

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. 106.0705, F.S.; providing for the
145 | timely filing of certain reports; amending s. 106.34,
146 | F.S.; revising provisions relating to certain candidate
147 | expenditure limits; providing a definition; amending s.
148 | 196.141, F.S., relating to homestead exemptions and duties
149 | of property appraisers, to conform; amending s. 120.54,
150 | F.S.; including certain rules pertaining to the Florida
151 | Election Code within the definition of emergency rules
152 | governing public health, safety, or welfare during
153 | specified times; amending s. 99.061, F.S.; revising
154 | provisions relating to the method of qualifying for
155 | nomination to the office of the state attorney or public
156 | defender; repealing s. 98.055, F.S., relating to
157 | registration list maintenance forms; repealing s. 98.095,
158 | F.S., relating to county registers open to inspection and
159 | copies; repealing s. 98.0977, F.S., relating to the
160 | statewide voter registration database and its operation
161 | and maintenance; repealing s. 98.0979, F.S., relating to
162 | inspection of the statewide voter registration; repealing
163 | s. 98.101, F.S., relating to specifications for permanent
164 | registration binders, files, and forms; repealing s.
165 | 98.181, F.S., relating to duty of the supervisor of
166 | elections to make up indexes or records; repealing s.
167 | 98.231, F.S., relating to duty of the supervisor of
168 | elections to furnish the department the number of

169 registered electors; repealing s. 98.451, F.S., relating
 170 to automation in processing registration data; repealing
 171 s. 98.481, F.S., relating to challenges to electors;
 172 repealing s. 101.635, F.S., relating to distribution of
 173 blocks of printed ballots; providing effective dates.

174

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

176

177 Section 1. Subsections (1), (2), and (11) of section
 178 97.012, Florida Statutes, are amended, and subsection (14) is
 179 added to said section, to read:

180 97.012 Secretary of State as chief election officer.--The
 181 Secretary of State is the chief election officer of the state,
 182 and it is his or her responsibility to:

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

191 (2) Provide uniform standards for the proper and equitable
 192 implementation of the registration laws by administrative rule
 193 of the Department of State adopted pursuant to ss. 120.536(1)
 194 and 120.54.

195 (11) Create and administer ~~maintain~~ a statewide voter
 196 registration system as required by the Help America Vote Act of

197 2002 database. The secretary may delegate voter registration
 198 duties and records maintenance activities to voter registration
 199 officials. Any responsibilities delegated by the secretary shall
 200 be performed in accordance with state and federal law.

201 (14) Bring and maintain such actions at law or in equity
 202 by mandamus or injunction to enforce the performance of any
 203 duties of a county supervisor of elections or any official
 204 performing duties with respect to chapters 97 through 102 and
 205 105 or to enforce compliance with a rule of the Department of
 206 State adopted to interpret or implement any of those chapters.

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

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

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

224 Section 2. Subsection (13) of section 97.021, Florida
 225 Statutes, is amended, present subsections (38) and (39) are
 226 renumbered as subsections (39) and (40), respectively, and a new
 227 subsection (38) is added to said section, to read:

228 97.021 Definitions.--For the purposes of this code, except
 229 where the context clearly indicates otherwise, the term:

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

237 (38) "Voter registration official" means any supervisor of
 238 elections or individual authorized by the Secretary of State to
 239 accept voter registration applications and execute updates to
 240 the statewide voter registration system.

241 Section 3. Section 97.026, Florida Statutes, is amended to
 242 read:

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

252 absentee ballots, shall be made available by the Department of
 253 State via the Internet. Sections that contain such forms
 254 include, but are not limited to, ss. 97.051, 97.052, 97.053,
 255 97.057, 97.058, 97.0583, 97.071, 97.073, 97.1031, ~~98.055,~~
 256 98.075, 99.021, 100.361, 100.371, 101.045, 101.171, 101.20,
 257 101.6103, 101.62, 101.64, 101.65, 101.657, 105.031, 106.023, and
 258 106.087.

259 Section 4. Section 97.051, Florida Statutes, is amended to
 260 read:

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

269 Section 5. Section 97.052, Florida Statutes, is amended to
 270 read:

271 97.052 Uniform statewide voter registration application.--

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

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

- 276 1. Initial registration.
- 277 2. Change of address.
- 278 3. Change of party affiliation.
- 279 4. Change of name.

280 5. Replacement of a voter information registration
 281 ~~identification~~ card.

282 6. Signature update.

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

289 1. Individuals seeking to register to vote or update a
 290 voter registration record.

291 2. Individuals or groups conducting voter registration
 292 programs. A charge of 1 cent per application shall be assessed
 293 on requests for 10,000 or more applications.

294 3. The Department of Highway Safety and Motor Vehicles.

295 4. Voter registration agencies.

296 5. Armed forces recruitment offices.

297 6. Qualifying educational institutions.

298 7. Supervisors, who must make the applications and forms
 299 available in the following manner:

300 a. By distributing the applications and forms in their
 301 offices to any individual or group.

302 b. By distributing the applications and forms at other
 303 locations designated by each supervisor.

304 c. By mailing the applications and forms to applicants
 305 upon the request of the applicant.

306 (c) The uniform statewide voter registration application
 307 may be reproduced by any private individual or group, provided

308 the reproduced application is in the same format as the
309 application prescribed by rule under this section.

310 (2) The uniform statewide voter registration application
311 must be designed to elicit the following information from the
312 applicant:

313 (a) Last, first, and middle ~~Full~~ name, including any
314 suffix.

315 (b) Date of birth.

316 (c) Address of legal residence.

317 (d) Mailing address, if different.

318 (e) County of legal residence.

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

321 (f)~~(g)~~ Race or ethnicity that best describes the
322 applicant:

323 1. American Indian or Alaskan Native.

324 2. Asian or Pacific Islander.

325 3. Black, not Hispanic.

326 4. White, not Hispanic.

327 5. Hispanic.

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

329 (h)~~(i)~~ Sex.

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

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

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

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

335 (m) ~~(n)~~ Florida driver's license number or the
 336 identification number from a Florida identification card issued
 337 under s. 322.051.

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

341 (o) Telephone number (optional).

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

347 (q) Whether the application is being used for initial
 348 registration, to update a voter registration record, or to
 349 request a replacement voter information ~~registration~~
 350 ~~identification~~ card.

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

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

362 (t) Whether ~~That~~ the applicant has ~~not~~ been adjudicated
363 mentally incapacitated with respect to voting or, if so
364 adjudicated, has had his or her right to vote restored by
365 including the statement "I affirm I have not been adjudicated
366 mentally incapacitated with respect to voting or, if I have, my
367 competency has been restored." and providing a box for the
368 applicant to check to affirm the statement.

369

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

375 (3) The uniform statewide voter registration application
376 must also contain:

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

379 (b) A statement specifying each eligibility requirement
380 under s. 97.041.

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

383 (d) A statement that, if an applicant declines to register
384 to vote, the fact that the applicant has declined to register
385 will remain confidential and may be used only for voter
386 registration purposes.

387 (e) A statement that informs the applicant who chooses to
388 register to vote or update a voter registration record that the
389 office at which the applicant submits a voter registration

390 application or updates a voter registration record will remain
 391 confidential and may be used only for voter registration
 392 purposes.

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

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

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

415 (5) The voter registration application form prescribed by
 416 the ~~Federal~~ Election Assistance Commission pursuant to federal
 417 law ~~the National Voter Registration Act of 1993~~ or the federal

418 | postcard application must be accepted as an application for
 419 | registration in this state if the completed application or
 420 | postcard application contains the information required by the
 421 | constitution and laws of this state.

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

430 | Section 6. Section 97.053, Florida Statutes, is amended to
 431 | read:

432 | 97.053 Acceptance of voter registration applications.--

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

440 | (2) A ~~completed~~ voter registration application is complete
 441 | and that contains the information necessary to establish an
 442 | applicant's eligibility pursuant to s. 97.041 becomes the
 443 | official voter registration record of that applicant when all
 444 | information necessary to establish the applicant's eligibility
 445 | pursuant to s. 97.041 is received by a voter registration

446 official and verified pursuant to subsection (6) the appropriate
447 supervisor. If the applicant fails to complete his or her voter
448 registration application prior to the date of book closing for
449 an election, then such applicant shall not be eligible to vote
450 in that election.

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

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

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

473 1. The applicant's name.

- 474 2. The applicant's legal residence address.
- 475 3. The applicant's date of birth.
- 476 4. A mark in the checkbox affirming ~~An indication that~~ the
 477 applicant is a citizen of the United States.
- 478 5.a. The applicant's current and valid Florida driver's
 479 license number or the identification number from a Florida
 480 identification card issued under s. 322.051, or
- 481 b. If the applicant has not been issued a current and
 482 valid Florida driver's license or a Florida identification card,
 483 the last four digits of the applicant's social security number.
 484
- 485 In case an applicant has not been issued a current and valid
 486 Florida driver's license, Florida identification card, or social
 487 security number, the applicant shall affirm this fact in the
 488 manner prescribed in the uniform statewide voter registration
 489 application.
- 490 6. A mark in the checkbox affirming ~~An indication~~ that the
 491 applicant has not been convicted of a felony or that, if
 492 convicted, has had his or her civil rights restored.
- 493 7. A mark in the checkbox affirming ~~An indication~~ that the
 494 applicant has not been adjudicated mentally incapacitated with
 495 respect to voting or that, if so adjudicated, has had his or her
 496 right to vote restored.
- 497 8. The original signature or a digital signature
 498 transmitted by the Department of Highway Safety and Motor
 499 Vehicles of the applicant swearing or affirming under the
 500 penalty for false swearing pursuant to s. 104.011 that the
 501 information contained in the registration application is true

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

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

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

527 (7) All voter registration applications received by a
528 voter registration official shall be entered into the statewide
529 voter registration system within 15 days after receipt. Once

530 entered, the application shall be immediately forwarded to the
 531 appropriate supervisor of elections.

