

1 A bill to be entitled

2 An act relating to elections; amending s. 97.012, F.S.;

3 revising the duties of the Secretary of State and the

4 Department of State relating to election laws; providing

5 for rulemaking; authorizing the Secretary of State to

6 delegate voter registration and records maintenance duties

7 to voter registration officials; providing that the

8 secretary has a duty to bring legal action to enforce the

9 performance of county supervisors of elections or other

10 officials performing duties relating to the Florida

11 Election Code; providing a prerequisite to bringing such

12 an action; providing venue; requiring that courts give

13 priority to such an action; providing penalties; providing

14 for the adoption of rules; amending s. 97.021, F.S.;

15 revising and providing definitions; amending s. 97.026,

16 F.S.; providing rulemaking authority to make forms

17 available in alternative formats and via the Internet;

18 removing a cross reference; amending s. 97.051, F.S.;

19 revising the oath taken by a person registering to vote;

20 amending s. 97.052, F.S.; requiring that the uniform

21 statewide voter registration application be accepted for

22 replacement of a voter information card and signature

23 update; revising the information the uniform statewide

24 voter registration application must contain and must

25 elicit from the applicant; providing for the failure of a

26 voter registration applicant to answer questions on the

27 voter registration application; amending s. 97.053, F.S.;

28 revising the criteria for completeness of a voter

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29 registration application; specifying the possible valid
30 recipients of a mailed voter registration application;
31 revising the information needed on a voter registration
32 application to establish an applicant's eligibility;
33 providing for verification of authenticity of certain
34 voter registration application information; providing for
35 a provisional ballot to be provided to an applicant if the
36 application is not verified by a certain date; requiring a
37 voter registration official to enter all voter
38 registration applications into the voter registration
39 system within a certain time period and forward such
40 applications to the supervisor of elections; amending s.
41 97.0535, F.S.; providing for applicants who have no valid
42 Florida driver's license, identification card, or social
43 security number; amending s. 97.055, F.S.; specifying the
44 information updates permitted for purposes of an upcoming
45 election once registration books are closed; amending s.
46 97.057, F.S.; revising the voter registration procedure by
47 the Department of Highway Safety and Motor Vehicles;
48 amending s. 97.058, F.S.; revising duties of voter
49 registration agencies; amending s. 97.061, F.S.; revising
50 special registration procedures for electors requiring
51 assistance; amending s. 97.071, F.S.; redesignating the
52 registration identification card as the voter information
53 card; revising requirements for the contents of the card;
54 amending s. 97.073, F.S.; revising the procedure by which
55 an applicant must supply missing information on the voter
56 registration application; revising provisions relating to

57 | cancellation of previous registration; amending s.
58 | 97.1031, F.S.; revising provisions relating to notice of
59 | change of residence, name, or party affiliation; amending
60 | s. 97.105, F.S., relating to establishment of the
61 | permanent single registration system, to conform; amending
62 | s. 98.015, F.S.; revising the duties of supervisors of
63 | elections; creating s. 98.035, F.S.; establishing a
64 | statewide voter registration system; requiring the
65 | Secretary of State to be responsible for the
66 | implementation, operation, and maintenance of the system;
67 | prohibiting the department from contracting with any other
68 | entity to operate the system; authorizing the department
69 | to adopt rules relating to the access, use, and operation
70 | of the system; amending s. 98.045, F.S.; revising
71 | provisions relating to administration of voter
72 | registration; providing for the responsibility of such
73 | administration to be undertaken by the department in lieu
74 | of supervisors of elections; specifying ineligibility
75 | criteria; revising provisions relating to removal of
76 | registered voters; revising provisions relating to public
77 | records access and retention; providing for the
78 | establishment of a statewide electronic database of valid
79 | residential street addresses; authorizing the department
80 | to adopt rules relating to certain voter registration
81 | system forms; amending s. 98.065, F.S.; revising
82 | provisions relating to registration records maintenance;
83 | providing for change of address; providing limitations on
84 | notice and renewal; requiring supervisors of elections to

85 | certify to the department certain list maintenance
86 | activities; providing penalties; amending s. 98.075, F.S.;
87 | providing for registration records maintenance by the
88 | department; providing procedures in cases involving
89 | duplicate registration, deceased persons, adjudication of
90 | mental incapacity, felony conviction, and other bases for
91 | ineligibility; providing procedures for removal; requiring
92 | supervisors of elections to certify to the department
93 | certain registration records maintenance activities;
94 | creating s. 98.0755, F.S.; providing for appeal of a
95 | determination of ineligibility; providing for
96 | jurisdiction, burden of proof, and trial costs; amending
97 | s. 98.077, F.S.; revising provisions relating to updating
98 | a voter's signature; amending s. 98.081, F.S., relating to
99 | removal of names from the statewide voter registration
100 | system, to conform; amending s. 98.093, F.S.; revising the
101 | duty of officials to furnish lists of deceased persons,
102 | persons adjudicated mentally incapacitated, and persons
103 | convicted of a felony; creating s. 98.0981, F.S.;
104 | requiring the department to establish and maintain a
105 | statewide voter registration database and provide such
106 | database to the Legislature; specifying the required
107 | contents of the database; amending s. 98.212, F.S.,
108 | relating to furnishing of statistical and other
109 | information, to conform; amending s. 98.461, F.S.;
110 | authorizing use of an electronic database as a precinct
111 | register and use of an electronic device for voter
112 | signatures and witness initials; amending s. 100.371,

113 F.S.; revising the procedure by which constitutional
114 amendments proposed by initiative shall be placed on the
115 ballot; amending s. 101.001, F.S.; revising requirements
116 of supervisors relating to precincts and precinct
117 boundaries; providing exceptions; amending s. 101.043,
118 F.S.; revising requirements and procedures relating to
119 identification required at polls; amending s. 101.045,
120 F.S., relating to provisions for residence or name change
121 at the polls, to conform; amending s. 101.048, F.S.,
122 relating to provisional ballots, to conform; amending s.
123 101.161, F.S.; correcting a cross reference; amending s.
124 101.56062, F.S., relating to standards for accessible
125 voting systems, to conform; amending s. 101.5608, F.S.;
126 revising a provision relating to an elector's signature
127 provided with identification prior to voting; creating s.
128 101.573, F.S.; requiring supervisors of elections to file
129 precinct-level election results; requiring the Department
130 of State to adopt rules; amending s. 101.62, F.S.;
131 correcting a cross reference; amending ss. 101.64 and
132 101.657, F.S.; requiring that the supervisor of elections
133 indicate on each absentee or early voted ballot the
134 precinct of the voter; amending s. 101.663, F.S., relating
135 to change of residence, to conform; amending s. 101.6921,
136 F.S., relating to delivery of special absentee ballots to
137 certain first-time voters, to conform; amending s.
138 101.6923, F.S., relating to special absentee ballot
139 instructions for certain first-time voters, to conform;
140 amending s. 102.012, F.S., relating to conduct of

141 | elections by inspectors and clerks, to conform; amending
142 | s. 104.013, F.S., relating to unauthorized use,
143 | possession, or destruction of voter information cards, to
144 | conform; amending s. 106.34, F.S.; revising provisions
145 | relating to certain candidate expenditure limits;
146 | providing a definition; amending s. 196.141, F.S.,
147 | relating to homestead exemptions and duties of property
148 | appraisers, to conform; amending s. 120.54, F.S.;
149 | including certain rules pertaining to the Florida Election
150 | Code within the definition of emergency rules governing
151 | public health, safety, or welfare during specified times;
152 | repealing s. 98.055, F.S., relating to registration list
153 | maintenance forms; repealing s. 98.095, F.S., relating to
154 | county registers open to inspection and copies; repealing
155 | s. 98.0977, F.S., relating to the statewide voter
156 | registration database and its operation and maintenance;
157 | repealing s. 98.0979, F.S., relating to inspection of the
158 | statewide voter registration; repealing s. 98.101, F.S.,
159 | relating to specifications for permanent registration
160 | binders, files, and forms; repealing s. 98.181, F.S.,
161 | relating to duty of the supervisor of elections to make up
162 | indexes or records; repealing s. 98.231, F.S., relating to
163 | duty of the supervisor of elections to furnish the
164 | department the number of registered electors; repealing s.
165 | 98.451, F.S., relating to automation in processing
166 | registration data; repealing s. 98.481, F.S., relating to
167 | challenges to electors; repealing s. 101.635, F.S.,

168 relating to distribution of blocks of printed ballots;
 169 providing effective dates.

170

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

172

173 Section 1. Subsections (1), (2), and (11) of section
 174 97.012, Florida Statutes, are amended, and subsection (14) is
 175 added to said section, to read:

176 97.012 Secretary of State as chief election officer.--The
 177 Secretary of State is the chief election officer of the state,
 178 and it is his or her responsibility to:

179 (1) Obtain and maintain uniformity in the ~~application,~~
 180 ~~operation,~~ and interpretation and implementation of the election
 181 laws. In order to obtain and maintain uniformity in the
 182 interpretation and implementation of the elections laws, the
 183 Department of State may, pursuant to ss. 120.536(1) and 120.54,
 184 adopt by rule uniform standards for the proper and equitable
 185 interpretation and implementation of the requirements of
 186 chapters 97 through 102 and 105 of the Florida Election Code.

187 (2) Provide uniform standards for the proper and equitable
 188 implementation of the registration laws by administrative rule
 189 of the Department of State adopted pursuant to ss. 120.536(1)
 190 and 120.54.

191 (11) Create and administer ~~maintain~~ a statewide voter
 192 registration system as required by the Help America Vote Act of
 193 2002 ~~database~~. The secretary may delegate voter registration
 194 duties and records maintenance activities to voter registration

195 officials. Any responsibilities delegated by the secretary shall
196 be performed in accordance with state and federal law.

197 (14) Bring and maintain such actions at law or in equity
198 by mandamus or injunction to enforce the performance of any
199 duties of a county supervisor of elections or any official
200 performing duties with respect to chapters 97 through 102 and
201 105 or to enforce compliance with a rule of the Department of
202 State adopted to interpret or implement any of those chapters.

203 (a) Venue for such actions shall be in the Circuit Court
204 of Leon County.

205 (b) When the secretary files an action under this section
206 and not more than 60 days remain before an election as defined
207 in s. 97.021, or during the time period after the election and
208 before certification of the election pursuant to s. 102.112 or
209 s. 102.121, the court, including an appellate court, shall set
210 an immediate hearing, giving the case priority over other
211 pending cases.

212 (c) Prior to filing an action to enforce performance of
213 the duties of the supervisor of elections or any official
214 described in this subsection, the secretary or his or her
215 designee first must confer, or must make a good-faith attempt to
216 confer, with the supervisor of elections or the official to
217 ensure compliance with chapters 97 through 102 and 105 or the
218 rules of the Department of State adopted under any of those
219 chapters.

220 Section 2. Subsection (13) of section 97.021, Florida
221 Statutes, is amended, present subsections (38) and (39) are

222 | renumbered as subsections (39) and (40), respectively, and a new
 223 | subsection (38) is added to said section, to read:

224 | 97.021 Definitions.--For the purposes of this code, except
 225 | where the context clearly indicates otherwise, the term:

226 | (13) "Lists of registered electors" means names and
 227 | associated information ~~copies of printed lists~~ of registered
 228 | electors maintained by the department in the statewide voter
 229 | registration system or generated or derived from the statewide
 230 | voter registration system. Lists may be produced in printed or
 231 | electronic format, ~~computer tapes or disks, or any other device~~
 232 | ~~used by the supervisor of elections to maintain voter records.~~

233 | (38) "Voter registration official" means any supervisor of
 234 | elections or individual authorized by the Secretary of State to
 235 | accept voter registration applications and execute updates to
 236 | the statewide voter registration system.

237 | Section 3. Section 97.026, Florida Statutes, is amended to
 238 | read:

239 | 97.026 Forms to be available in alternative formats and
 240 | via the Internet.--It is the intent of the Legislature that all
 241 | forms required to be used in chapters 97-106 shall be made
 242 | available upon request, in alternative formats. Such forms shall
 243 | include absentee ballots as alternative formats for such ballots
 244 | become available and the Division of Elections is able to
 245 | certify systems that provide them. The department may, pursuant
 246 | to ss. 120.536(1) and 120.54, adopt rules to administer this
 247 | section. Whenever possible, such forms, with the exception of
 248 | absentee ballots, shall be made available by the Department of
 249 | State via the Internet. Sections that contain such forms

250 include, but are not limited to, ss. 97.051, 97.052, 97.053,
 251 97.057, 97.058, 97.0583, 97.071, 97.073, 97.1031, ~~98.055,~~
 252 98.075, 99.021, 100.361, 100.371, 101.045, 101.171, 101.20,
 253 101.6103, 101.62, 101.64, 101.65, 101.657, 105.031, 106.023, and
 254 106.087.

255 Section 4. Section 97.051, Florida Statutes, is amended to
 256 read:

257 97.051 Oath upon registering.--A person registering to
 258 vote must subscribe to the following oath: "I do solemnly swear
 259 (or affirm) that I will protect and defend the Constitution of
 260 the United States and the Constitution of the State of Florida,
 261 that I am qualified to register as an elector under the
 262 Constitution and laws of the State of Florida, and that all
 263 information provided in this application is true ~~I am a citizen~~
 264 ~~of the United States and a legal resident of Florida."~~

265 Section 5. Section 97.052, Florida Statutes, is amended to
 266 read:

267 97.052 Uniform statewide voter registration application.--

268 (1) The department shall prescribe by rule a uniform
 269 statewide voter registration application for use in this state.

270 (a) The uniform statewide voter registration application
 271 must be accepted for any one or more of the following purposes:

- 272 1. Initial registration.
- 273 2. Change of address.
- 274 3. Change of party affiliation.
- 275 4. Change of name.
- 276 5. Replacement of a voter information registration
 277 ~~identification~~ card.

278 | 6. Signature update.

279 | (b) The department is responsible for printing the uniform
 280 | statewide voter registration application and the voter
 281 | registration application form prescribed by the ~~Federal~~ Election
 282 | Assistance Commission pursuant to federal law ~~the National Voter~~
 283 | ~~Registration Act of 1993~~. The applications and forms must be
 284 | distributed, upon request, to the following:

285 | 1. Individuals seeking to register to vote or update a
 286 | voter registration record.

287 | 2. Individuals or groups conducting voter registration
 288 | programs. A charge of 1 cent per application shall be assessed
 289 | on requests for 10,000 or more applications.

290 | 3. The Department of Highway Safety and Motor Vehicles.

291 | 4. Voter registration agencies.

292 | 5. Armed forces recruitment offices.

293 | 6. Qualifying educational institutions.

