it determines and appropriates for the specific purpose of
1612 funding this act.

1613 Section 33. Except as otherwise provided herein, this act
1614 shall take effect January 1, 2004.