532 Section 7. Subsections (1), (2), and (3) of section
 533 97.0535, Florida Statutes, are amended to read:

534 97.0535 Special requirements for certain applicants.--

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

554 (2) The voter registration official ~~supervisor of~~
 555 ~~elections~~ shall, upon accepting the voter registration
 556 application submitted pursuant to subsection (1) ~~for an~~
 557 ~~applicant who registered by mail and who has not previously~~

558 | ~~voted in the county~~, determine if the applicant provided the
 559 | required identification at the time of registering. If the
 560 | required identification was not provided, the supervisor shall
 561 | notify the applicant that he or she must provide the
 562 | identification prior to voting the first time in the state
 563 | ~~county~~.

564 | (3) (a) The following forms of identification shall be
 565 | considered current and valid if they contain the name and
 566 | photograph of the applicant and have not expired:

- 567 | ~~1. Florida driver's license.~~
- 568 | ~~2. Florida identification card issued by the Department of~~
 569 | ~~Highway Safety and Motor Vehicles.~~
- 570 | 1.3. United States passport.
- 571 | 2.4. Employee badge or identification.
- 572 | 3.5. Buyer's club identification.
- 573 | 4.6. Debit or credit card.
- 574 | 5.7. Military identification.
- 575 | 6.8. Student identification.
- 576 | 7.9. Retirement center identification.
- 577 | 8.10. Neighborhood association identification.
- 578 | ~~11. Entertainment identification.~~
- 579 | 9.12. Public assistance identification.

580 | (b) The following forms of identification shall be
 581 | considered current and valid if they contain the name and
 582 | current residence address of the applicant:

- 583 | 1. Utility bill.
- 584 | 2. Bank statement.
- 585 | 3. Government check.

586 4. Paycheck.

587 5. Other government document (excluding voter
588 identification card).

589 Section 8. Subsection (1) of section 97.055, Florida
590 Statutes, is amended to read:

591 97.055 Registration books; when closed for an election.--

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

605 Section 9. Section 97.057, Florida Statutes, is amended to
606 read:

607 97.057 Voter registration by the Department of Highway
608 Safety and Motor Vehicles.--

609 (1) The Department of Highway Safety and Motor Vehicles
610 shall provide the opportunity to register to vote or to update a
611 voter registration record to each individual who comes to an
612 office of that department to:

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

614 (b) Apply for or renew an identification card pursuant to
 615 chapter 322; or

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

618 (2) The Department of Highway Safety and Motor Vehicles
 619 shall:

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

621 1. Information gathered for the completion of a driver's
 622 license or identification card application, renewal, or change
 623 of address can be automatically transferred to a voter
 624 registration application;

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

628 3. Information provided can also be used to update a voter
 629 registration record;

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

632 5. The particular driver license office in which the
 633 person applies to register to vote or updates a voter
 634 registration record will remain confidential and may be used
 635 only for voter registration purposes.

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

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

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

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

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

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

669 (3) For the purpose of this section, the Department of
 670 Highway Safety and Motor Vehicles, with the approval of the
 671 Department of State, shall prescribe:

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

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

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

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

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

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

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

699 (c) Make any statement to an applicant or take any action
700 the purpose or effect of which is to discourage the applicant
701 from registering to vote; or

702 (d) Disclose any applicant's voter registration
703 information except as needed for the administration of voter
704 registration.

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

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

715 (8)~~(9)~~ The Department of Highway Safety and Motor Vehicles
716 must ensure that all voter registration services provided by
717 driver license offices are in compliance with the Voting Rights
718 Act of 1965.

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

724 of supporting audit and accounting controls established to
725 ensure accurate and complete electronic transmission of records
726 between the statewide voter registration system and the
727 Department of Highway Safety and Motor Vehicles.

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

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

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

751 provided in applications for voter registration as required in
 752 s. 97.053.

753 Section 10. Subsections (6), (7), and (9) of section
 754 97.058, Florida Statutes, are amended to read:

755 97.058 Voter registration agencies.--

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

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

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

772 Section 11. Section 97.061, Florida Statutes, is amended
 773 to read:

774 97.061 Special registration for electors requiring
 775 assistance.--

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

779 | registered ~~by the supervisor~~ under the procedure prescribed by
780 | this section and shall be entitled to receive assistance at the
781 | polls under the conditions prescribed by this section. The
782 | department may adopt rules to administer this section.

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

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

804 | Section 12. Section 97.071, Florida Statutes, is amended
805 | to read:

806 97.071 Voter information ~~Registration identification~~
807 card.--

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

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

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

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

841 Section 13. Section 97.073, Florida Statutes, is amended
842 to read:

843 97.073 Disposition of voter registration applications;
844 cancellation notice.--

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

857 (2) Within 2 weeks after approval of a voter registration
858 application that indicates that the applicant was previously
859 registered in another state jurisdiction, the department
860 supervisor must notify the registration official in the prior

861 state jurisdiction that the applicant is now registered in this
 862 state the supervisor's county.

863 Section 14. Section 97.1031, Florida Statutes, is amended
 864 to read:

865 97.1031 Notice of change of residence ~~within the same~~
 866 ~~county,~~ change of name, or change of party affiliation.--

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

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

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

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

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

902 Section 15. Section 97.105, Florida Statutes, is amended
 903 to read:

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

915 Section 16. Subsections (3), (10), and (11) of section
 916 98.015, Florida Statutes, are amended, and subsection (12) is
 917 added to said section, to read:

918 98.015 Supervisor of elections; election, tenure of
 919 office, compensation, custody of books, office hours, successor,
 920 seal; appointment of deputy supervisors; duties.--

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

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

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

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

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

957 Section 17. Section 98.035, Florida Statutes, is created
958 to read:

959 98.035 Statewide voter registration system;
960 implementation, operation, and maintenance.--

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

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

971 unique identifier. The system shall be the official list of
 972 registered voters in the state and shall provide secured access
 973 by authorized voter registration officials. The system shall
 974 enable voter registration officials to provide, access, and
 975 update voter registration information.

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

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

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

989 Section 18. Section 98.045, Florida Statutes, is amended
 990 to read:

991 98.045 Administration of voter registration.--

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

- 998 (a) The failure to complete a voter registration
 999 application as specified in s. 97.053.
- 1000 (b) The applicant is deceased.
- 1001 (c) The applicant has been convicted of a felony for which
 1002 his or her civil rights have not been restored.
- 1003 (d) The applicant has been adjudicated mentally
 1004 incapacitated with respect to the right to vote and such right
 1005 has not been restored.
- 1006 (e) The applicant does not meet the age requirement
 1007 pursuant to s. 97.041.
- 1008 (f) The applicant is not a United States citizen.
- 1009 (g) The applicant is a fictitious person.
- 1010 (h) The applicant has provided an address of legal
 1011 residence that is not his or her legal residence.
- 1012 (i) The applicant has provided a driver's license number,
 1013 Florida identification card number, or the last four digits of a
 1014 social security number that is not verifiable by the department.
- 1015 (2) REMOVAL OF REGISTERED VOTERS.--
- 1016 (a) Once a voter is registered, the name of that voter may
 1017 not be removed from the statewide voter registration system
 1018 ~~books~~ except at the written request of the voter, by reason of
 1019 the voter's conviction of a felony or adjudication as mentally
 1020 incapacitated with respect to voting, by death of the voter, or
 1021 pursuant to a registration list maintenance ~~program or other~~
 1022 ~~registration list maintenance~~ activity conducted pursuant to s.
 1023 98.065 ~~or~~, s. 98.075, ~~or s. 98.0977.~~
- 1024 (b) (2) Information received by a voter registration
 1025 official ~~supervisor~~ from an election official in another state

1026 ~~jurisdiction~~ indicating that a registered voter in this state
 1027 ~~the supervisor's county~~ has registered to vote in that other
 1028 state jurisdiction shall be considered as a written request from
 1029 the voter to have the voter's name removed from the statewide
 1030 voter registration system ~~books of the supervisor's county.~~

1031 (3) PUBLIC RECORDS ACCESS AND RETENTION. ~~Notwithstanding~~
 1032 ~~the provisions of ss. 98.095 and 98.0977,~~ Each supervisor shall
 1033 maintain for at least 2 years, and make available for public
 1034 inspection and copying, all records concerning implementation of
 1035 registration list maintenance programs and activities conducted
 1036 pursuant to ss. 98.065 and, 98.075, ~~and 98.0977.~~ The records
 1037 must include lists of the name and address of each person to
 1038 whom a ~~an address confirmation final~~ notice was sent and
 1039 information as to whether each such person responded to the
 1040 mailing, but may not include any information that is
 1041 confidential or exempt from public records requirements under
 1042 this code.

1043 (4) STATEWIDE ELECTRONIC DATABASE OF VALID RESIDENTIAL
 1044 STREET ADDRESSES. ~~--~~

1045 (a) The department shall compile and maintain a statewide
 1046 electronic database of valid residential street addresses from
 1047 the information provided by the supervisors of elections
 1048 pursuant to s. 98.015. The department shall evaluate the
 1049 information provided by the supervisors of elections to identify
 1050 any duplicate addresses and any address that may overlap county
 1051 boundaries.

1052 (b) The department shall make the statewide database of
 1053 valid street addresses available to the Department of Highway

1054 Safety and Motor Vehicles as provided in s. 97.057(10). The
 1055 Department of Highway Safety and Motor Vehicles shall use the
 1056 database for purposes of validating the legal residential
 1057 addresses provided in voter registration applications received
 1058 by the Department of Highway Safety and Motor Vehicles.

1059 (5) FORMS.--The department may prescribe by rule forms
 1060 necessary to conduct maintenance of records in the statewide
 1061 voter registration system.