294 | 7. Supervisors, who must make the applications and forms
 295 | available in the following manner:

296 | a. By distributing the applications and forms in their
 297 | offices to any individual or group.

298 | b. By distributing the applications and forms at other
 299 | locations designated by each supervisor.

300 | c. By mailing the applications and forms to applicants
 301 | upon the request of the applicant.

302 | (c) The uniform statewide voter registration application
 303 | may be reproduced by any private individual or group, provided
 304 | the reproduced application is in the same format as the
 305 | application prescribed by rule under this section.

306 (2) The uniform statewide voter registration application
 307 must be designed to elicit the following information from the
 308 applicant:

309 (a) Last, first, and middle ~~Full~~ name, including any
 310 suffix.

311 (b) Date of birth.

312 (c) Address of legal residence.

313 (d) Mailing address, if different.

314 (e) County of legal residence.

315 ~~(f) Address of property for which the applicant has been~~
 316 ~~granted a homestead exemption, if any.~~

317 ~~(f)(g)~~ Race or ethnicity that best describes the
 318 applicant:

- 319 1. American Indian or Alaskan Native.
- 320 2. Asian or Pacific Islander.
- 321 3. Black, not Hispanic.
- 322 4. White, not Hispanic.
- 323 5. Hispanic.

324 ~~(g)(h)~~ State or country of birth.

325 ~~(h)(i)~~ Sex.

326 ~~(i)(j)~~ Party affiliation.

327 ~~(j)(k)~~ Whether the applicant needs assistance in voting.

328 ~~(k)(l)~~ Name and address where last registered.

329 ~~(l)(m)~~ Last four digits of the applicant's social security
 330 number.

331 ~~(m)(n)~~ Florida driver's license number or the
 332 identification number from a Florida identification card issued
 333 under s. 322.051.

334 (n) An indication, if applicable, that the applicant has
 335 not been issued a Florida driver's license, a Florida
 336 identification card, or a social security number.

337 (o) Telephone number (optional).

338 (p) Signature of applicant under penalty for false
 339 swearing pursuant to s. 104.011, by which the person subscribes
 340 to the oath required by s. 3, Art. VI of the State Constitution
 341 and s. 97.051, and swears or affirms that the information
 342 contained in the registration application is true.

343 (q) Whether the application is being used for initial
 344 registration, to update a voter registration record, or to
 345 request a replacement voter information registration
 346 identification card.

347 (r) Whether the applicant is a citizen of the United
 348 States by asking the question "Are you a citizen of the United
 349 States of America?" and providing boxes for the applicant to
 350 check to indicate whether the applicant is or is not a citizen
 351 of the United States.

352 (s) Whether ~~That~~ the applicant has ~~not~~ been convicted of a
 353 felony, and ~~or~~, if convicted, has had his or her civil rights
 354 restored by including the statement "I affirm I am not a
 355 convicted felon or, if I am, my rights relating to voting have
 356 been restored." and providing a box for the applicant to check
 357 to affirm the statement.

358 (t) Whether ~~That~~ the applicant has ~~not~~ been adjudicated
 359 mentally incapacitated with respect to voting or, if so
 360 adjudicated, has had his or her right to vote restored by
 361 including the statement "I affirm I have not been adjudicated

362 mentally incapacitated with respect to voting or, if I have, my
363 competency has been restored." and providing a box for the
364 applicant to check to affirm the statement.

365

366 The registration application ~~form~~ must be in plain language and
367 designed so that convicted felons whose civil rights have been
368 restored and persons who have been adjudicated mentally
369 incapacitated and have had their voting rights restored are not
370 required to reveal their prior conviction or adjudication.

371 (3) The uniform statewide voter registration application
372 must also contain:

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

375 (b) A statement specifying each eligibility requirement
376 under s. 97.041.

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

379 (d) A statement that, if an applicant declines to register
380 to vote, the fact that the applicant has declined to register
381 will remain confidential and may be used only for voter
382 registration purposes.

383 (e) A statement that informs the applicant who chooses to
384 register to vote or update a voter registration record that the
385 office at which the applicant submits a voter registration
386 application or updates a voter registration record will remain
387 confidential and may be used only for voter registration
388 purposes.

389 ~~(f) A statement that informs the applicant that any person~~
 390 ~~who has been granted a homestead exemption in this state, and~~
 391 ~~who registers to vote in any precinct other than the one in~~
 392 ~~which the property for which the homestead exemption has been~~
 393 ~~granted, shall have that information forwarded to the property~~
 394 ~~appraiser where such property is located, which may result in~~
 395 ~~the person's homestead exemption being terminated and the person~~
 396 ~~being subject to assessment of back taxes under s. 193.092,~~
 397 ~~unless the homestead granted the exemption is being maintained~~
 398 ~~as the permanent residence of a legal or natural dependent of~~
 399 ~~the owner and the owner resides elsewhere.~~

400 ~~(f)(g)~~ (f) A statement informing an ~~the~~ applicant who has not
 401 been issued a Florida driver's license, a Florida identification
 402 card, or a social security number that if the application form
 403 is submitted by mail and the applicant is registering for the
 404 first time in this state, the applicant will be required to
 405 provide identification prior to voting the first time.

406 (4) A supervisor may produce a voter registration
 407 application that has the supervisor's direct mailing address if
 408 the department has reviewed the application and determined that
 409 it is substantially the same as the uniform statewide voter
 410 registration application.

411 (5) The voter registration application form prescribed by
 412 the ~~Federal~~ Election Assistance Commission pursuant to federal
 413 law ~~the National Voter Registration Act of 1993~~ or the federal
 414 postcard application must be accepted as an application for
 415 registration in this state if the completed application or

416 postcard application contains the information required by the
417 constitution and laws of this state.

418 (6) If a voter registration applicant fails to provide any
419 of the required information on the voter registration
420 application form, the supervisor shall notify the applicant of
421 the failure by mail within 5 business days after the supervisor
422 has the information available in the voter registration system.
423 The applicant shall have an opportunity to complete the
424 application form to vote in the next election up until the book
425 closing for that next election.

426 Section 6. Section 97.053, Florida Statutes, is amended to
427 read:

428 97.053 Acceptance of voter registration applications.--

429 (1) Voter registration applications, changes in
430 registration, and requests for a replacement voter information
431 ~~registration identification~~ card must be accepted in the office
432 of any supervisor, the division, a driver license office, a
433 voter registration agency, or an armed forces recruitment office
434 when hand delivered by the applicant or a third party during the
435 hours that office is open or when mailed.

436 (2) A ~~completed~~ voter registration application is complete
437 and that contains the information necessary to establish an
438 applicant's eligibility pursuant to s. 97.041 becomes the
439 official voter registration record of that applicant when all
440 information necessary to establish the applicant's eligibility
441 pursuant to s. 97.041 is received by a voter registration
442 official and verified pursuant to subsection (6) ~~the appropriate~~
443 supervisor. If the applicant fails to complete his or her voter

444 registration application prior to the date of book closing for
445 an election, then such applicant shall not be eligible to vote
446 in that election.

447 (3) The registration date for a valid initial voter
448 registration application that has been hand delivered is the
449 date that the application is ~~when~~ received by a driver license
450 office, a voter registration agency, an armed forces recruitment
451 office, the division, or the office of any supervisor in the
452 state.

453 (4) The registration date for a valid initial voter
454 registration application that has been mailed to a driver
455 license office, a voter registration agency, an armed forces
456 recruitment office, the division, or the office of any
457 supervisor in the state and bears a clear postmark is the date
458 of that ~~the~~ postmark. If an initial voter registration
459 application that has been mailed does not bear a postmark or if
460 the postmark is unclear, the registration date is the date the
461 application ~~registration~~ is received by any supervisor or the
462 division, unless it is received within 5 days after the closing
463 of the books for an election, excluding Saturdays, Sundays, and
464 legal holidays, in which case the registration date is the book-
465 closing date.

466 (5) (a) A voter registration application is complete if it
467 contains the following information necessary to establish the
468 applicant's eligibility pursuant to s. 97.041:

- 469 1. The applicant's name.
470 2. The applicant's legal residence address.
471 3. The applicant's date of birth.

472 | 4. A mark in the checkbox affirming ~~An indication that~~ the
473 | applicant is a citizen of the United States.

474 | 5.a. The applicant's current and valid Florida driver's
475 | license number or~~7~~ the identification number from a Florida
476 | identification card issued under s. 322.051, or

477 | b. If the applicant has not been issued a current and
478 | valid Florida driver's license or a Florida identification card,
479 | the last four digits of the applicant's social security number.

480 |
481 | In case an applicant has not been issued a current and valid
482 | Florida driver's license, Florida identification card, or social
483 | security number, the applicant shall affirm this fact in the
484 | manner prescribed in the uniform statewide voter registration
485 | application.

486 | 6. A mark in the checkbox affirming ~~An indication~~ that the
487 | applicant has not been convicted of a felony or that, if
488 | convicted, has had his or her civil rights restored.

489 | 7. A mark in the checkbox affirming ~~An indication~~ that the
490 | applicant has not been adjudicated mentally incapacitated with
491 | respect to voting or that, if so adjudicated, has had his or her
492 | right to vote restored.

493 | 8. The original signature or a digital signature
494 | transmitted by the Department of Highway Safety and Motor
495 | Vehicles of the applicant swearing or affirming under the
496 | penalty for false swearing pursuant to s. 104.011 that the
497 | information contained in the registration application is true
498 | and subscribing to the oath required by s. 3, Art. VI of the
499 | State Constitution and s. 97.051.

500 (b) An applicant who fails to designate party affiliation
501 must be registered without party affiliation. The supervisor
502 must notify the voter by mail that the voter has been registered
503 without party affiliation and that the voter may change party
504 affiliation as provided in s. 97.1031.

505 (6) A voter registration application may be accepted as
506 valid only after the department has verified the authenticity or
507 nonexistence of the driver's license number, the Florida
508 identification card number, or the last four digits of the
509 social security number provided by the applicant. If a completed
510 voter registration application has been received by the book-
511 closing deadline but the driver's license number, the Florida
512 identification card number, or the last four digits of the
513 social security number provided by the applicant cannot be
514 verified prior to the applicant presenting himself or herself to
515 vote, the applicant shall be provided a provisional ballot. The
516 provisional ballot shall be counted only if the application is
517 verified by the end of the canvassing period or if the applicant
518 presents evidence to the supervisor of elections sufficient to
519 verify the authenticity of the driver's license number, Florida
520 identification card number, or last four digits of the social
521 security number provided on the application no later than 5 p.m.
522 of the third day following the election.

523 (7) All voter registration applications received by a
524 voter registration official shall be entered into the statewide
525 voter registration system within 15 days after receipt. Once
526 entered, the application shall be immediately forwarded to the
527 appropriate supervisor of elections.

528 Section 7. Subsections (1), (2), and (3) of section
 529 97.0535, Florida Statutes, are amended to read:

530 97.0535 Special requirements for certain applicants.--

531 (1) Each applicant who registers by mail and who has never
 532 previously voted in the state and who the department has
 533 verified has not been issued a current and valid Florida
 534 driver's license, Florida identification card, or social
 535 security number ~~county~~ shall be required to provide a copy of a
 536 current and valid identification, as provided in subsection (3),
 537 or indicate that he or she is exempt from the requirements prior
 538 to voting. Such ~~The applicant may provide the~~ identification or
 539 indication may be provided at the time of registering, or at any
 540 time prior to voting for the first time in the state ~~county~~. If
 541 the voter registration application clearly provides information
 542 from which a voter registration official ~~the supervisor~~ can
 543 determine that the applicant meets at least one of the
 544 exemptions in subsection (4), the voter registration official
 545 ~~supervisor~~ shall make the notation on the registration records
 546 of the statewide voter registration system and the applicant
 547 shall not be required to provide the identification required by
 548 this section ~~further information that is required of first time~~
 549 ~~voters who register by mail.~~

550 (2) The voter registration official ~~supervisor of~~
 551 ~~elections~~ shall, upon accepting the voter registration
 552 application submitted pursuant to subsection (1) ~~for an~~
 553 ~~applicant who registered by mail and who has not previously~~
 554 ~~voted in the county~~, determine if the applicant provided the
 555 required identification at the time of registering. If the

556 required identification was not provided, the supervisor shall
 557 notify the applicant that he or she must provide the
 558 identification prior to voting the first time in the state
 559 ~~county~~.

560 (3)(a) The following forms of identification shall be
 561 considered current and valid if they contain the name and
 562 photograph of the applicant and have not expired:

- 563 ~~1. Florida driver's license.~~
- 564 ~~2. Florida identification card issued by the Department of~~
 565 ~~Highway Safety and Motor Vehicles.~~
- 566 1.3. United States passport.
- 567 2.4. Employee badge or identification.
- 568 3.5. Buyer's club identification.
- 569 4.6. Debit or credit card.
- 570 5.7. Military identification.
- 571 6.8. Student identification.
- 572 7.9. Retirement center identification.
- 573 8.10. Neighborhood association identification.
- 574 ~~11. Entertainment identification.~~
- 575 9.12. Public assistance identification.

576 (b) The following forms of identification shall be
 577 considered current and valid if they contain the name and
 578 current residence address of the applicant:

- 579 1. Utility bill.
- 580 2. Bank statement.
- 581 3. Government check.
- 582 4. Paycheck.

583 | 5. Other government document (excluding voter
584 | identification card).

585 | Section 8. Subsection (1) of section 97.055, Florida
586 | Statutes, is amended to read:

587 | 97.055 Registration books; when closed for an election.--

588 | (1) The registration books must be closed on the 29th day
589 | before each election and must remain closed until after that
590 | election. If an election is called and there are fewer than 29
591 | days before that election, the registration books must be closed
592 | immediately. When the registration books are closed for an
593 | election, only updates to a voter's name, address, and signature
594 | pursuant to ss. 98.077 and 101.045 will be permitted for
595 | purposes of the upcoming election. Voter registration
596 | applications and party changes must be accepted but only for the
597 | purpose of subsequent elections. However, party changes received
598 | between the book-closing date of the first primary election and
599 | the date of the second primary election are not effective until
600 | after the second primary election.

601 | Section 9. Section 97.057, Florida Statutes, is amended to
602 | read:

603 | 97.057 Voter registration by the Department of Highway
604 | Safety and Motor Vehicles.--

605 | (1) The Department of Highway Safety and Motor Vehicles
606 | shall provide the opportunity to register to vote or to update a
607 | voter registration record to each individual who comes to an
608 | office of that department to:

609 | (a) Apply for or renew a driver's license;

610 (b) Apply for or renew an identification card pursuant to
 611 chapter 322; or

612 (c) Change an address on an existing driver's license or
 613 identification card.