1062 Section 19. Section 98.065, Florida Statutes, as amended
 1063 by section 6 of chapter 2002-281, Laws of Florida, is amended to
 1064 read:

1065 98.065 Registration list maintenance programs.--

1066 (1) The supervisor must conduct a general registration
 1067 list maintenance program to protect the integrity of the
 1068 electoral process by ensuring the maintenance of accurate and
 1069 current voter registration records in the statewide voter
 1070 registration system. The program must be uniform,
 1071 nondiscriminatory, and in compliance with the Voting Rights Act
 1072 of 1965, the National Voter Registration Act of 1993, and the
 1073 Help America Vote Act of 2002. As used in this subsection, the
 1074 term "nondiscriminatory" applies to and includes persons with
 1075 disabilities.

1076 (2) A supervisor must incorporate one or more of the
 1077 following procedures in the supervisor's biennial registration
 1078 list maintenance program under which:

1079 (a) Change-of-address information supplied by the United
 1080 States Postal Service through its licensees is used to identify
 1081 registered voters whose addresses might have changed;

1082 (b) Change-of-address information is identified from
 1083 returned nonforwardable return-if-undeliverable mail sent to all
 1084 registered voters in the county; or

1085 (c) Change-of-address information is identified from
 1086 returned nonforwardable return-if-undeliverable address
 1087 confirmation requests mailed to all registered voters who have
 1088 not voted in the last 2 years and who did not make a written
 1089 request that their registration records be updated during that
 1090 time.

1091 (3) A registration list maintenance program must be
 1092 conducted by each supervisor, at a minimum, in each odd-numbered
 1093 year and must be completed not later than 90 days prior to the
 1094 date of any federal election. All list maintenance actions
 1095 associated with each voter must be entered, tracked, and
 1096 maintained in the statewide voter registration system.

1097 (4) (a) If the supervisor receives change-of-address
 1098 information pursuant to the activities conducted in subsection
 1099 (2), from jury notices signed by the voter and returned to the
 1100 courts, from the Department of Highway Safety and Motor
 1101 Vehicles, or from other sources, which information indicates
 1102 that the legal address of a registered voter might have changed,
 1103 the supervisor shall send by forwardable return-if-undeliverable
 1104 mail an address confirmation notice to the address at which the
 1105 voter was last registered. A supervisor may also send an address
 1106 confirmation notice to any voter who the supervisor has reason
 1107 to believe has moved from his or her legal residence.

1108 (b) The address confirmation notice shall contain a
 1109 postage prepaid preaddressed return form on which:

1110 1. If the voter has changed his or her address of legal
1111 residence to a location outside the state, the voter shall mark
1112 that the voter's legal residence has changed to a location
1113 outside the state. The form shall also include information on
1114 how to register in the new state in order to be eligible to
1115 vote. The form must be returned within 30 days after the date of
1116 the notice. The completed form shall constitute a request to be
1117 removed from the statewide voter registration system.

1118 2. If the voter has changed his or her address of legal
1119 residence to a location inside the state, the voter shall set
1120 forth the updated or corrected address and submit the return
1121 form within 30 days after the date of the notice. The completed
1122 form shall constitute a request to update the statewide voter
1123 registration system with the updated or corrected address
1124 information.

1125 3. If the voter has not changed his or her address of
1126 legal residence as printed on the address confirmation notice,
1127 the voter shall confirm that his or her address of legal
1128 residence has not changed and submit the form within 30 days
1129 after the date of the notice.

1130 (c) The supervisor must designate as inactive all voters
1131 who have been sent an address confirmation notice and who have
1132 not returned the postage prepaid preaddressed return form within
1133 30 days or for which an address confirmation notice has been
1134 returned as undeliverable. Names on the inactive list may not be
1135 used to calculate the number of signatures needed on any
1136 petition. A voter on the inactive list may be restored to the
1137 active list of voters upon the voter updating his or her

1138 registration, requesting an absentee ballot, or appearing to
 1139 vote. However, if the voter does not update his or her voter
 1140 registration information, request an absentee ballot, or vote by
 1141 the second general election after being placed on the inactive
 1142 list, the voter's name shall be removed from the statewide voter
 1143 registration system and the voter shall be required to
 1144 reregister to have his or her name restored to the statewide
 1145 voter registration system.

1146 (5) A notice may not be issued pursuant to this section
 1147 and a voter's name may not be removed from the statewide voter
 1148 registration system later than 90 days prior to the date of a
 1149 federal election. However, this section does not preclude the
 1150 removal of the name of a voter from the statewide voter
 1151 registration system at any time upon the voter's written
 1152 request, by reason of the voter's death, or upon a determination
 1153 of the voter's ineligibility as provided in s. 98.075(7).

1154 (6) (a) No later than July 31 and January 31 of each year,
 1155 the supervisor must certify to the department the list
 1156 maintenance activities conducted during the first 6 months and
 1157 the second 6 months of the year, respectively, including the
 1158 number of address confirmation requests sent, the number of
 1159 voters designated as inactive, and the number of voters removed
 1160 from the statewide voter registration system.

1161 (b) If, based on the certification provided pursuant to
 1162 paragraph (a), the department determines that a supervisor has
 1163 not conducted the list maintenance activities required by this
 1164 section, the department shall conduct the appropriate list
 1165 maintenance activities for that county. Failure to conduct list

1166 maintenance activities as required in this section constitutes a
1167 violation of s. 104.051. A voter's name may not be removed from
1168 the registration books later than 90 days prior to the date of a
1169 federal election. However, nothing in this section shall
1170 preclude the removal of the name of a voter from the voter
1171 registration books, at any time and without prior notification,
1172 upon the written request of the voter, by reason of conviction
1173 of the voter of a felony, by reason of adjudication of the voter
1174 as mentally incapacitated with respect to voting, by reason of
1175 the death of the voter, or upon a determination of ineligibility
1176 as provided in s. 98.075(3).

1177 ~~(4) If the supervisor receives change of address~~
1178 ~~information from the United States Postal Service or its~~
1179 ~~licensees or from jury notices signed by the voter and returned~~
1180 ~~to the courts, which indicates that:~~

1181 ~~(a) The voter has moved within the supervisor's county,~~
1182 ~~the supervisor must change the registration records to show the~~
1183 ~~new address and must send the voter a notice of the change by~~
1184 ~~forwardable mail, including a postage prepaid preaddressed~~
1185 ~~return form with which the voter may verify or correct the~~
1186 ~~address information.~~

1187 ~~(b) The voter has moved outside the supervisor's county,~~
1188 ~~or contains no forwarding address, the supervisor shall send an~~
1189 ~~address confirmation final notice and remove the name of the~~
1190 ~~voter from the registration record if that voter did not:~~

- 1191 ~~1. Return the postage prepaid preaddressed return form;~~
- 1192 ~~2. Appear to vote;~~
- 1193 ~~3. Change the voter's registration; or~~

1194 4. ~~Request an absentee ballot~~
 1195
 1196 ~~during the period beginning on the date when the address~~
 1197 ~~confirmation final notice was sent and ending on the day after~~
 1198 ~~the date of the second general election thereafter.~~

1199 ~~(5) The supervisor must designate as inactive all voters~~
 1200 ~~who have been sent an address confirmation final notice and who~~
 1201 ~~have not returned the postage prepaid preaddressed return form~~
 1202 ~~within 30 days. A voter on the inactive list must be allowed to~~
 1203 ~~vote and to change the voter's name or address of legal~~
 1204 ~~residence at the polls pursuant to s. 101.045. Names on the~~
 1205 ~~inactive list may not be used to calculate the number of~~
 1206 ~~signatures needed on any petition or the quantity of voting~~
 1207 ~~equipment needed.~~

1208 Section 20. Section 98.075, Florida Statutes, is amended
 1209 to read:

1210 (Substantial rewording of section. See
 1211 s. 98.075, F.S., for present text.)

1212 98.075 Registration records maintenance activities;
 1213 ineligibility determinations.--

1214 (1) MAINTENANCE OF RECORDS.--The department shall protect
 1215 the integrity of the electoral process by ensuring the
 1216 maintenance of accurate and current voter registration records.
 1217 List maintenance activities must be uniform, nondiscriminatory,
 1218 and in compliance with the Voting Rights Act of 1965, the
 1219 National Voter Registration Act of 1993, and the Help America
 1220 Vote Act of 2002. The department may adopt by rule uniform

1221 standards and procedures to interpret and administer this
 1222 section.

1223 (2) DUPLICATE REGISTRATION.--The department shall identify
 1224 those voters who are registered more than once or those
 1225 applicants whose registration applications would result in
 1226 duplicate registrations. The most recent application shall be
 1227 deemed an update to the voter registration record.

1228 (3) DECEASED PERSONS.--The department shall identify those
 1229 registered voters who are deceased by comparing information on
 1230 the lists of deceased persons received from the Department of
 1231 Health as provided in s. 98.093. Upon receipt of such
 1232 information through the statewide voter registration system, the
 1233 supervisor shall remove the name of the registered voter.

1234 (4) ADJUDICATION OF MENTAL INCAPACITY.--The department
 1235 shall identify those registered voters who have been adjudicated
 1236 mentally incapacitated with respect to voting and who have not
 1237 had their voting rights restored by comparing information
 1238 received from the clerk of the circuit court as provided in s.
 1239 98.093. The department shall review such information and make an
 1240 initial determination as to whether the information is credible
 1241 and reliable. If the department determines that the information
 1242 is credible and reliable, the department shall notify the
 1243 supervisor and provide a copy of the supporting documentation
 1244 indicating the potential ineligibility of the voter to be
 1245 registered. Upon receipt of the notice that the department has
 1246 made a determination of initial credibility and reliability, the
 1247 supervisor shall adhere to the procedures set forth in

1248 subsection (7) prior to the removal of a registered voter from
 1249 the statewide voter registration system.

1250 (5) FELONY CONVICTION.--The department shall identify
 1251 those registered voters who have been convicted of a felony and
 1252 whose rights have not been restored by comparing information
 1253 received from, but not limited to, a clerk of the circuit court,
 1254 the Board of Executive Clemency, the Department of Corrections,
 1255 the Department of Law Enforcement, or a United States Attorney's
 1256 Office, as provided in s. 98.093. The department shall review
 1257 such information and make an initial determination as to whether
 1258 the information is credible and reliable. If the department
 1259 determines that the information is credible and reliable, the
 1260 department shall notify the supervisor and provide a copy of the
 1261 supporting documentation indicating the potential ineligibility
 1262 of the voter to be registered. Upon receipt of the notice that
 1263 the department has made a determination of initial credibility
 1264 and reliability, the supervisor shall adhere to the procedures
 1265 set forth in subsection (7) prior to the removal of a registered
 1266 voter's name from the statewide voter registration system.

1267 (6) OTHER BASES FOR INELIGIBILITY.--If the department or
 1268 supervisor receives information other than from the sources
 1269 identified in subsections (2)-(5) that a registered voter does
 1270 not meet the age requirement pursuant to s. 97.041, is not a
 1271 United States citizen, is a fictitious person, or has listed a
 1272 residence that is not his or her legal residence, the supervisor
 1273 shall adhere to the procedures set forth in subsection (7) prior
 1274 to the removal of a registered voter's name from the statewide
 1275 voter registration system.

1276 (7) PROCEDURES FOR REMOVAL.--

1277 (a) If the supervisor receives notice or information

1278 pursuant to subsections (4)-(6), the supervisor of the county in

1279 which the voter is registered shall:

1280 1. Notify the registered voter of his or her potential

1281 ineligibility by mail within 7 days after receipt of notice or

1282 information. The notice shall include:

1283 a. A statement of the basis for the registered voter's

1284 potential ineligibility and a copy of any documentation upon

1285 which the potential ineligibility is based.

1286 b. A statement that failure to respond within 30 days

1287 after receipt of the notice may result in a determination of

1288 ineligibility and in removal of the registered voter's name from

1289 the statewide voter registration system.

1290 c. A return form that requires the registered voter to

1291 admit or deny the accuracy of the information underlying the

1292 potential ineligibility for purposes of a final determination by

1293 the supervisor.

1294 d. A statement that, if the voter is denying the accuracy

1295 of the information underlying the potential ineligibility, the

1296 voter has a right to request a hearing for the purpose of

1297 determining eligibility.

1298 e. Instructions for the registered voter to contact the

1299 supervisor of elections of the county in which the voter is

1300 registered if assistance is needed in resolving the matter.

1301 f. Instructions for seeking restoration of civil rights

1302 following a felony conviction, if applicable.

1303 2. If the mailed notice is returned as undeliverable, the
1304 supervisor shall publish notice once in a newspaper of general
1305 circulation in the county in which the voter was last
1306 registered. The notice shall contain the following:

1307 a. The voter's name and address.

1308 b. A statement that the voter is potentially ineligible to
1309 be registered to vote.

1310 c. A statement that failure to respond within 30 days
1311 after the notice is published may result in a determination of
1312 ineligibility by the supervisor and removal of the registered
1313 voter's name from the statewide voter registration system.

1314 d. An instruction for the voter to contact the supervisor
1315 no later than 30 days after the date of the published notice to
1316 receive information regarding the basis for the potential
1317 ineligibility and the procedure to resolve the matter.

1318 e. An instruction to the voter that, if further assistance
1319 is needed, the voter should contact the supervisor of elections
1320 of the county in which the voter is registered.

1321 3. If a registered voter fails to respond to a notice
1322 pursuant to subparagraph 1. or subparagraph 2., the supervisor
1323 shall make a final determination of the voter's eligibility. If
1324 the supervisor determines that the voter is ineligible, the
1325 supervisor shall remove the name of the registered voter from
1326 the statewide voter registration system. The supervisor shall
1327 notify the registered voter of the supervisor's determination
1328 and action.

1329 4. If a registered voter responds to the notice pursuant
1330 to subparagraph 1. or subparagraph 2. and admits the accuracy of

1331 the information underlying the potential ineligibility, the
1332 supervisor shall make a final determination of ineligibility and
1333 shall remove the voter's name from the statewide voter
1334 registration system. The supervisor shall notify the registered
1335 voter of the supervisor's determination and action.

1336 5. If a registered voter responds to the notice issued
1337 pursuant to subparagraph 1. or subparagraph 2. and denies the
1338 accuracy of the information underlying the potential
1339 ineligibility but does not request a hearing, the supervisor
1340 shall review the evidence and make a final determination of
1341 eligibility. If such registered voter requests a hearing, the
1342 supervisor shall send notice to the registered voter to attend a
1343 hearing at a time and place specified in the notice. Upon
1344 hearing all evidence presented at the hearing, the supervisor
1345 shall make a determination of eligibility. If the supervisor
1346 determines that the registered voter is ineligible, the
1347 supervisor shall remove the voter's name from the statewide
1348 voter registration system and notify the registered voter of the
1349 supervisor's determination and action.

1350 (b) The following shall apply to this subsection:

1351 1. All determinations of eligibility shall be based on a
1352 preponderance of the evidence.

1353 2. All proceedings are exempt from the provisions of
1354 chapter 120.

1355 3. Any notice shall be sent to the registered voter by
1356 certified mail, return receipt requested, or other means that
1357 provides a verification of receipt or shall be published in a

1358 newspaper of general circulation where the voter was last
 1359 registered, whichever is applicable.

1360 4. The supervisor shall remove the name of any registered
 1361 voter from the statewide voter registration system only after
 1362 the supervisor makes a final determination that the voter is
 1363 ineligible to vote.

1364 5. Any voter whose name has been removed from the
 1365 statewide voter registration system pursuant to a determination
 1366 of ineligibility may appeal that determination under the
 1367 provisions of s. 98.0755.

1368 6. Any voter whose name was removed from the statewide
 1369 voter registration system on the basis of a determination of
 1370 ineligibility who subsequently becomes eligible to vote must
 1371 reregister in order to have his or her name restored to the
 1372 statewide voter registration system.

1373 (8) CERTIFICATION.--

1374 (a) No later than July 31 and January 31 of each year, the
 1375 supervisor shall certify to the department the activities
 1376 conducted pursuant to this section during the first 6 months and
 1377 the second 6 months of the year, respectively. The certification
 1378 shall include the number of persons to whom notices were sent
 1379 pursuant to subsection (7), the number of persons who responded
 1380 to the notices, the number of notices returned as undeliverable,
 1381 the number of notices published in the newspaper, the number of
 1382 hearings conducted, and the number of persons removed from the
 1383 statewide voter registration systems and the reasons for such
 1384 removals.

1385 (b) If, based on the certification provided pursuant to
 1386 paragraph (a), the department determines that a supervisor has
 1387 not satisfied the requirements of this section, the department
 1388 shall satisfy the appropriate requirements for that county.
 1389 Failure to satisfy the requirements of this section shall
 1390 constitute a violation of s. 104.051.

1391 Section 21. Section 98.0755, Florida Statutes, is created
 1392 to read:

1393 98.0755 Appeal of determination of ineligibility.--Appeal
 1394 of the supervisor's determination of ineligibility pursuant to
 1395 s. 98.075(7) may be taken to the circuit court in and for the
 1396 county where the person was registered. Notice of appeal must be
 1397 filed within the time and in the manner provided by the Florida
 1398 Rules of Appellate Procedure and acts as supersedeas. Trial in
 1399 the circuit court is de novo and governed by the rules of that
 1400 court. Unless the person can show that his or her name was
 1401 erroneously or illegally removed from the statewide voter
 1402 registration system, or that he or she is indigent, the person
 1403 must bear the costs of the trial in the circuit court.
 1404 Otherwise, the cost of the appeal must be paid by the supervisor
 1405 of elections.

1406 Section 22. Section 98.077, Florida Statutes, is amended
 1407 to read:

1408 98.077 Update of voter signature.--

1409 (1) A registered voter may update his or her signature on
 1410 file in the statewide voter registration system at any time
 1411 using a voter registration application submitted to a voter
 1412 registration official.

1413 (2) The department and supervisors ~~supervisor~~ of elections
 1414 shall include in any correspondence, other than postcard
 1415 notifications and notices relating to eligibility, sent to a
 1416 ~~provide to each~~ registered voter information regarding of the
 1417 ~~county the opportunity to update his or her signature on file at~~
 1418 ~~the supervisor's office by providing notification of the ability~~
 1419 ~~to do so in any correspondence, other than postcard~~
 1420 ~~notifications, sent to the voter. The notice shall advise when,~~
 1421 where, and how to update the voter's signature and shall provide
 1422 the voter information on how to obtain a voter registration
 1423 application form from a voter registration official ~~the~~
 1424 ~~supervisor~~ that can be returned to update the signature.

1425 (3) In addition, At least once during each general
 1426 election year, the supervisor shall publish in a newspaper of
 1427 general circulation or other newspaper in the county deemed
 1428 appropriate by the supervisor a notice specifying when, where,
 1429 or how a voter can update his or her signature that is on file
 1430 and ~~or~~ how a voter can obtain a voter registration application
 1431 ~~form~~ from a voter registration official ~~the supervisor~~ to do so.

1432 (4) All signature updates for use in verifying absentee
 1433 and provisional ballots must be received by the appropriate
 1434 supervisor of elections no later than the start of the
 1435 canvassing of absentee ballots by the canvassing board. The
 1436 signature on file at the start of the canvass of the absentees
 1437 is the signature that shall be used in verifying the signature
 1438 on the absentee and provisional ballot certificates.

1439 Section 23. Section 98.081, Florida Statutes, is amended
 1440 to read:

1441 98.081 Names removed from the statewide voter registration
1442 system books; restrictions on reregistering; recordkeeping;
1443 restoration of erroneously or illegally removed names.--

1444 (1) Any person who requested that his or her name be
1445 removed from the statewide voter registration system books
1446 between the book-closing date of the first primary and the date
1447 of the second primary may not register in a different political
1448 party until after the date of the second primary election.