614 (2) The Department of Highway Safety and Motor Vehicles
 615 shall:

616 (a) Notify each individual, orally or in writing, that:

617 1. Information gathered for the completion of a driver's
 618 license or identification card application, renewal, or change
 619 of address can be automatically transferred to a voter
 620 registration application;

621 2. If additional information and a signature are provided,
 622 the voter registration application will be completed and sent to
 623 the proper election authority;

624 3. Information provided can also be used to update a voter
 625 registration record;

626 4. All declinations will remain confidential and may be
 627 used only for voter registration purposes; and

628 5. The particular driver license office in which the
 629 person applies to register to vote or updates a voter
 630 registration record will remain confidential and may be used
 631 only for voter registration purposes.

632 (b) Require a driver's license examiner to inquire orally,
 633 or, if the applicant is hearing impaired, inquire in writing ~~if~~
 634 ~~the applicant is hearing impaired,~~ and whether the applicant
 635 wishes to register to vote or update a voter registration record
 636 during the completion of a driver's license or identification
 637 card application, renewal, or change of address.

638 1. If the applicant chooses to register to vote or to
 639 update a voter registration record:

640 a. All applicable information received by the Department
 641 of Highway Safety and Motor Vehicles in the course of filling
 642 out the forms necessary under subsection (1) must be transferred
 643 to a voter registration application.~~†~~

644 b. The additional necessary information must be obtained
 645 by the driver's license examiner and must not duplicate any
 646 information already obtained while completing the forms required
 647 under subsection (1).~~†~~ ~~and~~

648 c. A voter registration application with all of the
 649 applicant's voter registration information required to establish
 650 the applicant's eligibility pursuant to s. 97.041 must be
 651 presented to the applicant to review and verify the voter
 652 registration information received and provide an electronic
 653 signature affirming the accuracy of the information provided
 654 ~~sign.~~

655 2. If the applicant declines to register to vote, update
 656 the applicant's voter registration record, or change the
 657 applicant's address by either orally declining or by failing to
 658 sign the voter registration application, the Department of
 659 Highway Safety and Motor Vehicles must note such declination on
 660 its records and shall forward the declination to the statewide
 661 voter registration system ~~keep the declination for 2 years but~~
 662 ~~must forward a copy of the unsigned voter registration~~
 663 ~~application within 5 days after receipt to the appropriate~~
 664 ~~supervisor of elections.~~

665 (3) For the purpose of this section, the Department of
666 Highway Safety and Motor Vehicles, with the approval of the
667 Department of State, shall prescribe:

668 (a) A voter registration application that is the same in
669 content, format, and size as the uniform statewide voter
670 registration application prescribed under s. 97.052; and

671 (b) A form that will inform applicants under subsection
672 (1) of the information contained in paragraph (2) (a).

673 (4) The Department of Highway Safety and Motor Vehicles
674 must electronically transmit ~~forward~~ completed voter
675 registration applications within 24 hours after receipt to the
676 statewide voter registration system. Completed paper voter
677 registration applications received by the Department of Highway
678 Safety and Motor Vehicles shall be forwarded within 5 days after
679 receipt to the supervisor of the county where the office that
680 processed or received that application is located.

681 (5) The Department of Highway Safety and Motor Vehicles
682 must send, with each driver's license renewal extension
683 application authorized pursuant to s. 322.18(8), a uniform
684 statewide voter registration application, the voter registration
685 application prescribed under paragraph (3) (a), or a voter
686 registration application developed especially for the purposes
687 of this subsection by the Department of Highway Safety and Motor
688 Vehicles, with the approval of the Department of State, which
689 must meet the requirements of s. 97.052.

690 (6) A person providing voter registration services for a
691 driver license office may not:

692 (a) Seek to influence an applicant's political preference
 693 or party registration;

694 (b) Display any political preference or party allegiance;

695 (c) Make any statement to an applicant or take any action
 696 the purpose or effect of which is to discourage the applicant
 697 from registering to vote; or

698 (d) Disclose any applicant's voter registration
 699 information except as needed for the administration of voter
 700 registration.

701 ~~(7) The Department of Highway Safety and Motor Vehicles~~
 702 ~~shall compile lists, by county, of those individuals whose names~~
 703 ~~have been purged from its driver's license database because they~~
 704 ~~have been licensed in another state and shall provide those~~
 705 ~~lists annually to the appropriate supervisors.~~

706 (7)~~(8)~~ The Department of Highway Safety and Motor Vehicles
 707 shall collect data determined necessary by the Department of
 708 State for program evaluation and reporting to the ~~Federal~~
 709 Election Assistance Commission pursuant to federal law ~~the~~
 710 ~~National Voter Registration Act of 1993.~~

711 (8)~~(9)~~ The Department of Highway Safety and Motor Vehicles
 712 must ensure that all voter registration services provided by
 713 driver license offices are in compliance with the Voting Rights
 714 Act of 1965.

715 (9) The Department of Highway Safety and Motor Vehicles
 716 shall retain complete records of voter registration information
 717 received, processed, and submitted to the statewide voter
 718 registration system by the Department of Highway Safety and
 719 Motor Vehicles. These records shall be for the explicit purpose

720 of supporting audit and accounting controls established to
721 ensure accurate and complete electronic transmission of records
722 between the statewide voter registration system and the
723 Department of Highway Safety and Motor Vehicles.

724 (10) The department shall provide the Department of
725 Highway Safety and Motor Vehicles with an electronic database of
726 street addresses valid for use as the legal residence address as
727 required in s. 97.053(5). The Department of Highway Safety and
728 Motor Vehicles shall compare the address provided by the
729 applicant against the database of valid street addresses. If the
730 address provided by the applicant does not match a valid street
731 address in the database, the applicant will be asked to verify
732 the address provided. The Department of Highway Safety and Motor
733 Vehicles shall not reject any application for voter registration
734 for which a valid match cannot be made.

735 (11) The Department of Highway Safety and Motor Vehicles
736 shall enter into an agreement with the department to match
737 information in the statewide voter registration system with
738 information in the database of the Department of Highway Safety
739 and Motor Vehicles to the extent required to verify the accuracy
740 of the driver's license number, Florida identification number,
741 or last four digits of the social security number provided on
742 applications for voter registration as required in s. 97.053.

743 (12) The Department of Highway Safety and Motor Vehicles
744 shall enter into an agreement with the Commissioner of Social
745 Security as required by the Help America Vote Act of 2002 to
746 verify the last four digits of the social security number

747 provided in applications for voter registration as required in
748 s. 97.053.

749 Section 10. Subsections (6), (7), and (9) of section
750 97.058, Florida Statutes, are amended to read:

751 97.058 Voter registration agencies.--

752 (6) A voter registration agency must forward all completed
753 and incomplete voter registration applications within 5 days
754 after receipt to the supervisor of the county where the agency
755 that processed or received that application is located.

756 (7) A voter registration agency must retain declinations
757 for a period of 2 years, during which time the declinations are
758 not considered a record of the client pursuant to the laws
759 governing the agency's records. ~~However, a voter registration~~
760 ~~agency must forward a copy of each incompleter voter~~
761 ~~registration application within 5 days after receipt to the~~
762 ~~appropriate supervisor of elections.~~

763 (9) A voter registration agency must collect data
764 determined necessary by the department, as provided by rule, for
765 program evaluation and reporting to the ~~Federal~~ Election
766 Assistance Commission pursuant to federal law ~~the National Voter~~
767 ~~Registration Act of 1993.~~

768 Section 11. Section 97.061, Florida Statutes, is amended
769 to read:

770 97.061 Special registration for electors requiring
771 assistance.--

772 (1) Any person who is eligible to register and who is
773 unable to read or write or who, because of some disability,
774 needs assistance in voting shall upon that person's request be

775 | registered ~~by the supervisor~~ under the procedure prescribed by
 776 | this section and shall be entitled to receive assistance at the
 777 | polls under the conditions prescribed by this section. The
 778 | department may adopt rules to administer this section.

779 | (2) If a person is qualified to register pursuant to this
 780 | section, the voter registration official ~~supervisor~~ shall note
 781 | in that person's registration record that the person needs
 782 | assistance in voting.

783 | (3) The precinct register generated by the supervisor
 784 | shall contain ~~Upon registering any person pursuant to this~~
 785 | ~~section, the supervisor must make a notation on the registration~~
 786 | ~~books or records which are delivered to the polls on election~~
 787 | ~~day~~ that such person is eligible for assistance in voting, and
 788 | the supervisor may ~~issue such person a special registration~~
 789 | ~~identification card~~ or make a ~~some~~ notation on the voter
 790 | information ~~regular registration identification~~ card that such
 791 | person is eligible for assistance in voting. Such person shall
 792 | be entitled to receive the assistance of two election officials
 793 | or some other person of his or her own choice, other than the
 794 | person's employer, the agent of the person's employer, or an
 795 | officer or agent of the person's union, without the necessity of
 796 | executing the "Declaration to Secure Assistance" prescribed in
 797 | s. 101.051. Such person shall notify the supervisor of any
 798 | change in his or her condition which makes it unnecessary for
 799 | him or her to receive assistance in voting.

800 | Section 12. Section 97.071, Florida Statutes, is amended
 801 | to read:

802 97.071 Voter information ~~Registration identification~~
803 card.--

804 (1) A voter information ~~registration identification~~ card
805 shall ~~must~~ be furnished by the supervisor to all registered
806 voters residing in the supervisor's county. The card may
807 ~~registering under the permanent single registration system and~~
808 ~~must~~ contain:

- 809 (a) Voter's registration number.
- 810 (b) Date of registration.
- 811 (c) Full name.
- 812 (d) Party affiliation.
- 813 (e) Date of birth.
- 814 ~~(f) Race or ethnicity, if provided by the applicant.~~
- 815 ~~(g) Sex, if provided by the applicant.~~
- 816 (f)-(h) Address of legal residence.
- 817 (g)-(i) Precinct number.
- 818 (h)-(j) Name of supervisor and contact information of
819 supervisor.
- 820 ~~(k) Place for voter's signature.~~
- 821 (i)-(l) Other information deemed necessary by the
822 supervisor ~~department~~.

823 (2) A voter may receive a replacement voter information ~~of~~
824 ~~a registration identification~~ card by providing a signed,
825 written request for a replacement card to a voter registration
826 official ~~the supervisor~~. Upon verification of registration, the
827 supervisor shall issue the voter a duplicate card without
828 charge.

829 (3) In the case of a change of name, address, or party
830 affiliation, the supervisor shall ~~must~~ issue the voter a new
831 voter information registration identification card. However, a
832 voter information registration identification card indicating a
833 party affiliation change made between the book-closing date for
834 the first primary election and the date of the second primary
835 election may not be issued until after the second primary
836 election.

837 Section 13. Section 97.073, Florida Statutes, is amended
838 to read:

839 97.073 Disposition of voter registration applications;
840 cancellation notice.--

841 (1) The supervisor must notify each applicant of the
842 disposition of the applicant's voter registration application.
843 The notice must inform the applicant that the application has
844 been approved, is incomplete, has been denied, or is a duplicate
845 of a current registration. A voter information registration
846 identification card sent to an applicant constitutes notice of
847 approval of registration. If the application is incomplete, the
848 supervisor must request that the applicant supply the missing
849 information using a voter registration application signed by the
850 applicant in writing and sign a statement that the additional
851 information is true and correct. A notice of denial must inform
852 the applicant of the reason the application was denied.

853 (2) Within 2 weeks after approval of a voter registration
854 application that indicates that the applicant was previously
855 registered in another state jurisdiction, the department
856 supervisor must notify the registration official in the prior

857 state jurisdiction that the applicant is now registered in this
 858 state the supervisor's county.

859 Section 14. Section 97.1031, Florida Statutes, is amended
 860 to read:

861 97.1031 Notice of change of residence ~~within the same~~
 862 ~~county,~~ change of name, or change of party affiliation.--

863 (1) When an elector moves from the address named on that
 864 person's voter registration record to another address within the
 865 same county, the elector must provide notification of such move
 866 to the supervisor of elections of that county. The elector may
 867 provide the supervisor a signed, written notice or may notify
 868 the supervisor by telephone or electronic means. However,
 869 notification of such move other than by signed, written notice
 870 must include the elector's date of birth. An elector may also
 871 provide notification to other voter registration officials as
 872 provided in subsection (2). A voter information registration
 873 ~~identification~~ card reflecting the new information address of
 874 ~~legal residence~~ shall be issued to the elector as provided in
 875 subsection (3)-(4).

876 (2) When an elector moves from the address named on that
 877 person's voter registration record to another address in a
 878 different county but within the state, the elector seeks to
 879 change party affiliation, or the name of an elector is changed
 880 by marriage or other legal process, the elector shall ~~must~~
 881 provide notice ~~a signed, written notification~~ of such change to
 882 a voter registration official using a voter registration
 883 application signed by the elector. A voter information the
 884 ~~supervisor and obtain a registration identification card~~

885 reflecting the new information shall be issued to the elector as
 886 provided in subsection (3) name.

887 ~~(3) When an elector seeks to change party affiliation, the~~
 888 ~~elector must provide a signed, written notification of such~~
 889 ~~intent to the supervisor and obtain a registration~~
 890 ~~identification card reflecting the new party affiliation,~~
 891 ~~subject to the issuance restriction in s. 97.071(3).~~

892 (3)(4) The voter registration official supervisor shall
 893 make the necessary changes in the elector's records as soon as
 894 practical upon receipt of such notice of a change of address of
 895 legal residence, name, or party affiliation. The supervisor of
 896 elections and shall issue the new voter information registration
 897 identification card as required by s. 97.071(3).

898 Section 15. Section 97.105, Florida Statutes, is amended
 899 to read:

900 97.105 Permanent single registration system
 901 established.--A permanent single registration system for the
 902 registration of electors to qualify them to vote in all
 903 elections is provided for the several counties and
 904 municipalities. This system shall be put into use by all
 905 municipalities and shall be in lieu of any other system of
 906 municipal registration. Electors shall be registered pursuant to
 907 ~~in pursuance of~~ this system by a voter registration official the
 908 ~~supervisor or by a deputy supervisor,~~ and electors registered
 909 shall not thereafter be required to register or reregister
 910 except as provided by law.