1449 (2) When the name of any elector is removed from the
1450 statewide voter registration system books pursuant to s. 98.065
1451 or, s. 98.075, ~~or s. 98.093~~, the elector's original registration
1452 application form shall be retained by the supervisor of
1453 elections having custody of the application filed alphabetically
1454 ~~in the office of the supervisor~~. As alternatives, registrations
1455 removed from the statewide voter registration system books may
1456 be microfilmed and such microfilms substituted for the original
1457 registration applications forms; or, when voter registration
1458 information, including the voter's signature, is maintained
1459 digitally or on electronic, magnetic, or optic media, such
1460 stored information may be substituted for the original
1461 registration application form. Such microfilms or stored
1462 information shall be retained by the supervisor of elections
1463 ~~having in the custody of the supervisor~~. In the event the
1464 original registration applications forms are microfilmed or
1465 maintained digitally or on electronic or other media, such
1466 originals may be destroyed in accordance with the schedule
1467 approved by the Bureau of Archives and Records Management of the
1468 Division of Library and Information Services of the department.

1469 (3) When the name of any elector has been erroneously or
 1470 illegally removed from the statewide voter registration system
 1471 ~~books~~, the name of the elector shall be restored by a voter
 1472 registration official ~~the supervisor~~ upon satisfactory proof,
 1473 even though the registration period for that election is closed.

1474 Section 24. Section 98.093, Florida Statutes, is amended
 1475 to read:

1476 98.093 Duty of officials to furnish lists of deceased
 1477 persons, persons adjudicated mentally incapacitated, and persons
 1478 convicted of a felony.--

1479 (1) In order to ensure the maintenance of accurate and
 1480 current voter registration records, it is necessary for the
 1481 department to receive certain information from state and federal
 1482 officials and entities. The department and supervisors of
 1483 elections shall use the information provided from the sources in
 1484 subsection (2) to maintain the voter registration records.

1485 (2) To the maximum extent feasible, state and local
 1486 government agencies shall facilitate provision of information
 1487 and access to data to the department, including, but not limited
 1488 to, databases that contain reliable criminal records and records
 1489 of deceased persons. State and local government agencies that
 1490 provide such data shall do so without charge if the direct cost
 1491 incurred by those agencies is not significant.

1492 (a) The Department of Health shall furnish monthly to the
 1493 department ~~each supervisor of elections~~ a list containing the
 1494 name, address, date of birth, date of death, social security
 1495 number, race, and sex of each deceased person 17 years of age or
 1496 ~~older who was a resident of such supervisor's county.~~

1497 (b)(2) Each clerk of the circuit court shall furnish
 1498 monthly to the department, at least once each month, deliver to
 1499 each supervisor of elections a list of those persons who have
 1500 been adjudicated mentally incapacitated with respect to voting
 1501 during the preceding calendar month, a list of those persons
 1502 whose mental capacity with respect to voting has been restored
 1503 during the preceding calendar month, and a list of those persons
 1504 who have returned signed jury notices during the preceding
 1505 months to the clerk of the circuit court indicating a change of
 1506 address. Each list shall include stating the name, address, date
 1507 of birth, race, and sex, and, whichever is available, the
 1508 Florida driver's license number, Florida identification card
 1509 number, or social security number of each such person convicted
 1510 of a felony during the preceding calendar month who was a
 1511 resident of that supervisor's county, a list stating the name,
 1512 address, date of birth, race, and sex of each person adjudicated
 1513 mentally incapacitated with respect to voting during the
 1514 preceding calendar month who was a resident of that supervisor's
 1515 county, and a list stating the name, address, date of birth,
 1516 race, and sex of each person whose mental capacity with respect
 1517 to voting has been restored who was a resident of that
 1518 supervisor's county.

1519 (c)(3) Upon receipt of information from the United States
 1520 Attorney, listing persons convicted of a felony in federal
 1521 court, the department shall use such information to identify
 1522 registered voters or applicants for voter registration who may
 1523 be potentially ineligible based on information provided in
 1524 accordance with s. 98.075 immediately forward such information

1525 ~~to the supervisor of elections for the county where the offender~~
 1526 ~~resides.~~

1527 (d) From voter registration records provided from the
 1528 statewide voter registration system, the Department of Law
 1529 Enforcement shall identify, in a time and manner that enables
 1530 the department to meet its obligations under state and federal
 1531 law, those persons who have been convicted of a felony.

1532 (e) The Board of Executive Clemency shall furnish monthly
 1533 to the department a list of those persons granted clemency in
 1534 the preceding month or any updates to prior records that have
 1535 occurred in the preceding month. The list shall contain the
 1536 Board of Executive Clemency case number, name, address, date of
 1537 birth, race, sex, social security number, if available, and
 1538 references to record identifiers assigned by the Department of
 1539 Corrections, a unique identifier of each clemency case, and the
 1540 effective date of clemency of each person.

1541 (f) The Department of Corrections shall furnish monthly to
 1542 the department a list of those persons transferred to the
 1543 Department of Corrections in the preceding month or any updates
 1544 to prior records that have occurred in the preceding month. The
 1545 list shall contain the name, address, date of birth, race, sex,
 1546 social security number, Department of Corrections record
 1547 identification number, and associated Department of Law
 1548 Enforcement felony conviction record number of each person.

1549 (g) The Department of Highway Safety and Motor Vehicles
 1550 shall furnish monthly to the department a list of those persons
 1551 whose names have been removed from the driver's license database
 1552 because they have been licensed in another state. The list shall

1553 contain the name, address, date of birth, sex, social security
 1554 number, and driver's license number of each such person.

1555 ~~(4) Upon receipt of any such list, the supervisor shall~~
 1556 ~~remove from the registration books the name of any person listed~~
 1557 ~~who is deceased, convicted of a felony, or adjudicated mentally~~
 1558 ~~incapacitated with respect to voting. A person who has had his~~
 1559 ~~or her mental capacity with respect to voting restored or who~~
 1560 ~~has had his or her right to vote restored after conviction of a~~
 1561 ~~felony shall be required to reregister to have his or her name~~
 1562 ~~restored to the registration books.~~

1563 (3)~~(5)~~ Nothing in this section shall limit or restrict the
 1564 supervisor in his or her duty to remove the names of ~~such~~
 1565 persons from the statewide voter registration system pursuant to
 1566 s. 98.075(7) based upon books after verification of information
 1567 received from other sources.

1568 Section 25. Effective August 1, 2006, section 98.0981,
 1569 Florida Statutes, is created to read:

1570 98.0981 Statewide voter registration database.--The
 1571 department shall send to the Legislature in electronic format a
 1572 file containing all voters qualified to vote in an election. The
 1573 file shall contain a unique identifier of the voter; the
 1574 information requested in the uniform statewide voter
 1575 registration application pursuant to s. 97.052(2), except for
 1576 such information that is by statute specifically identified as
 1577 confidential or exempt from public records requirements; the
 1578 date of registration; the representative district, senatorial
 1579 district, congressional district, and precinct in which the
 1580 voter resides; and whether the voter voted at the poll, by

1581 absentee ballot, or by early vote at a designated location, or
 1582 whether the voter did not vote. If a person voted by absentee
 1583 ballot and the ballot was not counted, the file shall contain
 1584 the reason, where possible, that the ballot was not counted.
 1585 This file shall be delivered within 60 days after an election to
 1586 the Legislature.

1587 Section 26. Section 98.212, Florida Statutes, is amended
 1588 to read:

1589 98.212 Department and supervisors to furnish statistical
 1590 and other information.--

1591 (1) (a) Upon written request, the department and any
 1592 supervisor of the respective counties ~~supervisors~~ shall, as
 1593 promptly as possible, furnish to recognized public or private
 1594 universities and senior colleges within the state, to state or
 1595 county governmental agencies, and to recognized political party
 1596 committees statistical information for the purpose of analyzing
 1597 election returns and results.

1598 (b) The department and any supervisor ~~Supervisors~~ may
 1599 require reimbursement for any part or all of the actual expenses
 1600 of supplying any information requested under paragraph (a). For
 1601 the purposes of this subsection, the department and supervisors
 1602 may use the services of any research and statistical personnel
 1603 that may be supplied.

1604 (c) Lists of names submitted to the department and any
 1605 supervisor of the respective counties ~~supervisors~~ for indication
 1606 of registration or nonregistration or of party affiliation shall
 1607 be processed at any time at cost, except that in no case shall

1608 the charge exceed 10 cents for each name on which the
1609 information is furnished.

1610 (2) The supervisors shall provide information as requested
1611 by the department for program evaluation and reporting to the
1612 ~~Federal~~ Election Assistance Commission pursuant to federal law
1613 ~~the National Voter Registration Act of 1993.~~

1614 Section 27. Section 98.461, Florida Statutes, is amended
1615 to read:

1616 98.461 Registration application form, precinct register;
1617 contents.--

1618 (1) A registration application form, approved by the
1619 Department of State, containing the information required in s.
1620 97.052 shall be retained by the supervisor of elections of the
1621 county of the applicant's registration ~~filed alphabetically in~~
1622 ~~the office of the supervisor as the master list of electors of~~
1623 ~~the county.~~ However, the registration application forms may be
1624 microfilmed and such microfilm ~~microfilms~~ substituted for the
1625 original registration application forms; or, when voter
1626 registration information, including the voter's signature, is
1627 maintained digitally or on electronic, magnetic, or optic media,
1628 such stored information may be substituted for the original
1629 registration application form. Such microfilms or stored
1630 information shall be retained in the custody of the supervisor
1631 of elections of the county of the applicant's registration. In
1632 the event the original registration applications forms are
1633 microfilmed or maintained digitally or on electronic or other
1634 media, such originals may be destroyed in accordance with the
1635 schedule approved by the Bureau of Archives and Records

1636 Management of the Division of Library and Information Services
 1637 of the Department of State. ~~As an alternative, the information~~
 1638 ~~from the registration form, including the signature, may be~~
 1639 ~~electronically reproduced and stored as provided in s. 98.451.~~

1640 (2) A computer printout or electronic database shall be
 1641 used at the polls as a precinct register ~~in lieu of the~~
 1642 ~~registration books~~. The precinct register shall contain the date
 1643 of the election, the precinct number, and the following
 1644 information concerning each registered elector: last name, first
 1645 name, ~~and~~ middle name or initial, and suffix; party affiliation;
 1646 residence address; registration number; date of birth; sex, if
 1647 provided; race, if provided; whether the voter needs assistance
 1648 in voting; and such other additional information as to readily
 1649 identify the elector. The precinct register shall also contain a
 1650 space for the elector's signature and a space for the initials
 1651 of the witnessing clerk or inspector or an electronic device may
 1652 be provided for this purpose.