911 Section 16. Subsections (3), (10), and (11) of section
 912 98.015, Florida Statutes, are amended, and subsection (12) is
 913 added to said section, to read:

914 98.015 Supervisor of elections; election, tenure of
 915 office, compensation, custody of books, office hours, successor,
 916 seal; appointment of deputy supervisors; duties.--

917 (3) The supervisor shall update voter registration
 918 information, enter new voter registrations into the statewide
 919 voter registration system, and act as is the official custodian
 920 of documents received by the supervisor related to the
 921 registration of electors and changes in voter registration
 922 status of electors of the supervisor's county ~~the registration~~
 923 ~~books and has the exclusive control of matters pertaining to~~
 924 ~~registration of electors.~~

925 (10) Each supervisor shall ~~must~~ ensure that all voter
 926 registration and list maintenance procedures conducted by such
 927 supervisor are in compliance with any applicable requirements
 928 prescribed by rule of the department through the statewide voter
 929 registration system or prescribed by ~~for that county under the~~
 930 Voting Rights Act of 1965, the National Voter Registration Act
 931 of 1993, or the Help America Vote Act of 2002.

932 (11) Each supervisor shall ensure that any voter
 933 registration system used by the supervisor for administering his
 934 or her duties as a voter registration official complies with the
 935 specifications and procedures established by rule of the
 936 department and the statewide voter registration system ~~Each~~
 937 ~~supervisor of elections shall forward to the property appraiser~~
 938 ~~for the county in which the homestead is claimed the name of the~~

939 ~~person and the address of the homestead of each person who~~
940 ~~registers to vote at an address other than that at which the~~
941 ~~person claims a homestead exemption, as disclosed on the uniform~~
942 ~~statewide voter registration application pursuant to s. 97.052.~~

943 (12) Each supervisor shall maintain a list of valid
944 residential street addresses for purposes of verifying the legal
945 addresses of voters residing in the supervisor's county. The
946 supervisor shall make all reasonable efforts to coordinate with
947 county 911 service providers, property appraisers, the United
948 States Postal Service, or other agencies as necessary to ensure
949 the continued accuracy of such list. The supervisor shall
950 provide the list of valid residential addresses to the statewide
951 voter registration system in the manner and frequency specified
952 by rule of the department.

953 Section 17. Section 98.035, Florida Statutes, is created
954 to read:

955 98.035 Statewide voter registration system;
956 implementation, operation, and maintenance.--

957 (1) The Secretary of State, as chief election officer of
958 the state, shall be responsible for implementing, operating, and
959 maintaining, in a uniform and nondiscriminatory manner, a
960 single, uniform, official, centralized, interactive,
961 computerized statewide voter registration system as required by
962 the Help America Vote Act of 2002. The department may adopt
963 rules to administer this section.

964 (2) The statewide voter registration system must contain
965 the name and registration information of every legally
966 registered voter in the state. All voters shall be assigned a

967 unique identifier. The system shall be the official list of
968 registered voters in the state and shall provide secured access
969 by authorized voter registration officials. The system shall
970 enable voter registration officials to provide, access, and
971 update voter registration information.

972 (3) The department may not contract with any other entity
973 for the operation of the statewide voter registration system.

974 (4) The implementation of the statewide voter registration
975 system shall not prevent any supervisor of elections from
976 acquiring, maintaining, or using any hardware or software
977 necessary or desirable to carry out the supervisor's
978 responsibilities related to the use of voter registration
979 information or the conduct of elections, provided that such
980 hardware or software does not conflict with the operation of the
981 statewide voter registration system.

982 (5) The department may adopt rules governing the access,
983 use, and operation of the statewide voter registration system to
984 ensure security, uniformity, and integrity of the system.

985 Section 18. Section 98.045, Florida Statutes, is amended
986 to read:

987 98.045 Administration of voter registration.--

988 (1) ELIGIBILITY OF APPLICANT.--The ~~Each~~ supervisor must
989 ensure that any eligible applicant for voter registration is
990 registered to vote and that each application for voter
991 registration is processed in accordance with law. The supervisor
992 shall determine whether a voter registration applicant is
993 ineligible based on any of the following:

994 (a) The failure to complete a voter registration
 995 application as specified in s. 97.053.

996 (b) The applicant is deceased.

997 (c) The applicant has been convicted of a felony for which
 998 his or her civil rights have not been restored.

999 (d) The applicant has been adjudicated mentally
 1000 incapacitated with respect to the right to vote and such right
 1001 has not been restored.

1002 (e) The applicant does not meet the age requirement
 1003 pursuant to s. 97.041.

1004 (f) The applicant is not a United States citizen.

1005 (g) The applicant is a fictitious person.

1006 (h) The applicant has provided an address of legal
 1007 residence that is not his or her legal residence.

1008 (i) The applicant has provided a driver's license number,
 1009 Florida identification card number, or the last four digits of a
 1010 social security number that is not verifiable by the department.

1011 (2) REMOVAL OF REGISTERED VOTERS.--

1012 (a) Once a voter is registered, the name of that voter may
 1013 not be removed from the statewide voter registration system
 1014 ~~books~~ except at the written request of the voter, by reason of
 1015 the voter's conviction of a felony or adjudication as mentally
 1016 incapacitated with respect to voting, by death of the voter, or
 1017 pursuant to a registration list maintenance ~~program or other~~
 1018 ~~registration list maintenance~~ activity conducted pursuant to s.
 1019 98.065 ~~or~~, s. 98.075, ~~or s. 98.0977.~~

1020 (b) (2) Information received by a voter registration
 1021 official ~~supervisor~~ from an election official in another state

1022 ~~jurisdiction~~ indicating that a registered voter in this state
 1023 ~~the supervisor's county~~ has registered to vote in that other
 1024 state jurisdiction shall be considered as a written request from
 1025 the voter to have the voter's name removed from the statewide
 1026 voter registration system ~~books of the supervisor's county.~~

1027 (3) PUBLIC RECORDS ACCESS AND RETENTION. ~~Notwithstanding~~
 1028 ~~the provisions of ss. 98.095 and 98.0977,~~ Each supervisor shall
 1029 maintain for at least 2 years, and make available for public
 1030 inspection and copying, all records concerning implementation of
 1031 registration list maintenance programs and activities conducted
 1032 pursuant to ss. 98.065 and, 98.075, ~~and 98.0977.~~ The records
 1033 must include lists of the name and address of each person to
 1034 whom a ~~an address confirmation final~~ notice was sent and
 1035 information as to whether each such person responded to the
 1036 mailing, but may not include any information that is
 1037 confidential or exempt from public records requirements under
 1038 this code.

1039 (4) STATEWIDE ELECTRONIC DATABASE OF VALID RESIDENTIAL
 1040 STREET ADDRESSES. ~~--~~

1041 (a) The department shall compile and maintain a statewide
 1042 electronic database of valid residential street addresses from
 1043 the information provided by the supervisors of elections
 1044 pursuant to s. 98.015. The department shall evaluate the
 1045 information provided by the supervisors of elections to identify
 1046 any duplicate addresses and any address that may overlap county
 1047 boundaries.

1048 (b) The department shall make the statewide database of
 1049 valid street addresses available to the Department of Highway

1050 Safety and Motor Vehicles as provided in s. 97.057(10). The
 1051 Department of Highway Safety and Motor Vehicles shall use the
 1052 database for purposes of validating the legal residential
 1053 addresses provided in voter registration applications received
 1054 by the Department of Highway Safety and Motor Vehicles.

1055 (5) FORMS.--The department may prescribe by rule forms
 1056 necessary to conduct maintenance of records in the statewide
 1057 voter registration system.

1058 Section 19. Section 98.065, Florida Statutes, as amended
 1059 by section 6 of chapter 2002-281, Laws of Florida, is amended to
 1060 read:

1061 98.065 Registration list maintenance programs.--

1062 (1) The supervisor must conduct a general registration
 1063 list maintenance program to protect the integrity of the
 1064 electoral process by ensuring the maintenance of accurate and
 1065 current voter registration records in the statewide voter
 1066 registration system. The program must be uniform,
 1067 nondiscriminatory, and in compliance with the Voting Rights Act
 1068 of 1965, the National Voter Registration Act of 1993, and the
 1069 Help America Vote Act of 2002. As used in this subsection, the
 1070 term "nondiscriminatory" applies to and includes persons with
 1071 disabilities.

1072 (2) A supervisor must incorporate one or more of the
 1073 following procedures in the supervisor's biennial registration
 1074 list maintenance program under which:

1075 (a) Change-of-address information supplied by the United
 1076 States Postal Service through its licensees is used to identify
 1077 registered voters whose addresses might have changed;

1078 (b) Change-of-address information is identified from
 1079 returned nonforwardable return-if-undeliverable mail sent to all
 1080 registered voters in the county; or

1081 (c) Change-of-address information is identified from
 1082 returned nonforwardable return-if-undeliverable address
 1083 confirmation requests mailed to all registered voters who have
 1084 not voted in the last 2 years and who did not make a written
 1085 request that their registration records be updated during that
 1086 time.

1087 (3) A registration list maintenance program must be
 1088 conducted by each supervisor, at a minimum, in each odd-numbered
 1089 year and must be completed not later than 90 days prior to the
 1090 date of any federal election. All list maintenance actions
 1091 associated with each voter must be entered, tracked, and
 1092 maintained in the statewide voter registration system.

1093 (4) (a) If the supervisor receives change-of-address
 1094 information pursuant to the activities conducted in subsection
 1095 (2), from jury notices signed by the voter and returned to the
 1096 courts, from the Department of Highway Safety and Motor
 1097 Vehicles, or from other sources, which information indicates
 1098 that the legal address of a registered voter might have changed,
 1099 the supervisor shall send by forwardable return-if-undeliverable
 1100 mail an address confirmation notice to the address at which the
 1101 voter was last registered. A supervisor may also send an address
 1102 confirmation notice to any voter who the supervisor has reason
 1103 to believe has moved from his or her legal residence.

1104 (b) The address confirmation notice shall contain a
 1105 postage prepaid preaddressed return form on which:

1106 1. If the voter has changed his or her address of legal
1107 residence to a location outside the state, the voter shall mark
1108 that the voter's legal residence has changed to a location
1109 outside the state. The form shall also include information on
1110 how to register in the new state in order to be eligible to
1111 vote. The form must be returned within 30 days after the date of
1112 the notice. The completed form shall constitute a request to be
1113 removed from the statewide voter registration system.

1114 2. If the voter has changed his or her address of legal
1115 residence to a location inside the state, the voter shall set
1116 forth the updated or corrected address and submit the return
1117 form within 30 days after the date of the notice. The completed
1118 form shall constitute a request to update the statewide voter
1119 registration system with the updated or corrected address
1120 information.

1121 3. If the voter has not changed his or her address of
1122 legal residence as printed on the address confirmation notice,
1123 the voter shall confirm that his or her address of legal
1124 residence has not changed and submit the form within 30 days
1125 after the date of the notice.

1126 (c) The supervisor must designate as inactive all voters
1127 who have been sent an address confirmation notice and who have
1128 not returned the postage prepaid preaddressed return form within
1129 30 days or for which an address confirmation notice has been
1130 returned as undeliverable. Names on the inactive list may not be
1131 used to calculate the number of signatures needed on any
1132 petition. A voter on the inactive list may be restored to the
1133 active list of voters upon the voter updating his or her

1134 registration, requesting an absentee ballot, or appearing to
1135 vote. However, if the voter does not update his or her voter
1136 registration information, request an absentee ballot, or vote by
1137 the second general election after being placed on the inactive
1138 list, the voter's name shall be removed from the statewide voter
1139 registration system and the voter shall be required to
1140 reregister to have his or her name restored to the statewide
1141 voter registration system.

1142 (5) A notice may not be issued pursuant to this section
1143 and a voter's name may not be removed from the statewide voter
1144 registration system later than 90 days prior to the date of a
1145 federal election. However, this section does not preclude the
1146 removal of the name of a voter from the statewide voter
1147 registration system at any time upon the voter's written
1148 request, by reason of the voter's death, or upon a determination
1149 of the voter's ineligibility as provided in s. 98.075(7).

1150 (6) (a) No later than July 31 and January 31 of each year,
1151 the supervisor must certify to the department the list
1152 maintenance activities conducted during the first 6 months and
1153 the second 6 months of the year, respectively, including the
1154 number of address confirmation requests sent, the number of
1155 voters designated as inactive, and the number of voters removed
1156 from the statewide voter registration system.

1157 (b) If, based on the certification provided pursuant to
1158 paragraph (a), the department determines that a supervisor has
1159 not conducted the list maintenance activities required by this
1160 section, the department shall conduct the appropriate list
1161 maintenance activities for that county. Failure to conduct list

1162 maintenance activities as required in this section constitutes a
1163 violation of s. 104.051. A voter's name may not be removed from
1164 the registration books later than 90 days prior to the date of a
1165 federal election. However, nothing in this section shall
1166 preclude the removal of the name of a voter from the voter
1167 registration books, at any time and without prior notification,
1168 upon the written request of the voter, by reason of conviction
1169 of the voter of a felony, by reason of adjudication of the voter
1170 as mentally incapacitated with respect to voting, by reason of
1171 the death of the voter, or upon a determination of ineligibility
1172 as provided in s. 98.075(3).

1173 ~~(4) If the supervisor receives change of address~~
1174 ~~information from the United States Postal Service or its~~
1175 ~~licensees or from jury notices signed by the voter and returned~~
1176 ~~to the courts, which indicates that:~~

1177 ~~(a) The voter has moved within the supervisor's county,~~
1178 ~~the supervisor must change the registration records to show the~~
1179 ~~new address and must send the voter a notice of the change by~~
1180 ~~forwardable mail, including a postage prepaid preaddressed~~
1181 ~~return form with which the voter may verify or correct the~~
1182 ~~address information.~~

1183 ~~(b) The voter has moved outside the supervisor's county,~~
1184 ~~or contains no forwarding address, the supervisor shall send an~~
1185 ~~address confirmation final notice and remove the name of the~~
1186 ~~voter from the registration record if that voter did not:~~

- 1187 ~~1. Return the postage prepaid preaddressed return form;~~
- 1188 ~~2. Appear to vote;~~
- 1189 ~~3. Change the voter's registration; or~~

1190 4. ~~Request an absentee ballot~~
 1191
 1192 ~~during the period beginning on the date when the address~~
 1193 ~~confirmation final notice was sent and ending on the day after~~
 1194 ~~the date of the second general election thereafter.~~

1195 ~~(5) The supervisor must designate as inactive all voters~~
 1196 ~~who have been sent an address confirmation final notice and who~~
 1197 ~~have not returned the postage prepaid preaddressed return form~~
 1198 ~~within 30 days. A voter on the inactive list must be allowed to~~
 1199 ~~vote and to change the voter's name or address of legal~~
 1200 ~~residence at the polls pursuant to s. 101.045. Names on the~~
 1201 ~~inactive list may not be used to calculate the number of~~
 1202 ~~signatures needed on any petition or the quantity of voting~~
 1203 ~~equipment needed.~~

1204 Section 20. Section 98.075, Florida Statutes, is amended
 1205 to read:

1206 (Substantial rewording of section. See
 1207 s. 98.075, F.S., for present text.)

1208 98.075 Registration records maintenance activities;
 1209 ineligibility determinations.--

1210 (1) MAINTENANCE OF RECORDS.--The department shall protect
 1211 the integrity of the electoral process by ensuring the
 1212 maintenance of accurate and current voter registration records.
 1213 List maintenance activities must be uniform, nondiscriminatory,
 1214 and in compliance with the Voting Rights Act of 1965, the
 1215 National Voter Registration Act of 1993, and the Help America
 1216 Vote Act of 2002. The department may adopt by rule uniform

1217 standards and procedures to interpret and administer this
1218 section.

1219 (2) DUPLICATE REGISTRATION.--The department shall identify
1220 those voters who are registered more than once or those
1221 applicants whose registration applications would result in
1222 duplicate registrations. The most recent application shall be
1223 deemed an update to the voter registration record.

1224 (3) DECEASED PERSONS.--The department shall identify those
1225 registered voters who are deceased by comparing information on
1226 the lists of deceased persons received from the Department of
1227 Health as provided in s. 98.093. Upon receipt of such
1228 information through the statewide voter registration system, the
1229 supervisor shall remove the name of the registered voter.

1230 (4) ADJUDICATION OF MENTAL INCAPACITY.--The department
1231 shall identify those registered voters who have been adjudicated
1232 mentally incapacitated with respect to voting and who have not
1233 had their voting rights restored by comparing information
1234 received from the clerk of the circuit court as provided in s.
1235 98.093. The department shall review such information and make an
1236 initial determination as to whether the information is credible
1237 and reliable. If the department determines that the information
1238 is credible and reliable, the department shall notify the
1239 supervisor and provide a copy of the supporting documentation
1240 indicating the potential ineligibility of the voter to be
1241 registered. Upon receipt of the notice that the department has
1242 made a determination of initial credibility and reliability, the
1243 supervisor shall adhere to the procedures set forth in

1244 subsection (7) prior to the removal of a registered voter from
 1245 the statewide voter registration system.

1246 (5) FELONY CONVICTION.--The department shall identify
 1247 those registered voters who have been convicted of a felony and
 1248 whose rights have not been restored by comparing information
 1249 received from, but not limited to, a clerk of the circuit court,
 1250 the Board of Executive Clemency, the Department of Corrections,
 1251 the Department of Law Enforcement, or a United States Attorney's
 1252 Office, as provided in s. 98.093. The department shall review
 1253 such information and make an initial determination as to whether
 1254 the information is credible and reliable. If the department
 1255 determines that the information is credible and reliable, the
 1256 department shall notify the supervisor and provide a copy of the
 1257 supporting documentation indicating the potential ineligibility
 1258 of the voter to be registered. Upon receipt of the notice that
 1259 the department has made a determination of initial credibility
 1260 and reliability, the supervisor shall adhere to the procedures
 1261 set forth in subsection (7) prior to the removal of a registered
 1262 voter's name from the statewide voter registration system.

1263 (6) OTHER BASES FOR INELIGIBILITY.--If the department or
 1264 supervisor receives information other than from the sources
 1265 identified in subsections (2)-(5) that a registered voter does
 1266 not meet the age requirement pursuant to s. 97.041, is not a
 1267 United States citizen, is a fictitious person, or has listed a
 1268 residence that is not his or her legal residence, the supervisor
 1269 shall adhere to the procedures set forth in subsection (7) prior
 1270 to the removal of a registered voter's name from the statewide
 1271 voter registration system.

1272 (7) PROCEDURES FOR REMOVAL.--
 1273 (a) If the supervisor receives notice or information
 1274 pursuant to subsections (4)-(6), the supervisor of the county in
 1275 which the voter is registered shall:
 1276 1. Notify the registered voter of his or her potential
 1277 ineligibility by mail within 7 days after receipt of notice or
 1278 information. The notice shall include:
 1279 a. A statement of the basis for the registered voter's
 1280 potential ineligibility and a copy of any documentation upon
 1281 which the potential ineligibility is based.
 1282 b. A statement that failure to respond within 30 days
 1283 after receipt of the notice may result in a determination of
 1284 ineligibility and in removal of the registered voter's name from
 1285 the statewide voter registration system.
 1286 c. A return form that requires the registered voter to
 1287 admit or deny the accuracy of the information underlying the
 1288 potential ineligibility for purposes of a final determination by
 1289 the supervisor.
 1290 d. A statement that, if the voter is denying the accuracy
 1291 of the information underlying the potential ineligibility, the
 1292 voter has a right to request a hearing for the purpose of
 1293 determining eligibility.
 1294 e. Instructions for the registered voter to contact the
 1295 supervisor of elections of the county in which the voter is
 1296 registered if assistance is needed in resolving the matter.
 1297 f. Instructions for seeking restoration of civil rights
 1298 following a felony conviction, if applicable.

1299 2. If the mailed notice is returned as undeliverable, the
 1300 supervisor shall publish notice once in a newspaper of general
 1301 circulation in the county in which the voter was last
 1302 registered. The notice shall contain the following:

1303 a. The voter's name and address.

1304 b. A statement that the voter is potentially ineligible to
 1305 be registered to vote.

1306 c. A statement that failure to respond within 30 days
 1307 after the notice is published may result in a determination of
 1308 ineligibility by the supervisor and removal of the registered
 1309 voter's name from the statewide voter registration system.

1310 d. An instruction for the voter to contact the supervisor
 1311 no later than 30 days after the date of the published notice to
 1312 receive information regarding the basis for the potential
 1313 ineligibility and the procedure to resolve the matter.

1314 e. An instruction to the voter that, if further assistance
 1315 is needed, the voter should contact the supervisor of elections
 1316 of the county in which the voter is registered.

1317 3. If a registered voter fails to respond to a notice
 1318 pursuant to subparagraph 1. or subparagraph 2., the supervisor
 1319 shall make a final determination of the voter's eligibility. If
 1320 the supervisor determines that the voter is ineligible, the
 1321 supervisor shall remove the name of the registered voter from
 1322 the statewide voter registration system. The supervisor shall
 1323 notify the registered voter of the supervisor's determination
 1324 and action.

1325 4. If a registered voter responds to the notice pursuant
 1326 to subparagraph 1. or subparagraph 2. and admits the accuracy of

1327 the information underlying the potential ineligibility, the
1328 supervisor shall make a final determination of ineligibility and
1329 shall remove the voter's name from the statewide voter
1330 registration system. The supervisor shall notify the registered
1331 voter of the supervisor's determination and action.

1332 5. If a registered voter responds to the notice issued
1333 pursuant to subparagraph 1. or subparagraph 2. and denies the
1334 accuracy of the information underlying the potential
1335 ineligibility but does not request a hearing, the supervisor
1336 shall review the evidence and make a final determination of
1337 eligibility. If such registered voter requests a hearing, the
1338 supervisor shall send notice to the registered voter to attend a
1339 hearing at a time and place specified in the notice. Upon
1340 hearing all evidence presented at the hearing, the supervisor
1341 shall make a determination of eligibility. If the supervisor
1342 determines that the registered voter is ineligible, the
1343 supervisor shall remove the voter's name from the statewide
1344 voter registration system and notify the registered voter of the
1345 supervisor's determination and action.

1346 (b) The following shall apply to this subsection:

1347 1. All determinations of eligibility shall be based on a
1348 preponderance of the evidence.

1349 2. All proceedings are exempt from the provisions of
1350 chapter 120.

1351 3. Any notice shall be sent to the registered voter by
1352 certified mail, return receipt requested, or other means that
1353 provides a verification of receipt or shall be published in a

1354 newspaper of general circulation where the voter was last
1355 registered, whichever is applicable.

1356 4. The supervisor shall remove the name of any registered
1357 voter from the statewide voter registration system only after
1358 the supervisor makes a final determination that the voter is
1359 ineligible to vote.

1360 5. Any voter whose name has been removed from the
1361 statewide voter registration system pursuant to a determination
1362 of ineligibility may appeal that determination under the
1363 provisions of s. 98.0755.

1364 6. Any voter whose name was removed from the statewide
1365 voter registration system on the basis of a determination of
1366 ineligibility who subsequently becomes eligible to vote must
1367 reregister in order to have his or her name restored to the
1368 statewide voter registration system.

1369 (8) CERTIFICATION.--

1370 (a) No later than July 31 and January 31 of each year, the
1371 supervisor shall certify to the department the activities
1372 conducted pursuant to this section during the first 6 months and
1373 the second 6 months of the year, respectively. The certification
1374 shall include the number of persons to whom notices were sent
1375 pursuant to subsection (7), the number of persons who responded
1376 to the notices, the number of notices returned as undeliverable,
1377 the number of notices published in the newspaper, the number of
1378 hearings conducted, and the number of persons removed from the
1379 statewide voter registration systems and the reasons for such
1380 removals.

1381 (b) If, based on the certification provided pursuant to
 1382 paragraph (a), the department determines that a supervisor has
 1383 not satisfied the requirements of this section, the department
 1384 shall satisfy the appropriate requirements for that county.
 1385 Failure to satisfy the requirements of this section shall
 1386 constitute a violation of s. 104.051.

1387 Section 21. Section 98.0755, Florida Statutes, is created
 1388 to read:

1389 98.0755 Appeal of determination of ineligibility.--Appeal
 1390 of the supervisor's determination of ineligibility pursuant to
 1391 s. 98.075(7) may be taken to the circuit court in and for the
 1392 county where the person was registered. Notice of appeal must be
 1393 filed within the time and in the manner provided by the Florida
 1394 Rules of Appellate Procedure and acts as supersedeas. Trial in
 1395 the circuit court is de novo and governed by the rules of that
 1396 court. Unless the person can show that his or her name was
 1397 erroneously or illegally removed from the statewide voter
 1398 registration system, or that he or she is indigent, the person
 1399 must bear the costs of the trial in the circuit court.
 1400 Otherwise, the cost of the appeal must be paid by the supervisor
 1401 of elections.

1402 Section 22. Section 98.077, Florida Statutes, is amended
 1403 to read:

1404 98.077 Update of voter signature.--

1405 (1) A registered voter may update his or her signature on
 1406 file in the statewide voter registration system at any time
 1407 using a voter registration application submitted to a voter
 1408 registration official.

1409 (2) The department and supervisors ~~supervisor~~ of elections
1410 shall include in any correspondence, other than postcard
1411 notifications and notices relating to eligibility, sent to a
1412 ~~provide to each~~ registered voter information regarding of the
1413 ~~county the opportunity to update his or her signature on file at~~
1414 ~~the supervisor's office by providing notification of the ability~~
1415 ~~to do so in any correspondence, other than postcard~~
1416 ~~notifications, sent to the voter. The notice shall advise when,~~
1417 where, and how to update the voter's signature and shall provide
1418 the voter information on how to obtain a voter registration
1419 application form from a voter registration official ~~the~~
1420 ~~supervisor~~ that can be returned to update the signature.

1421 (3) In addition, At least once during each general
1422 election year, the supervisor shall publish in a newspaper of
1423 general circulation or other newspaper in the county deemed
1424 appropriate by the supervisor a notice specifying when, where,
1425 or how a voter can update his or her signature that is on file
1426 and ~~or~~ how a voter can obtain a voter registration application
1427 ~~form~~ from a voter registration official ~~the supervisor~~ to do so.

1428 (4) All signature updates for use in verifying absentee
1429 and provisional ballots must be received by the appropriate
1430 supervisor of elections no later than the start of the
1431 canvassing of absentee ballots by the canvassing board. The
1432 signature on file at the start of the canvass of the absentees
1433 is the signature that shall be used in verifying the signature
1434 on the absentee and provisional ballot certificates.

1435 Section 23. Section 98.081, Florida Statutes, is amended
1436 to read:

1437 98.081 Names removed from the statewide voter registration
 1438 system books; restrictions on reregistering; recordkeeping;
 1439 restoration of erroneously or illegally removed names.--

1440 (1) Any person who requested that his or her name be
 1441 removed from the statewide voter registration system books
 1442 between the book-closing date of the first primary and the date
 1443 of the second primary may not register in a different political
 1444 party until after the date of the second primary election.

1445 (2) When the name of any elector is removed from the
 1446 statewide voter registration system books pursuant to s. 98.065
 1447 or, s. 98.075, ~~or s. 98.093~~, the elector's original registration
 1448 application form shall be retained by the supervisor of
 1449 elections having custody of the application filed alphabetically
 1450 ~~in the office of the supervisor~~. As alternatives, registrations
 1451 removed from the statewide voter registration system books may
 1452 be microfilmed and such microfilms substituted for the original
 1453 registration applications forms; or, when voter registration
 1454 information, including the voter's signature, is maintained
 1455 digitally or on electronic, magnetic, or optic media, such
 1456 stored information may be substituted for the original
 1457 registration application form. Such microfilms or stored
 1458 information shall be retained by the supervisor of elections
 1459 ~~having in the custody of the supervisor~~. In the event the
 1460 original registration applications forms are microfilmed or
 1461 maintained digitally or on electronic or other media, such
 1462 originals may be destroyed in accordance with the schedule
 1463 approved by the Bureau of Archives and Records Management of the
 1464 Division of Library and Information Services of the department.

1465 (3) When the name of any elector has been erroneously or
 1466 illegally removed from the statewide voter registration system
 1467 ~~books~~, the name of the elector shall be restored by a voter
 1468 registration official ~~the supervisor~~ upon satisfactory proof,
 1469 even though the registration period for that election is closed.

1470 Section 24. Section 98.093, Florida Statutes, is amended
 1471 to read:

1472 98.093 Duty of officials to furnish lists of deceased
 1473 persons, persons adjudicated mentally incapacitated, and persons
 1474 convicted of a felony.--

1475 (1) In order to ensure the maintenance of accurate and
 1476 current voter registration records, it is necessary for the
 1477 department to receive certain information from state and federal
 1478 officials and entities. The department and supervisors of
 1479 elections shall use the information provided from the sources in
 1480 subsection (2) to maintain the voter registration records.

1481 (2) To the maximum extent feasible, state and local
 1482 government agencies shall facilitate provision of information
 1483 and access to data to the department, including, but not limited
 1484 to, databases that contain reliable criminal records and records
 1485 of deceased persons. State and local government agencies that
 1486 provide such data shall do so without charge if the direct cost
 1487 incurred by those agencies is not significant.