1653 Section 28. Effective January 1, 2007, section 100.371,
 1654 Florida Statutes, as amended by section 9 of chapter 2002-281,
 1655 Laws of Florida, is amended to read:

1656 100.371 Initiatives; procedure for placement on ballot.--

1657 (1) Constitutional amendments proposed by initiative shall
 1658 be placed on the ballot for the general election provided the
 1659 initiative has been filed with ~~occurring in excess of 90 days~~
 1660 ~~from the certification of ballot position by~~ the Secretary of
 1661 State no later than February 1 of the year the general election
 1662 is held. A petition shall be deemed to be filed with the
 1663 Secretary of State upon the date the secretary determines that

1664 the petition has been signed by the constitutionally required
1665 number of electors.

1666 ~~(2) Such certification shall be issued when the Secretary~~
1667 ~~of State has received verification certificates from the~~
1668 ~~supervisors of elections indicating that the requisite number~~
1669 ~~and distribution of valid signatures of electors have been~~
1670 ~~submitted to and verified by the supervisors. Every signature~~
1671 ~~shall be dated when made and shall be valid for a period of 4~~
1672 ~~years following such date, provided all other requirements of~~
1673 ~~law are complied with.~~

1674 (2)~~(3)~~ The sponsor of an initiative amendment shall, prior
1675 to obtaining any signatures, register as a political committee
1676 pursuant to s. 106.03 and submit the text of the proposed
1677 amendment to the Secretary of State, with the form on which the
1678 signatures will be affixed, and shall obtain the approval of the
1679 Secretary of State of such form. The Secretary of State shall
1680 adopt rules pursuant to s. 120.54 prescribing the style and
1681 requirements of such form. Upon filing with the Secretary of
1682 State, the text of the proposed amendment and all forms filed in
1683 connection with this section must, upon request, be made
1684 available in alternative formats.

1685 (3)~~(4)~~ Each signature shall be dated when made and shall
1686 be valid for a period of 4 years following such date, provided
1687 all other requirements of law are met. The sponsor shall submit
1688 signed and dated forms to the appropriate supervisor of
1689 elections for verification as to the number of registered
1690 electors whose valid signatures appear thereon. The supervisor
1691 shall promptly verify the signatures upon payment of the fee

1692 required by s. 99.097. The supervisor shall promptly record each
1693 valid signature in the statewide voter registration system in
1694 the manner prescribed by the Secretary of State. The supervisor
1695 shall, upon request, advise the sponsor of an initiative of the
1696 number of signatures verified and recorded in the statewide
1697 voter registration system. ~~Upon completion of verification, the~~
1698 ~~supervisor shall execute a certificate indicating the total~~
1699 ~~number of signatures checked, the number of signatures verified~~
1700 ~~as valid and as being of registered electors, and the~~
1701 ~~distribution by congressional district. This certificate shall~~
1702 ~~be immediately transmitted to the Secretary of State. The~~
1703 supervisor shall retain the signature forms for at least 1 year
1704 following the election in which the issue appeared on the ballot
1705 or until the Division of Elections notifies the supervisors of
1706 elections that the committee which circulated the petition is no
1707 longer seeking to obtain ballot position.

1708 ~~(4)-(5)~~ The Secretary of State shall determine from the
1709 signatures verified by the ~~verification certificates received~~
1710 ~~from~~ supervisors of elections and recorded in the statewide
1711 voter registration system the total number of verified valid
1712 signatures and the distribution of such signatures by
1713 congressional districts. Upon a determination that the requisite
1714 number and distribution of valid signatures have been obtained,
1715 the secretary shall issue a certificate of ballot position for
1716 that proposed amendment and shall assign a designating number
1717 pursuant to s. 101.161. ~~A petition shall be deemed to be filed~~
1718 ~~with the Secretary of State upon the date of the receipt by the~~
1719 ~~secretary of a certificate or certificates from supervisors of~~

1720 ~~elections indicating the petition has been signed by the~~
1721 ~~constitutionally required number of electors.~~

1722 (5)~~(6)~~(a) Within 45 days after receipt of a proposed
1723 revision or amendment to the State Constitution by initiative
1724 petition from the Secretary of State ~~or, within 30 days after~~
1725 ~~such receipt if receipt occurs 120 days or less before the~~
1726 ~~election at which the question of ratifying the amendment will~~
1727 ~~be presented~~, the Financial Impact Estimating Conference shall
1728 complete an analysis and financial impact statement to be placed
1729 on the ballot of the estimated increase or decrease in any
1730 revenues or costs to state or local governments resulting from
1731 the proposed initiative. The Financial Impact Estimating
1732 Conference shall submit the financial impact statement to the
1733 Attorney General and Secretary of State.

1734 (b)1. The Financial Impact Estimating Conference shall
1735 provide an opportunity for any proponents or opponents of the
1736 initiative to submit information and may solicit information or
1737 analysis from any other entities or agencies, including the
1738 Office of Economic and Demographic Research. All meetings of the
1739 Financial Impact Estimating Conference shall be open to the
1740 public as provided in chapter 286.

1741 2. The Financial Impact Estimating Conference is
1742 established to review, analyze, and estimate the financial
1743 impact of amendments to or revisions of the State Constitution
1744 proposed by initiative. The Financial Impact Estimating
1745 Conference shall consist of four principals: one person from the
1746 Executive Office of the Governor; the coordinator of the Office
1747 of Economic and Demographic Research, or his or her designee;

1748 one person from the professional staff of the Senate; and one
1749 person from the professional staff of the House of
1750 Representatives. Each principal shall have appropriate fiscal
1751 expertise in the subject matter of the initiative. A Financial
1752 Impact Estimating Conference may be appointed for each
1753 initiative.

1754 3. Principals of the Financial Impact Estimating
1755 Conference shall reach a consensus or majority concurrence on a
1756 clear and unambiguous financial impact statement, no more than
1757 75 words in length, and immediately submit the statement to the
1758 Attorney General. Nothing in this subsection prohibits the
1759 Financial Impact Estimating Conference from setting forth a
1760 range of potential impacts in the financial impact statement.
1761 Any financial impact statement that a court finds not to be in
1762 accordance with this section shall be remanded solely to the
1763 Financial Impact Estimating Conference for redrafting. The
1764 Financial Impact Estimating Conference shall redraft the
1765 financial impact statement within 15 days.

1766 4. If the members of the Financial Impact Estimating
1767 Conference are unable to agree on the statement required by this
1768 subsection, or if the Supreme Court has rejected the initial
1769 submission by the Financial Impact Estimating Conference and no
1770 redraft has been approved by the Supreme Court by 5 p.m. on the
1771 75th day before the election, the following statement shall
1772 appear on the ballot pursuant to s. 101.161(1): "The financial
1773 impact of this measure, if any, cannot be reasonably determined
1774 at this time."

1775 (c) The financial impact statement must be separately
1776 contained and be set forth after the ballot summary as required
1777 in s. 101.161(1).

1778 (d)1. Any financial impact statement that the Supreme
1779 Court finds not to be in accordance with this subsection shall
1780 be remanded solely to the Financial Impact Estimating Conference
1781 for redrafting, provided the court's advisory opinion is
1782 rendered at least 75 days before the election at which the
1783 question of ratifying the amendment will be presented. The
1784 Financial Impact Estimating Conference shall prepare and adopt a
1785 revised financial impact statement no later than 5 p.m. on the
1786 15th day after the date of the court's opinion.

1787 2. If, by 5 p.m. on the 75th day before the election, the
1788 Supreme Court has not issued an advisory opinion on the initial
1789 financial impact statement prepared by the Financial Impact
1790 Estimating Conference for an initiative amendment that otherwise
1791 meets the legal requirements for ballot placement, the financial
1792 impact statement shall be deemed approved for placement on the
1793 ballot.

1794 3. In addition to the financial impact statement required
1795 by this subsection, the Financial Impact Estimating Conference
1796 shall draft an initiative financial information statement. The
1797 initiative financial information statement should describe in
1798 greater detail than the financial impact statement any projected
1799 increase or decrease in revenues or costs that the state or
1800 local governments would likely experience if the ballot measure
1801 were approved. If appropriate, the initiative financial
1802 information statement may include both estimated dollar amounts

1803 and a description placing the estimated dollar amounts into
1804 context. The initiative financial information statement must
1805 include both a summary of not more than 500 words and additional
1806 detailed information that includes the assumptions that were
1807 made to develop the financial impacts, workpapers, and any other
1808 information deemed relevant by the Financial Impact Estimating
1809 Conference.

1810 4. The Department of State shall have printed, and shall
1811 furnish to each supervisor of elections, a copy of the summary
1812 from the initiative financial information statements. The
1813 supervisors shall have the summary from the initiative financial
1814 information statements available at each polling place and at
1815 the main office of the supervisor of elections upon request.

1816 5. The Secretary of State and the Office of Economic and
1817 Demographic Research shall make available on the Internet each
1818 initiative financial information statement in its entirety. In
1819 addition, each supervisor of elections whose office has a
1820 website shall post the summary from each initiative financial
1821 information statement on the website. Each supervisor shall
1822 include the Internet addresses for the information statements on
1823 the Secretary of State's and the Office of Economic and
1824 Demographic Research's websites in the publication or mailing
1825 required by s. 101.20.

1826 ~~(6)-(7)~~ The Department of State may adopt rules in
1827 accordance with s. 120.54 to carry out the provisions of
1828 subsections (1) - ~~(5)-(6)~~.

1829 Section 29. Subsection (3) of section 101.001, Florida
1830 Statutes, is amended to read:

1831 | 101.001 Precincts and polling places; boundaries.--
 1832 | (3) (a) Each supervisor of elections shall maintain a
 1833 | suitable map drawn to a scale no smaller than 3 miles to the
 1834 | inch and clearly delineating all major observable features such
 1835 | as roads, streams, and railway lines and showing the current
 1836 | geographical boundaries of each precinct, representative
 1837 | district, and senatorial district, and other type of district in
 1838 | the county subject to the elections process in this code.

1839 | (b) The supervisor of elections shall notify the Secretary
 1840 | of State in writing within 30 days after ~~of~~ any reorganization
 1841 | of precincts and shall furnish a copy of the map showing the
 1842 | current geographical boundaries and designation of each new
 1843 | precinct. However, if precincts are composed of whole census
 1844 | blocks, the supervisor may furnish, in lieu of a copy of the
 1845 | map, a list, in an electronic format prescribed by the
 1846 | Department of State, associating each census block in the county
 1847 | with its precinct.

1848 | (c) Any precinct established or altered under the
 1849 | provisions of this section shall consist of areas bounded on all
 1850 | sides only by:

1851 | 1. Visible features that are readily distinguishable upon
 1852 | the ground, such as streets, railroad tracks, streams, and
 1853 | lakes, and that are indicated upon current census maps, official
 1854 | Department of Transportation maps, official municipal maps,
 1855 | official county maps, or a combination of such maps;

1856 | 2. The boundaries of public parks, public school grounds,
 1857 | or churches; or

1858 3. The boundaries of counties and incorporated
 1859 municipalities.

1860 (d) Until July 1, 2012, a supervisor may apply for and
 1861 obtain from the Secretary of State a waiver of the requirement
 1862 in paragraph (c).

1863 Section 30. Subsections (1) and (3) of section 101.043,
 1864 Florida Statutes, are amended to read:

1865 101.043 Identification required at polls.--

1866 (1) The precinct register, as prescribed in s. 98.461,
 1867 shall be used at the polls ~~in lieu of the registration books~~ for
 1868 the purpose of identifying the elector at the polls prior to
 1869 allowing him or her to vote. The clerk or inspector shall
 1870 require each elector, upon entering the polling place, to
 1871 present one of the following a current and valid picture
 1872 identifications:

1873 (a) Florida driver's license.

1874 (b) Florida identification card issued by the Department
 1875 of Highway Safety and Motor Vehicles.

1876 (c) United States passport.

1877 (d) Employee badge or identification.

1878 (e) Buyer's club identification.

1879 (f) Debit or credit card.

1880 (g) Military identification.

1881 (h) Student identification.

1882 (i) Retirement center identification.

1883 (j) Neighborhood association identification.

1884 (k) Public assistance identification ~~as provided in s.~~

1885 97.0535(3)(a).

1886
 1887 If the picture identification does not contain the signature of
 1888 the voter, an additional identification that provides the
 1889 voter's signature shall be required. The elector shall sign his
 1890 or her name in the space provided on the precinct register or on
 1891 an electronic device provided for recording the voter's
 1892 signature., ~~and~~ The clerk or inspector shall compare the
 1893 signature with that on the identification provided by the
 1894 elector and enter his or her initials in the space provided on
 1895 the precinct register or on an electronic device provided for
 1896 that purpose and allow the elector to vote if the clerk or
 1897 inspector is satisfied as to the identity of the elector.

1898 (3) If the elector who fails to furnish the required
 1899 identification is an elector subject to s. 97.0535 ~~a first-time~~
 1900 ~~voter who registered by mail~~ and has not provided the required
 1901 identification to a voter registration official ~~the supervisor~~
 1902 ~~of elections~~ prior to election day, the elector shall be allowed
 1903 to vote a provisional ballot. The canvassing board shall
 1904 determine the validity of the ballot pursuant to s. 101.048(2).

1905 Section 31. Subsections (2) and (3) of section 101.045,
 1906 Florida Statutes, are amended to read:

1907 101.045 Electors must be registered in precinct;
 1908 provisions for residence or name change.--

1909 (2) (a) An elector who moves from the precinct ~~within the~~
 1910 ~~county~~ in which the elector is registered may be permitted to
 1911 vote in the precinct to which he or she has moved his or her
 1912 legal residence, provided such elector completes an affirmation
 1913 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

1941 Under penalties for false swearing, I, (New name of voter) ,
 1942 swear (or affirm) that my name has been changed because of
 1943 marriage or other legal process. My former name and address of
 1944 legal residence appear on the registration records ~~books~~ of
 1945 precinct _____ as follows:

1946 Name

1947 Address

1948 Municipality

1949 County

1950 Florida, Zip

1951 My present name and address of legal residence are as follows:

1952 Name

1953 Address

1954 Municipality

1955 County

1956 Florida, Zip

1957 and I further swear (or affirm) that I am otherwise legally
 1958 registered and entitled to vote.

1959

1960 (Signature of voter whose name has changed)

1961

1962 (c) Such affirmation, when completed and presented at the
 1963 precinct in which such elector is entitled to vote, and upon
 1964 verification of the elector's registration, shall entitle such
 1965 elector to vote as provided in this subsection. If the elector's
 1966 eligibility to vote cannot be determined, he or she shall be
 1967 entitled to vote a provisional ballot, subject to the
 1968 requirements and procedures in s. 101.048. Upon receipt of an

1969 affirmation certifying a change in address of legal residence or
 1970 name, the supervisor shall as soon as practicable make the
 1971 necessary changes in the statewide voter registration system
 1972 ~~records of the county~~ to indicate the change in address of legal
 1973 residence or name of such elector.

1974 (d) Instead of the affirmation contained in paragraph (a)
 1975 or paragraph (b), an elector may complete a voter registration
 1976 application that indicates the change of name or change of
 1977 address of legal residence.

1978 ~~(e) A request for an absentee ballot pursuant to s. 101.62~~
 1979 ~~which indicates that the elector has had a change of address of~~
 1980 ~~legal residence from that in the supervisor's records shall be~~
 1981 ~~sufficient as the notice to the supervisor of change of address~~
 1982 ~~of legal residence required by this section. Upon receipt of~~
 1983 ~~such request for an absentee ballot from an elector who has~~
 1984 ~~changed his or her address of legal residence, the supervisor~~
 1985 ~~shall provide the elector with the proper ballot for the~~
 1986 ~~precinct in which the elector then has his or her legal~~
 1987 ~~residence.~~

1988 ~~(3) When an elector's name does not appear on the~~
 1989 ~~registration books of the election precinct in which the elector~~
 1990 ~~is registered, the elector may have his or her name restored if~~
 1991 ~~the supervisor is otherwise satisfied that the elector is~~
 1992 ~~validly registered, that the elector's name has been erroneously~~
 1993 ~~omitted from the books, and that the elector is entitled to have~~
 1994 ~~his or her name restored. The supervisor, if he or she is~~
 1995 ~~satisfied as to the elector's previous registration, shall allow~~

1996 ~~such person to vote and shall thereafter issue a duplicate~~
 1997 ~~registration identification card.~~

1998 Section 32. Subsection (1) of section 101.048, Florida
 1999 Statutes, is amended to read:

2000 101.048 Provisional ballots.--

2001 (1) At all elections, a voter claiming to be properly
 2002 registered in the state ~~county~~ and eligible to vote at the
 2003 precinct in the election, but whose eligibility cannot be
 2004 determined, and other persons specified in the code shall be
 2005 entitled to vote a provisional ballot. Once voted, the
 2006 provisional ballot shall be placed in a secrecy envelope and
 2007 thereafter sealed in a provisional ballot envelope. The
 2008 provisional ballot shall be deposited in a ballot box. All
 2009 provisional ballots shall remain sealed in their envelopes for
 2010 return to the supervisor of elections. The department shall
 2011 prescribe the form of the provisional ballot envelope.

2012 Section 33. Effective January 1, 2007, subsection (1) of
 2013 section 101.161, Florida Statutes, is amended to read:

2014 101.161 Referenda; ballots.--

2015 (1) Whenever a constitutional amendment or other public
 2016 measure is submitted to the vote of the people, the substance of
 2017 such amendment or other public measure shall be printed in clear
 2018 and unambiguous language on the ballot after the list of
 2019 candidates, followed by the word "yes" and also by the word
 2020 "no," and shall be styled in such a manner that a "yes" vote
 2021 will indicate approval of the proposal and a "no" vote will
 2022 indicate rejection. The wording of the substance of the
 2023 amendment or other public measure and the ballot title to appear

2024 on the ballot shall be embodied in the joint resolution,
 2025 constitutional revision commission proposal, constitutional
 2026 convention proposal, taxation and budget reform commission
 2027 proposal, or enabling resolution or ordinance. Except for
 2028 amendments and ballot language proposed by joint resolution, the
 2029 substance of the amendment or other public measure shall be an
 2030 explanatory statement, not exceeding 75 words in length, of the
 2031 chief purpose of the measure. In addition, for every amendment
 2032 proposed by initiative, the ballot shall include, following the
 2033 ballot summary, a separate financial impact statement concerning
 2034 the measure prepared by the Financial Impact Estimating
 2035 Conference in accordance with s. 100.371(5)~~(6)~~. The ballot title
 2036 shall consist of a caption, not exceeding 15 words in length, by
 2037 which the measure is commonly referred to or spoken of.