1488 (a) The Department of Health shall furnish monthly to the
 1489 department ~~each supervisor of elections~~ a list containing the
 1490 name, address, date of birth, date of death, social security
 1491 number, race, and sex of each deceased person 17 years of age or
 1492 ~~older who was a resident of such supervisor's county.~~

1493 (b)(2) Each clerk of the circuit court shall furnish
1494 monthly to the department, at least once each month, deliver to
1495 each supervisor of elections a list of those persons who have
1496 been adjudicated mentally incapacitated with respect to voting
1497 during the preceding calendar month, a list of those persons
1498 whose mental capacity with respect to voting has been restored
1499 during the preceding calendar month, and a list of those persons
1500 who have returned signed jury notices during the preceding
1501 months to the clerk of the circuit court indicating a change of
1502 address. Each list shall include stating the name, address, date
1503 of birth, race, and sex, and, whichever is available, the
1504 Florida driver's license number, Florida identification card
1505 number, or social security number of each such person convicted
1506 of a felony during the preceding calendar month who was a
1507 resident of that supervisor's county, a list stating the name,
1508 address, date of birth, race, and sex of each person adjudicated
1509 mentally incapacitated with respect to voting during the
1510 preceding calendar month who was a resident of that supervisor's
1511 county, and a list stating the name, address, date of birth,
1512 race, and sex of each person whose mental capacity with respect
1513 to voting has been restored who was a resident of that
1514 supervisor's county.

1515 (c)(3) Upon receipt of information from the United States
1516 Attorney, listing persons convicted of a felony in federal
1517 court, the department shall use such information to identify
1518 registered voters or applicants for voter registration who may
1519 be potentially ineligible based on information provided in
1520 accordance with s. 98.075 immediately forward such information

1521 ~~to the supervisor of elections for the county where the offender~~
1522 ~~resides.~~

1523 (d) From voter registration records provided from the
1524 statewide voter registration system, the Department of Law
1525 Enforcement shall identify, in a time and manner that enables
1526 the department to meet its obligations under state and federal
1527 law, those persons who have been convicted of a felony.

1528 (e) The Board of Executive Clemency shall furnish monthly
1529 to the department a list of those persons granted clemency in
1530 the preceding month or any updates to prior records that have
1531 occurred in the preceding month. The list shall contain the
1532 Board of Executive Clemency case number, name, address, date of
1533 birth, race, sex, social security number, if available, and
1534 references to record identifiers assigned by the Department of
1535 Corrections, a unique identifier of each clemency case, and the
1536 effective date of clemency of each person.

1537 (f) The Department of Corrections shall furnish monthly to
1538 the department a list of those persons transferred to the
1539 Department of Corrections in the preceding month or any updates
1540 to prior records that have occurred in the preceding month. The
1541 list shall contain the name, address, date of birth, race, sex,
1542 social security number, Department of Corrections record
1543 identification number, and associated Department of Law
1544 Enforcement felony conviction record number of each person.

1545 (g) The Department of Highway Safety and Motor Vehicles
1546 shall furnish monthly to the department a list of those persons
1547 whose names have been removed from the driver's license database
1548 because they have been licensed in another state. The list shall

1549 contain the name, address, date of birth, sex, social security
 1550 number, and driver's license number of each such person.

1551 ~~(4) Upon receipt of any such list, the supervisor shall~~
 1552 ~~remove from the registration books the name of any person listed~~
 1553 ~~who is deceased, convicted of a felony, or adjudicated mentally~~
 1554 ~~incapacitated with respect to voting. A person who has had his~~
 1555 ~~or her mental capacity with respect to voting restored or who~~
 1556 ~~has had his or her right to vote restored after conviction of a~~
 1557 ~~felony shall be required to reregister to have his or her name~~
 1558 ~~restored to the registration books.~~

1559 (3)~~(5)~~ Nothing in this section shall limit or restrict the
 1560 supervisor in his or her duty to remove the names of ~~such~~
 1561 persons from the statewide voter registration system pursuant to
 1562 s. 98.075(7) based upon books after verification of information
 1563 received from other sources.

1564 Section 25. Effective August 1, 2006, section 98.0981,
 1565 Florida Statutes, is created to read:

1566 98.0981 Statewide voter registration database.--The
 1567 department shall send to the Legislature in electronic format a
 1568 file containing all voters qualified to vote in an election. The
 1569 file shall contain a unique identifier of the voter; the
 1570 information requested in the uniform statewide voter
 1571 registration application pursuant to s. 97.052(2), except for
 1572 such information that is by statute specifically identified as
 1573 confidential or exempt from public records requirements; the
 1574 date of registration; the representative district, senatorial
 1575 district, congressional district, and precinct in which the
 1576 voter resides; and whether the voter voted at the poll, by

1577 absentee ballot, or by early vote at a designated location, or
 1578 whether the voter did not vote. If a person voted by absentee
 1579 ballot and the ballot was not counted, the file shall contain
 1580 the reason, where possible, that the ballot was not counted.
 1581 This file shall be delivered within 60 days after an election to
 1582 the Legislature.

1583 Section 26. Section 98.212, Florida Statutes, is amended
 1584 to read:

1585 98.212 Department and supervisors to furnish statistical
 1586 and other information.--

1587 (1) (a) Upon written request, the department and any
 1588 supervisor of the respective counties ~~supervisors~~ shall, as
 1589 promptly as possible, furnish to recognized public or private
 1590 universities and senior colleges within the state, to state or
 1591 county governmental agencies, and to recognized political party
 1592 committees statistical information for the purpose of analyzing
 1593 election returns and results.

1594 (b) The department and any supervisor ~~Supervisors~~ may
 1595 require reimbursement for any part or all of the actual expenses
 1596 of supplying any information requested under paragraph (a). For
 1597 the purposes of this subsection, the department and supervisors
 1598 may use the services of any research and statistical personnel
 1599 that may be supplied.

1600 (c) Lists of names submitted to the department and any
 1601 supervisor of the respective counties ~~supervisors~~ for indication
 1602 of registration or nonregistration or of party affiliation shall
 1603 be processed at any time at cost, except that in no case shall

1604 the charge exceed 10 cents for each name on which the
 1605 information is furnished.

1606 (2) The supervisors shall provide information as requested
 1607 by the department for program evaluation and reporting to the
 1608 ~~Federal~~ Election Assistance Commission pursuant to federal law
 1609 ~~the National Voter Registration Act of 1993.~~

1610 Section 27. Section 98.461, Florida Statutes, is amended
 1611 to read:

1612 98.461 Registration application form, precinct register;
 1613 contents.--

1614 (1) A registration application form, approved by the
 1615 Department of State, containing the information required in s.
 1616 97.052 shall be retained by the supervisor of elections of the
 1617 county of the applicant's registration filed alphabetically in
 1618 ~~the office of the supervisor as the master list of electors of~~
 1619 ~~the county.~~ However, the registration application forms may be
 1620 microfilmed and such microfilm microfilms substituted for the
 1621 original registration application forms; or, when voter
 1622 registration information, including the voter's signature, is
 1623 maintained digitally or on electronic, magnetic, or optic media,
 1624 such stored information may be substituted for the original
 1625 registration application form. Such microfilms or stored
 1626 information shall be retained in the custody of the supervisor
 1627 of elections of the county of the applicant's registration. In
 1628 the event the original registration applications forms are
 1629 microfilmed or maintained digitally or on electronic or other
 1630 media, such originals may be destroyed in accordance with the
 1631 schedule approved by the Bureau of Archives and Records

1632 Management of the Division of Library and Information Services
 1633 of the Department of State. ~~As an alternative, the information~~
 1634 ~~from the registration form, including the signature, may be~~
 1635 ~~electronically reproduced and stored as provided in s. 98.451.~~

1636 (2) A computer printout or electronic database shall be
 1637 used at the polls as a precinct register ~~in lieu of the~~
 1638 ~~registration books~~. The precinct register shall contain the date
 1639 of the election, the precinct number, and the following
 1640 information concerning each registered elector: last name, first
 1641 name, ~~and~~ middle name or initial, and suffix; party affiliation;
 1642 residence address; registration number; date of birth; sex, if
 1643 provided; race, if provided; whether the voter needs assistance
 1644 in voting; and such other additional information as to readily
 1645 identify the elector. The precinct register shall also contain a
 1646 space for the elector's signature and a space for the initials
 1647 of the witnessing clerk or inspector or an electronic device may
 1648 be provided for this purpose.

1649 Section 28. Effective January 1, 2007, section 100.371,
 1650 Florida Statutes, as amended by section 9 of chapter 2002-281,
 1651 Laws of Florida, is amended to read:

1652 100.371 Initiatives; procedure for placement on ballot.--

1653 (1) Constitutional amendments proposed by initiative shall
 1654 be placed on the ballot for the general election provided the
 1655 initiative has been filed with ~~occurring in excess of 90 days~~
 1656 ~~from the certification of ballot position by~~ the Secretary of
 1657 State no later than February 1 of the year the general election
 1658 is held. A petition shall be deemed to be filed with the
 1659 Secretary of State upon the date the secretary determines that

1660 the petition has been signed by the constitutionally required
1661 number of electors.

1662 ~~(2) Such certification shall be issued when the Secretary~~
1663 ~~of State has received verification certificates from the~~
1664 ~~supervisors of elections indicating that the requisite number~~
1665 ~~and distribution of valid signatures of electors have been~~
1666 ~~submitted to and verified by the supervisors. Every signature~~
1667 ~~shall be dated when made and shall be valid for a period of 4~~
1668 ~~years following such date, provided all other requirements of~~
1669 ~~law are complied with.~~

1670 (2)~~(3)~~ The sponsor of an initiative amendment shall, prior
1671 to obtaining any signatures, register as a political committee
1672 pursuant to s. 106.03 and submit the text of the proposed
1673 amendment to the Secretary of State, with the form on which the
1674 signatures will be affixed, and shall obtain the approval of the
1675 Secretary of State of such form. The Secretary of State shall
1676 adopt rules pursuant to s. 120.54 prescribing the style and
1677 requirements of such form. Upon filing with the Secretary of
1678 State, the text of the proposed amendment and all forms filed in
1679 connection with this section must, upon request, be made
1680 available in alternative formats.

1681 (3)~~(4)~~ Each signature shall be dated when made and shall
1682 be valid for a period of 4 years following such date, provided
1683 all other requirements of law are met. The sponsor shall submit
1684 signed and dated forms to the appropriate supervisor of
1685 elections for verification as to the number of registered
1686 electors whose valid signatures appear thereon. The supervisor
1687 shall promptly verify the signatures upon payment of the fee

1688 required by s. 99.097. The supervisor shall promptly record each
 1689 valid signature in the statewide voter registration system in
 1690 the manner prescribed by the Secretary of State. The supervisor
 1691 shall, upon request, advise the sponsor of an initiative of the
 1692 number of signatures verified and recorded in the statewide
 1693 voter registration system. ~~Upon completion of verification, the~~
 1694 ~~supervisor shall execute a certificate indicating the total~~
 1695 ~~number of signatures checked, the number of signatures verified~~
 1696 ~~as valid and as being of registered electors, and the~~
 1697 ~~distribution by congressional district. This certificate shall~~
 1698 ~~be immediately transmitted to the Secretary of State. The~~
 1699 supervisor shall retain the signature forms for at least 1 year
 1700 following the election in which the issue appeared on the ballot
 1701 or until the Division of Elections notifies the supervisors of
 1702 elections that the committee which circulated the petition is no
 1703 longer seeking to obtain ballot position.

1704 ~~(4)-(5)~~ The Secretary of State shall determine from the
 1705 signatures verified by the ~~verification certificates received~~
 1706 ~~from~~ supervisors of elections and recorded in the statewide
 1707 voter registration system the total number of verified valid
 1708 signatures and the distribution of such signatures by
 1709 congressional districts. Upon a determination that the requisite
 1710 number and distribution of valid signatures have been obtained,
 1711 the secretary shall issue a certificate of ballot position for
 1712 that proposed amendment and shall assign a designating number
 1713 pursuant to s. 101.161. ~~A petition shall be deemed to be filed~~
 1714 ~~with the Secretary of State upon the date of the receipt by the~~
 1715 ~~secretary of a certificate or certificates from supervisors of~~

1716 ~~elections indicating the petition has been signed by the~~
 1717 ~~constitutionally required number of electors.~~

1718 (5)~~(6)~~(a) Within 45 days after receipt of a proposed
 1719 revision or amendment to the State Constitution by initiative
 1720 petition from the Secretary of State ~~or, within 30 days after~~
 1721 ~~such receipt if receipt occurs 120 days or less before the~~
 1722 ~~election at which the question of ratifying the amendment will~~
 1723 ~~be presented~~, the Financial Impact Estimating Conference shall
 1724 complete an analysis and financial impact statement to be placed
 1725 on the ballot of the estimated increase or decrease in any
 1726 revenues or costs to state or local governments resulting from
 1727 the proposed initiative. The Financial Impact Estimating
 1728 Conference shall submit the financial impact statement to the
 1729 Attorney General and Secretary of State.

1730 (b)1. The Financial Impact Estimating Conference shall
 1731 provide an opportunity for any proponents or opponents of the
 1732 initiative to submit information and may solicit information or
 1733 analysis from any other entities or agencies, including the
 1734 Office of Economic and Demographic Research. All meetings of the
 1735 Financial Impact Estimating Conference shall be open to the
 1736 public as provided in chapter 286.

1737 2. The Financial Impact Estimating Conference is
 1738 established to review, analyze, and estimate the financial
 1739 impact of amendments to or revisions of the State Constitution
 1740 proposed by initiative. The Financial Impact Estimating
 1741 Conference shall consist of four principals: one person from the
 1742 Executive Office of the Governor; the coordinator of the Office
 1743 of Economic and Demographic Research, or his or her designee;

1744 one person from the professional staff of the Senate; and one
1745 person from the professional staff of the House of
1746 Representatives. Each principal shall have appropriate fiscal
1747 expertise in the subject matter of the initiative. A Financial
1748 Impact Estimating Conference may be appointed for each
1749 initiative.

1750 3. Principals of the Financial Impact Estimating
1751 Conference shall reach a consensus or majority concurrence on a
1752 clear and unambiguous financial impact statement, no more than
1753 75 words in length, and immediately submit the statement to the
1754 Attorney General. Nothing in this subsection prohibits the
1755 Financial Impact Estimating Conference from setting forth a
1756 range of potential impacts in the financial impact statement.
1757 Any financial impact statement that a court finds not to be in
1758 accordance with this section shall be remanded solely to the
1759 Financial Impact Estimating Conference for redrafting. The
1760 Financial Impact Estimating Conference shall redraft the
1761 financial impact statement within 15 days.

1762 4. If the members of the Financial Impact Estimating
1763 Conference are unable to agree on the statement required by this
1764 subsection, or if the Supreme Court has rejected the initial
1765 submission by the Financial Impact Estimating Conference and no
1766 redraft has been approved by the Supreme Court by 5 p.m. on the
1767 75th day before the election, the following statement shall
1768 appear on the ballot pursuant to s. 101.161(1): "The financial
1769 impact of this measure, if any, cannot be reasonably determined
1770 at this time."

1771 (c) The financial impact statement must be separately
1772 contained and be set forth after the ballot summary as required
1773 in s. 101.161(1).

1774 (d)1. Any financial impact statement that the Supreme
1775 Court finds not to be in accordance with this subsection shall
1776 be remanded solely to the Financial Impact Estimating Conference
1777 for redrafting, provided the court's advisory opinion is
1778 rendered at least 75 days before the election at which the
1779 question of ratifying the amendment will be presented. The
1780 Financial Impact Estimating Conference shall prepare and adopt a
1781 revised financial impact statement no later than 5 p.m. on the
1782 15th day after the date of the court's opinion.

1783 2. If, by 5 p.m. on the 75th day before the election, the
1784 Supreme Court has not issued an advisory opinion on the initial
1785 financial impact statement prepared by the Financial Impact
1786 Estimating Conference for an initiative amendment that otherwise
1787 meets the legal requirements for ballot placement, the financial
1788 impact statement shall be deemed approved for placement on the
1789 ballot.

1790 3. In addition to the financial impact statement required
1791 by this subsection, the Financial Impact Estimating Conference
1792 shall draft an initiative financial information statement. The
1793 initiative financial information statement should describe in
1794 greater detail than the financial impact statement any projected
1795 increase or decrease in revenues or costs that the state or
1796 local governments would likely experience if the ballot measure
1797 were approved. If appropriate, the initiative financial
1798 information statement may include both estimated dollar amounts

1799 | and a description placing the estimated dollar amounts into
 1800 | context. The initiative financial information statement must
 1801 | include both a summary of not more than 500 words and additional
 1802 | detailed information that includes the assumptions that were
 1803 | made to develop the financial impacts, workpapers, and any other
 1804 | information deemed relevant by the Financial Impact Estimating
 1805 | Conference.

1806 | 4. The Department of State shall have printed, and shall
 1807 | furnish to each supervisor of elections, a copy of the summary
 1808 | from the initiative financial information statements. The
 1809 | supervisors shall have the summary from the initiative financial
 1810 | information statements available at each polling place and at
 1811 | the main office of the supervisor of elections upon request.

1812 | 5. The Secretary of State and the Office of Economic and
 1813 | Demographic Research shall make available on the Internet each
 1814 | initiative financial information statement in its entirety. In
 1815 | addition, each supervisor of elections whose office has a
 1816 | website shall post the summary from each initiative financial
 1817 | information statement on the website. Each supervisor shall
 1818 | include the Internet addresses for the information statements on
 1819 | the Secretary of State's and the Office of Economic and
 1820 | Demographic Research's websites in the publication or mailing
 1821 | required by s. 101.20.

1822 | ~~(6)-(7)~~ The Department of State may adopt rules in
 1823 | accordance with s. 120.54 to carry out the provisions of
 1824 | subsections (1) - ~~(5)-(6)~~.

1825 | Section 29. Subsection (3) of section 101.001, Florida
 1826 | Statutes, is amended to read:

1827 | 101.001 Precincts and polling places; boundaries.--
 1828 | (3) (a) Each supervisor of elections shall maintain a
 1829 | suitable map drawn to a scale no smaller than 3 miles to the
 1830 | inch and clearly delineating all major observable features such
 1831 | as roads, streams, and railway lines and showing the current
 1832 | geographical boundaries of each precinct, representative
 1833 | district, and senatorial district, and other type of district in
 1834 | the county subject to the elections process in this code.

1835 | (b) The supervisor of elections shall notify the Secretary
 1836 | of State in writing within 30 days after ~~of~~ any reorganization
 1837 | of precincts and shall furnish a copy of the map showing the
 1838 | current geographical boundaries and designation of each new
 1839 | precinct. However, if precincts are composed of whole census
 1840 | blocks, the supervisor may furnish, in lieu of a copy of the
 1841 | map, a list, in an electronic format prescribed by the
 1842 | Department of State, associating each census block in the county
 1843 | with its precinct.

1844 | (c) Any precinct established or altered under the
 1845 | provisions of this section shall consist of areas bounded on all
 1846 | sides only by:

1847 | 1. Visible features that are readily distinguishable upon
 1848 | the ground, such as streets, railroad tracks, streams, and
 1849 | lakes, and that are indicated upon current census maps, official
 1850 | Department of Transportation maps, official municipal maps,
 1851 | official county maps, or a combination of such maps;

1852 | 2. The boundaries of public parks, public school grounds,
 1853 | or churches; or

1854 3. The boundaries of counties and incorporated
 1855 municipalities.

1856 (d) Until July 1, 2012, a supervisor may apply for and
 1857 obtain from the Secretary of State a waiver of the requirement
 1858 in paragraph (c).

1859 Section 30. Subsections (1) and (3) of section 101.043,
 1860 Florida Statutes, are amended to read:

1861 101.043 Identification required at polls.--

1862 (1) The precinct register, as prescribed in s. 98.461,
 1863 shall be used at the polls ~~in lieu of the registration books~~ for
 1864 the purpose of identifying the elector at the polls prior to
 1865 allowing him or her to vote. The clerk or inspector shall
 1866 require each elector, upon entering the polling place, to
 1867 present one of the following a current and valid picture
 1868 identifications:

1869 (a) Florida driver's license.

1870 (b) Florida identification card issued by the Department
 1871 of Highway Safety and Motor Vehicles.

1872 (c) United States passport.

1873 (d) Employee badge or identification.

1874 (e) Buyer's club identification.

1875 (f) Debit or credit card.

1876 (g) Military identification.

1877 (h) Student identification.

1878 (i) Retirement center identification.

1879 (j) Neighborhood association identification.

1880 (k) Public assistance identification ~~as provided in s.~~

1881 97.0535(3)(a).

1882
 1883 If the picture identification does not contain the signature of
 1884 the voter, an additional identification that provides the
 1885 voter's signature shall be required. The elector shall sign his
 1886 or her name in the space provided on the precinct register or on
 1887 an electronic device provided for recording the voter's
 1888 signature., ~~and~~ The clerk or inspector shall compare the
 1889 signature with that on the identification provided by the
 1890 elector and enter his or her initials in the space provided on
 1891 the precinct register or on an electronic device provided for
 1892 that purpose and allow the elector to vote if the clerk or
 1893 inspector is satisfied as to the identity of the elector.

1894 (3) If the elector who fails to furnish the required
 1895 identification is an elector subject to s. 97.0535 ~~a first-time~~
 1896 ~~voter who registered by mail~~ and has not provided the required
 1897 identification to a voter registration official ~~the supervisor~~
 1898 ~~of elections~~ prior to election day, the elector shall be allowed
 1899 to vote a provisional ballot. The canvassing board shall
 1900 determine the validity of the ballot pursuant to s. 101.048(2).

1901 Section 31. Subsections (2) and (3) of section 101.045,
 1902 Florida Statutes, are amended to read:

1903 101.045 Electors must be registered in precinct;
 1904 provisions for residence or name change.--

1905 (2) (a) An elector who moves from the precinct ~~within the~~
 1906 ~~county~~ in which the elector is registered may be permitted to
 1907 vote in the precinct to which he or she has moved his or her
 1908 legal residence, provided such elector completes an affirmation
 1909 in substantially the following form:

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Change of Legal Residence of Registered
Voter

Under penalties for false swearing, I, (Name of voter) ,
swear (or affirm) that the former address of my legal residence
was (Address of legal residence) in the municipality of
_____, in _____ County, Florida, and I was registered to vote in
the _____ precinct of _____ County, Florida; that I have not
voted in the precinct of my former registration in this
election; that I now reside at (Address of legal residence)
in the Municipality of _____, in _____ County, Florida, and am
therefore eligible to vote in the _____ precinct of _____
County, Florida; and I further swear (or affirm) that I am
otherwise legally registered and entitled to vote.

(Signature of voter whose address of legal residence has
changed)

(b) An elector whose name changes because of marriage or
other legal process may be permitted to vote, provided such
elector completes an affirmation in substantially the following
form:

Change of Name of Registered
Voter

1937 Under penalties for false swearing, I, (New name of voter) ,
 1938 swear (or affirm) that my name has been changed because of
 1939 marriage or other legal process. My former name and address of
 1940 legal residence appear on the registration records ~~books~~ of
 1941 precinct _____ as follows:

1942 Name

1943 Address

1944 Municipality

1945 County

1946 Florida, Zip

1947 My present name and address of legal residence are as follows:

1948 Name

1949 Address

1950 Municipality

1951 County

1952 Florida, Zip

1953 and I further swear (or affirm) that I am otherwise legally
 1954 registered and entitled to vote.

1955

1956 (Signature of voter whose name has changed)

1957

1958 (c) Such affirmation, when completed and presented at the
 1959 precinct in which such elector is entitled to vote, and upon
 1960 verification of the elector's registration, shall entitle such
 1961 elector to vote as provided in this subsection. If the elector's
 1962 eligibility to vote cannot be determined, he or she shall be
 1963 entitled to vote a provisional ballot, subject to the
 1964 requirements and procedures in s. 101.048. Upon receipt of an

1965 affirmation certifying a change in address of legal residence or
 1966 name, the supervisor shall as soon as practicable make the
 1967 necessary changes in the statewide voter registration system
 1968 ~~records of the county~~ to indicate the change in address of legal
 1969 residence or name of such elector.

1970 (d) Instead of the affirmation contained in paragraph (a)
 1971 or paragraph (b), an elector may complete a voter registration
 1972 application that indicates the change of name or change of
 1973 address of legal residence.

1974 ~~(e) A request for an absentee ballot pursuant to s. 101.62~~
 1975 ~~which indicates that the elector has had a change of address of~~
 1976 ~~legal residence from that in the supervisor's records shall be~~
 1977 ~~sufficient as the notice to the supervisor of change of address~~
 1978 ~~of legal residence required by this section. Upon receipt of~~
 1979 ~~such request for an absentee ballot from an elector who has~~
 1980 ~~changed his or her address of legal residence, the supervisor~~
 1981 ~~shall provide the elector with the proper ballot for the~~
 1982 ~~precinct in which the elector then has his or her legal~~
 1983 ~~residence.~~

1984 ~~(3) When an elector's name does not appear on the~~
 1985 ~~registration books of the election precinct in which the elector~~
 1986 ~~is registered, the elector may have his or her name restored if~~
 1987 ~~the supervisor is otherwise satisfied that the elector is~~
 1988 ~~validly registered, that the elector's name has been erroneously~~
 1989 ~~omitted from the books, and that the elector is entitled to have~~
 1990 ~~his or her name restored. The supervisor, if he or she is~~
 1991 ~~satisfied as to the elector's previous registration, shall allow~~

1992 ~~such person to vote and shall thereafter issue a duplicate~~
 1993 ~~registration identification card.~~

1994 Section 32. Subsection (1) of section 101.048, Florida
 1995 Statutes, is amended to read:

1996 101.048 Provisional ballots.--

1997 (1) At all elections, a voter claiming to be properly
 1998 registered in the state ~~county~~ and eligible to vote at the
 1999 precinct in the election, but whose eligibility cannot be
 2000 determined, and other persons specified in the code shall be
 2001 entitled to vote a provisional ballot. Once voted, the
 2002 provisional ballot shall be placed in a secrecy envelope and
 2003 thereafter sealed in a provisional ballot envelope. The
 2004 provisional ballot shall be deposited in a ballot box. All
 2005 provisional ballots shall remain sealed in their envelopes for
 2006 return to the supervisor of elections. The department shall
 2007 prescribe the form of the provisional ballot envelope.

2008 Section 33. Effective January 1, 2007, subsection (1) of
 2009 section 101.161, Florida Statutes, is amended to read:

2010 101.161 Referenda; ballots.--

2011 (1) Whenever a constitutional amendment or other public
 2012 measure is submitted to the vote of the people, the substance of
 2013 such amendment or other public measure shall be printed in clear
 2014 and unambiguous language on the ballot after the list of
 2015 candidates, followed by the word "yes" and also by the word
 2016 "no," and shall be styled in such a manner that a "yes" vote
 2017 will indicate approval of the proposal and a "no" vote will
 2018 indicate rejection. The wording of the substance of the
 2019 amendment or other public measure and the ballot title to appear

2020 on the ballot shall be embodied in the joint resolution,
 2021 constitutional revision commission proposal, constitutional
 2022 convention proposal, taxation and budget reform commission
 2023 proposal, or enabling resolution or ordinance. Except for
 2024 amendments and ballot language proposed by joint resolution, the
 2025 substance of the amendment or other public measure shall be an
 2026 explanatory statement, not exceeding 75 words in length, of the
 2027 chief purpose of the measure. In addition, for every amendment
 2028 proposed by initiative, the ballot shall include, following the
 2029 ballot summary, a separate financial impact statement concerning
 2030 the measure prepared by the Financial Impact Estimating
 2031 Conference in accordance with s. 100.371(5)~~(6)~~. The ballot title
 2032 shall consist of a caption, not exceeding 15 words in length, by
 2033 which the measure is commonly referred to or spoken of.

2034 Section 34. Subsection (2) of section 101.56062, Florida
 2035 Statutes, as created by section 12 of chapter 2002-281, Laws of
 2036 Florida, is amended to read:

2037 101.56062 Standards for accessible voting systems.--

2038 (2) Such voting system must include at least one
 2039 accessible voter interface device installed in each polling
 2040 place ~~precinct~~ which meets the requirements of this section,
 2041 except for paragraph (1)(d).

2042 Section 35. Subsection (1) of section 101.5608, Florida
 2043 Statutes, is amended to read:

2044 101.5608 Voting by electronic or electromechanical method;
 2045 procedures.--

2046 (1) Each elector desiring to vote shall be identified to
 2047 the clerk or inspector of the election as a duly qualified

2048 elector of such election and shall sign his or her name on the
 2049 ~~in ink or indelible pencil to an identification blank, signature~~
 2050 ~~slip,~~ precinct register, or other form or device provided by the
 2051 supervisor ballot stub on which the ballot serial number may be
 2052 ~~recorded~~. The inspector shall compare the signature with the
 2053 signature on the identification provided by the elector. If the
 2054 inspector is reasonably sure that the person is entitled to
 2055 vote, the inspector shall provide the person with a ballot.

2056 Section 36. Effective August 1, 2006, section 101.573,
 2057 Florida Statutes, is created to read:

2058 101.573 Record of votes by precinct.--

2059 (1) Within 75 days after the date of a municipal election
 2060 or runoff, whichever occurs later, a presidential preference
 2061 primary, or a general election, the supervisor of elections
 2062 shall file with the Department of State precinct-level election
 2063 results for that election cycle, including any primary
 2064 elections. Precinct-level election results shall record for each
 2065 precinct the returns of ballots cast at the precinct location to
 2066 which have been added the returns of absentee and early ballots
 2067 cast by voters registered in the precinct.

2068 (2) The Department of State shall adopt rules pursuant to
 2069 ss. 120.536(1) and 120.54 prescribing the form by which
 2070 supervisors of elections shall submit election results for each
 2071 precinct.

2072 Section 37. Effective January 1, 2007, paragraph (a) of
 2073 subsection (4) of section 101.62, Florida Statutes, is amended
 2074 to read:

2075 101.62 Request for absentee ballots.--

2076 (4) (a) To each absent qualified elector overseas who has
2077 requested an absentee ballot, the supervisor of elections shall,
2078 not fewer than 35 days before the first primary election, mail
2079 an absentee ballot. Not fewer than 45 days before the second
2080 primary and general election, the supervisor of elections shall
2081 mail an advance absentee ballot to those persons requesting
2082 ballots for such elections. The advance absentee ballot for the
2083 second primary shall be the same as the first primary absentee
2084 ballot as to the names of candidates, except that for any
2085 offices where there are only two candidates, those offices and
2086 all political party executive committee offices shall be
2087 omitted. Except as provided in ss. 99.063(4) and 100.371(5)~~(6)~~,
2088 the advance absentee ballot for the general election shall be as
2089 specified in s. 101.151, except that in the case of candidates
2090 of political parties where nominations were not made in the
2091 first primary, the names of the candidates placing first and
2092 second in the first primary election shall be printed on the
2093 advance absentee ballot. The advance absentee ballot or advance
2094 absentee ballot information booklet shall be of a different
2095 color for each election and also a different color from the
2096 absentee ballots for the first primary, second primary, and
2097 general election. The supervisor shall mail an advance absentee
2098 ballot for the second primary and general election to each
2099 qualified absent elector for whom a request is received until
2100 the absentee ballots are printed. The supervisor shall enclose
2101 with the advance second primary absentee ballot and advance
2102 general election absentee ballot an explanation stating that the
2103 absentee ballot for the election will be mailed as soon as it is

2104 printed; and, if both the advance absentee ballot and the
 2105 absentee ballot for the election are returned in time to be
 2106 counted, only the absentee ballot will be counted. The
 2107 Department of State may prescribe by rule the requirements for
 2108 preparing and mailing absentee ballots to absent qualified
 2109 electors overseas.

2110 Section 38. Subsection (3) is added to section 101.64,
 2111 Florida Statutes, to read:

2112 101.64 Delivery of absentee ballots; envelopes; form.--

2113 (3) The supervisor shall mark, code, indicate on, or
 2114 otherwise track the precinct of the absent elector for each
 2115 absentee ballot.

2116 Section 39. Paragraph (a) of subsection (1) of section
 2117 101.657, Florida Statutes, is amended to read:

2118 101.657 Early voting.--

2119 (1)(a) The supervisor of elections shall allow an elector
 2120 to vote early in the main or branch office of the supervisor by
 2121 depositing the voted ballot in a voting device used by the
 2122 supervisor to collect or tabulate ballots. The supervisor shall
 2123 mark, code, indicate on, or otherwise track the voter's precinct
 2124 for each early voted ballot. In order for a branch office to be
 2125 used for early voting, it shall be a full-service facility of
 2126 the supervisor and shall have been designated as such at least 1
 2127 year prior to the election. The supervisor may designate any
 2128 city hall or public library as early voting sites; however, if
 2129 so designated, the sites must be geographically located so as to
 2130 provide all voters in the county an equal opportunity to cast a

2131 | ballot, insofar as is practicable. The results or tabulation may
 2132 | not be made before the close of the polls on election day.

2133 | Section 40. Section 101.663, Florida Statutes, is amended
 2134 | to read:

2135 | 101.663 Electors; change of residence to another state.--

2136 | ~~(1) An elector who changes his or her residence to another~~
 2137 | ~~county in Florida from the county in Florida in which he or she~~
 2138 | ~~is registered as an elector after the books in the county to~~
 2139 | ~~which the elector has changed his or her residence are closed~~
 2140 | ~~for any general, primary, or special election shall be permitted~~
 2141 | ~~to vote absentee in the county of his or her former residence in~~
 2142 | ~~that election for President and Vice President, United States~~
 2143 | ~~Senator, statewide offices, and statewide issues. Such person~~
 2144 | ~~shall not be permitted to vote in the county of the person's~~
 2145 | ~~former residence after the general election.~~

2146 | ~~(2)~~ An elector registered in this state who moves his or
 2147 | her permanent residence to another state and who is prohibited
 2148 | by the laws of that state from voting for the offices of
 2149 | President and Vice President of the United States shall be
 2150 | permitted to vote absentee in the county of his or her former
 2151 | residence for those offices.

2152 | Section 41. Subsection (1) of section 101.6921, Florida
 2153 | Statutes, is amended to read:

2154 | 101.6921 Delivery of special absentee ballot to certain
 2155 | first-time voters.--

2156 | (1) The provisions of this section apply to voters who are
 2157 | subject to the provisions of s. 97.0535 ~~registered to vote by~~
 2158 | ~~mail, who have not previously voted in the county,~~ and who have

2159 | not provided the identification or certification required by s.
 2160 | 97.0535 by the time the absentee ballot is mailed.

2161 | Section 42. Section 101.6923, Florida Statutes, is amended
 2162 | to read:

2163 | 101.6923 Special absentee ballot instructions for certain
 2164 | first-time voters.--

2165 | (1) The provisions of this section apply to voters who are
 2166 | subject to the provisions of s. 97.0535 ~~registered to vote by~~
 2167 | ~~mail, who have not previously voted in the county,~~ and who have
 2168 | not provided the identification or information required by s.
 2169 | 97.0535 by the time the absentee ballot is mailed.

2170 | (2) A voter covered by this section shall be provided with
 2171 | ~~the following~~ printed instructions with his or her absentee
 2172 | ballot in substantially the following form:

2173 |
 2174 | READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR
 2175 | BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE
 2176 | YOUR BALLOT NOT TO COUNT.

2177 |
 2178 | 1. In order to ensure that your absentee ballot will be
 2179 | counted, it should be completed and returned as soon as possible
 2180 | so that it can reach the supervisor of elections of the county
 2181 | in which your precinct is located no later than 7 p.m. on the
 2182 | date of the election.

2183 | 2. Mark your ballot in secret as instructed on the ballot.
 2184 | You must mark your own ballot unless you are unable to do so
 2185 | because of blindness, disability, or inability to read or write.

2186 3. Mark only the number of candidates or issue choices for
2187 a race as indicated on the ballot. If you are allowed to "Vote
2188 for One" candidate and you vote for more than one, your vote in
2189 that race will not be counted.

2190 4. Place your marked ballot in the enclosed secrecy
2191 envelope and seal the envelope.

2192 5. Insert the secrecy envelope into the enclosed envelope
2193 bearing the Voter's Certificate. Seal the envelope and
2194 completely fill out the Voter's Certificate on the back of the
2195 envelope.

2196 a. You must sign your name on the line above (Voter's
2197 Signature).

2198 b. If you are an overseas voter, you must include the date
2199 you signed the Voter's Certificate on the line above (Date) or
2200 your ballot may not be counted.

2201 6. Unless you meet one of the exemptions in Item 7., you
2202 must make a copy of one of the following forms of
2203 identification:

2204 a. Identification which must include your name and
2205 photograph: ~~current and valid Florida driver's license; Florida~~
2206 ~~identification card issued by the Department of Highway Safety~~
2207 ~~and Motor Vehicles;~~ United States passport; employee badge or
2208 identification; buyer's club identification card; debit or
2209 credit card; military identification; student identification;
2210 retirement center identification; neighborhood association
2211 identification; ~~entertainment identification;~~ or public
2212 assistance identification; or

2213 | b. Identification which shows your name and current
2214 | residence address: current utility bill, bank statement,
2215 | government check, paycheck, or government document (excluding
2216 | voter identification card).

2217 | 7. The identification requirements of Item 6. do not apply
2218 | if you meet one of the following requirements:

2219 | a. You are 65 years of age or older.

2220 | b. You have a temporary or permanent physical disability.

2221 | c. You are a member of a uniformed service on active duty
2222 | who, by reason of such active duty, will be absent from the
2223 | county on election day.

2224 | d. You are a member of the Merchant Marine who, by reason
2225 | of service in the Merchant Marine, will be absent from the
2226 | county on election day.

2227 | e. You are the spouse or dependent of a member referred to
2228 | in paragraph c. or paragraph d. who, by reason of the active
2229 | duty or service of the member, will be absent from the county on
2230 | election day.

2231 | f. You are currently residing outside the United States.

2232 | 8. Place the envelope bearing the Voter's Certificate into
2233 | the mailing envelope addressed to the supervisor. Insert a copy
2234 | of your identification in the mailing envelope. DO NOT PUT YOUR
2235 | IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR
2236 | INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR
2237 | BALLOT WILL NOT COUNT.

2238 | 9. Mail, deliver, or have delivered the completed mailing
2239 | envelope. Be sure there is sufficient postage if mailed.

2240 10. FELONY NOTICE. It is a felony under Florida law to
 2241 accept any gift, payment, or gratuity in exchange for your vote
 2242 for a candidate. It is also a felony under Florida law to vote
 2243 in an election using a false identity or false address, or under
 2244 any other circumstances making your ballot false or fraudulent.

2245 Section 43. Subsection (3) of section 102.012, Florida
 2246 Statutes, is amended to read:

2247 102.012 Inspectors and clerks to conduct elections.--

2248 (3) The supervisor shall furnish inspectors of election
 2249 for each precinct with the list of registered electors for that
 2250 precinct ~~registration books divided alphabetically as will best~~
 2251 ~~facilitate the holding of an election.~~ The supervisor shall also
 2252 furnish to the inspectors of election at the polling place at
 2253 each precinct in the supervisor's county a sufficient number of
 2254 forms and blanks for use on election day.

2255 Section 44. Subsections (1), (2), and (3) of section
 2256 104.013, Florida Statutes, are amended to read:

2257 104.013 Unauthorized use, possession, or destruction of
 2258 voter information ~~registration identification~~ card.--

2259 (1) It is unlawful for any person knowingly to have in his
 2260 or her possession any blank, forged, stolen, fictitious,
 2261 counterfeit, or unlawfully issued voter information ~~registration~~
 2262 ~~identification~~ card unless possession by such person has been
 2263 duly authorized by the supervisor.

2264 (2) It is unlawful for any person to barter, trade, sell,
 2265 or give away a voter information ~~registration identification~~
 2266 card unless said person has been duly authorized to issue a
 2267 voter information ~~registration identification~~ card.

2268 (3) It is unlawful for any person willfully to destroy or
 2269 deface the information ~~registration identification~~ card of a
 2270 duly registered voter.

2271 Section 45. Section 106.34, Florida Statutes, is amended
 2272 to read:

2273 106.34 Expenditure limits.--

2274 (1) Any candidate for Governor and Lieutenant Governor or
 2275 Cabinet officer who requests contributions from the Election
 2276 Campaign Financing Trust Fund shall limit his or her total
 2277 expenditures as follows:

2278 (a) Governor and Lieutenant Governor: \$2 for each Florida
 2279 registered voter ~~\$5 million~~.

2280 (b) Cabinet officer: \$1 for each Florida registered voter
 2281 \$2 million.

2282 (2) The expenditure limit for any candidate with primary
 2283 election opposition only shall be 60 percent of the limit
 2284 provided in subsection (1).

2285 (3) For purposes of this section, "Florida registered
 2286 voter" means a voter who is registered to vote in Florida as of
 2287 June 30 of each odd-numbered year. The Division of Elections
 2288 shall certify the total number of Florida registered voters no
 2289 later than July 31 of each odd-numbered year. Such total number
 2290 shall be calculated by adding the number of registered voters in
 2291 each county as of June 30 of the year of the certification date.
 2292 For the 2006 general election, the Division of Elections shall
 2293 certify the total number of Florida registered voters by July
 2294 31, 2005 ~~The expenditure limit shall be adjusted by the~~
 2295 ~~Secretary of State quadrennially to reflect the rate of~~

2296 ~~inflation or deflation as indicated in the Consumer Price Index~~
 2297 ~~for All Urban Consumers, U.S. City Average, All Items, 1967=100,~~
 2298 ~~or successor reports as reported by the United States Department~~
 2299 ~~of Labor, Bureau of Labor Statistics.~~

2300 (4) For the purposes of this section, the term
 2301 "expenditure" does not include the payment of compensation for
 2302 legal and accounting services rendered on behalf of a candidate.

2303 Section 46. Section 196.141, Florida Statutes, is amended
 2304 to read:

2305 196.141 Homestead exemptions; duty of property
 2306 appraiser.--

2307 ~~(1)~~ The property appraiser shall examine each claim for
 2308 exemption filed with or referred to him or her and shall allow
 2309 the same, if found to be in accordance with law, by marking the
 2310 same approved and by making the proper deductions on the tax
 2311 books.

2312 ~~(2) The property appraiser shall examine each referral, of~~
 2313 ~~a person registering to vote at an address different from the~~
 2314 ~~one where the person has filed for a homestead exemption, which~~
 2315 ~~has been provided by a supervisor of elections pursuant to s.~~
 2316 ~~98.015. The property appraiser shall initiate procedures to~~
 2317 ~~terminate a person's homestead exemption and assess back taxes,~~
 2318 ~~if appropriate, if the person claiming such exemption is not~~
 2319 ~~entitled to the exemption under law.~~

2320 Section 47. Paragraph (b) of subsection (4) of section
 2321 120.54, Florida Statutes, is amended to read:

2322 120.54 Rulemaking.--

2323 (4) EMERGENCY RULES.--

2324 (b) Rules pertaining to the public health, safety, or
2325 welfare shall include rules pertaining to perishable
2326 agricultural commodities or rules pertaining to the
2327 interpretation and implementation of the requirements of
2328 chapters 97 through 102 and 105 of the Florida Election Code
2329 which are filed when not more than 60 days remain before an
2330 election as defined in s. 97.021 or which are filed during the
2331 time period after the election and before certification of the
2332 election pursuant to s. 102.112 or s. 102.121.

2333 Section 48. Sections 98.055, 98.095, 98.0977, 98.0979,
2334 98.101, 98.181, 98.231, 98.451, 98.481, and 101.635, Florida
2335 Statutes, are repealed.

2336 Section 49. Except as otherwise provided herein, this act
2337 shall take effect January 1, 2006.