2038 Section 34. Subsection (2) of section 101.56062, Florida
 2039 Statutes, as created by section 12 of chapter 2002-281, Laws of
 2040 Florida, is amended to read:

2041 101.56062 Standards for accessible voting systems.--

2042 (2) Such voting system must include at least one
 2043 accessible voter interface device installed in each polling
 2044 place ~~precinct~~ which meets the requirements of this section,
 2045 except for paragraph (1)(d).

2046 Section 35. Subsection (1) of section 101.5608, Florida
 2047 Statutes, is amended to read:

2048 101.5608 Voting by electronic or electromechanical method;
 2049 procedures.--

2050 (1) Each elector desiring to vote shall be identified to
 2051 the clerk or inspector of the election as a duly qualified

2052 | elector of such election and shall sign his or her name on the
 2053 | ~~in ink or indelible pencil to an identification blank, signature~~
 2054 | ~~slip,~~ precinct register, or other form or device provided by the
 2055 | supervisor ballot stub on which the ballot serial number may be
 2056 | ~~recorded~~. The inspector shall compare the signature with the
 2057 | signature on the identification provided by the elector. If the
 2058 | inspector is reasonably sure that the person is entitled to
 2059 | vote, the inspector shall provide the person with a ballot.

2060 | Section 36. Effective August 1, 2006, section 101.573,
 2061 | Florida Statutes, is created to read:

2062 | 101.573 Record of votes by precinct.--

2063 | (1) Within 75 days after the date of a municipal election
 2064 | or runoff, whichever occurs later, a presidential preference
 2065 | primary, or a general election, the supervisor of elections
 2066 | shall file with the Department of State precinct-level election
 2067 | results for that election cycle, including any primary
 2068 | elections. Precinct-level election results shall record for each
 2069 | precinct the returns of ballots cast at the precinct location to
 2070 | which have been added the returns of absentee and early ballots
 2071 | cast by voters registered in the precinct.

2072 | (2) The Department of State shall adopt rules pursuant to
 2073 | ss. 120.536(1) and 120.54 prescribing the form by which
 2074 | supervisors of elections shall submit election results for each
 2075 | precinct.

2076 | Section 37. Effective January 1, 2007, paragraph (a) of
 2077 | subsection (4) of section 101.62, Florida Statutes, is amended
 2078 | to read:

2079 | 101.62 Request for absentee ballots.--

2080 (4) (a) To each absent qualified elector overseas who has
2081 requested an absentee ballot, the supervisor of elections shall,
2082 not fewer than 35 days before the first primary election, mail
2083 an absentee ballot. Not fewer than 45 days before the second
2084 primary and general election, the supervisor of elections shall
2085 mail an advance absentee ballot to those persons requesting
2086 ballots for such elections. The advance absentee ballot for the
2087 second primary shall be the same as the first primary absentee
2088 ballot as to the names of candidates, except that for any
2089 offices where there are only two candidates, those offices and
2090 all political party executive committee offices shall be
2091 omitted. Except as provided in ss. 99.063(4) and 100.371(5)~~(6)~~,
2092 the advance absentee ballot for the general election shall be as
2093 specified in s. 101.151, except that in the case of candidates
2094 of political parties where nominations were not made in the
2095 first primary, the names of the candidates placing first and
2096 second in the first primary election shall be printed on the
2097 advance absentee ballot. The advance absentee ballot or advance
2098 absentee ballot information booklet shall be of a different
2099 color for each election and also a different color from the
2100 absentee ballots for the first primary, second primary, and
2101 general election. The supervisor shall mail an advance absentee
2102 ballot for the second primary and general election to each
2103 qualified absent elector for whom a request is received until
2104 the absentee ballots are printed. The supervisor shall enclose
2105 with the advance second primary absentee ballot and advance
2106 general election absentee ballot an explanation stating that the
2107 absentee ballot for the election will be mailed as soon as it is

2108 printed; and, if both the advance absentee ballot and the
 2109 absentee ballot for the election are returned in time to be
 2110 counted, only the absentee ballot will be counted. The
 2111 Department of State may prescribe by rule the requirements for
 2112 preparing and mailing absentee ballots to absent qualified
 2113 electors overseas.

2114 Section 38. Subsection (3) is added to section 101.64,
 2115 Florida Statutes, to read:

2116 101.64 Delivery of absentee ballots; envelopes; form.--

2117 (3) The supervisor shall mark, code, indicate on, or
 2118 otherwise track the precinct of the absent elector for each
 2119 absentee ballot.

2120 Section 39. Paragraph (a) of subsection (1) of section
 2121 101.657, Florida Statutes, is amended to read:

2122 101.657 Early voting.--

2123 (1)(a) The supervisor of elections shall allow an elector
 2124 to vote early in the main or branch office of the supervisor by
 2125 depositing the voted ballot in a voting device used by the
 2126 supervisor to collect or tabulate ballots. The supervisor shall
 2127 mark, code, indicate on, or otherwise track the voter's precinct
 2128 for each early voted ballot. In order for a branch office to be
 2129 used for early voting, it shall be a full-service facility of
 2130 the supervisor and shall have been designated as such at least 1
 2131 year prior to the election. The supervisor may designate any
 2132 city hall or public library as early voting sites; however, if
 2133 so designated, the sites must be geographically located so as to
 2134 provide all voters in the county an equal opportunity to cast a

2135 | ballot, insofar as is practicable. The results or tabulation may
 2136 | not be made before the close of the polls on election day.

2137 | Section 40. Section 101.663, Florida Statutes, is amended
 2138 | to read:

2139 | 101.663 Electors; change of residence to another state.--

2140 | ~~(1) An elector who changes his or her residence to another~~
 2141 | ~~county in Florida from the county in Florida in which he or she~~
 2142 | ~~is registered as an elector after the books in the county to~~
 2143 | ~~which the elector has changed his or her residence are closed~~
 2144 | ~~for any general, primary, or special election shall be permitted~~
 2145 | ~~to vote absentee in the county of his or her former residence in~~
 2146 | ~~that election for President and Vice President, United States~~
 2147 | ~~Senator, statewide offices, and statewide issues. Such person~~
 2148 | ~~shall not be permitted to vote in the county of the person's~~
 2149 | ~~former residence after the general election.~~

2150 | ~~(2)~~ An elector registered in this state who moves his or
 2151 | her permanent residence to another state and who is prohibited
 2152 | by the laws of that state from voting for the offices of
 2153 | President and Vice President of the United States shall be
 2154 | permitted to vote absentee in the county of his or her former
 2155 | residence for those offices.

2156 | Section 41. Subsection (1) of section 101.6921, Florida
 2157 | Statutes, is amended to read:

2158 | 101.6921 Delivery of special absentee ballot to certain
 2159 | first-time voters.--

2160 | (1) The provisions of this section apply to voters who are
 2161 | subject to the provisions of s. 97.0535 ~~registered to vote by~~
 2162 | ~~mail, who have not previously voted in the county,~~ and who have

2163 | not provided the identification or certification required by s.
 2164 | 97.0535 by the time the absentee ballot is mailed.

2165 | Section 42. Section 101.6923, Florida Statutes, is amended
 2166 | to read:

2167 | 101.6923 Special absentee ballot instructions for certain
 2168 | first-time voters.--

2169 | (1) The provisions of this section apply to voters who are
 2170 | subject to the provisions of s. 97.0535 ~~registered to vote by~~
 2171 | ~~mail, who have not previously voted in the county,~~ and who have
 2172 | not provided the identification or information required by s.
 2173 | 97.0535 by the time the absentee ballot is mailed.

2174 | (2) A voter covered by this section shall be provided with
 2175 | ~~the following~~ printed instructions with his or her absentee
 2176 | ballot in substantially the following form:

2177 |
 2178 | READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR
 2179 | BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE
 2180 | YOUR BALLOT NOT TO COUNT.

2181 |
 2182 | 1. In order to ensure that your absentee ballot will be
 2183 | counted, it should be completed and returned as soon as possible
 2184 | so that it can reach the supervisor of elections of the county
 2185 | in which your precinct is located no later than 7 p.m. on the
 2186 | date of the election.

2187 | 2. Mark your ballot in secret as instructed on the ballot.
 2188 | You must mark your own ballot unless you are unable to do so
 2189 | because of blindness, disability, or inability to read or write.

2190 3. Mark only the number of candidates or issue choices for
 2191 a race as indicated on the ballot. If you are allowed to "Vote
 2192 for One" candidate and you vote for more than one, your vote in
 2193 that race will not be counted.

2194 4. Place your marked ballot in the enclosed secrecy
 2195 envelope and seal the envelope.

2196 5. Insert the secrecy envelope into the enclosed envelope
 2197 bearing the Voter's Certificate. Seal the envelope and
 2198 completely fill out the Voter's Certificate on the back of the
 2199 envelope.

2200 a. You must sign your name on the line above (Voter's
 2201 Signature).

2202 b. If you are an overseas voter, you must include the date
 2203 you signed the Voter's Certificate on the line above (Date) or
 2204 your ballot may not be counted.

2205 6. Unless you meet one of the exemptions in Item 7., you
 2206 must make a copy of one of the following forms of
 2207 identification:

2208 a. Identification which must include your name and
 2209 photograph: ~~current and valid Florida driver's license; Florida~~
 2210 ~~identification card issued by the Department of Highway Safety~~
 2211 ~~and Motor Vehicles;~~ United States passport; employee badge or
 2212 identification; buyer's club identification card; debit or
 2213 credit card; military identification; student identification;
 2214 retirement center identification; neighborhood association
 2215 identification; ~~entertainment identification;~~ or public
 2216 assistance identification; or

2217 | b. Identification which shows your name and current
 2218 | residence address: current utility bill, bank statement,
 2219 | government check, paycheck, or government document (excluding
 2220 | voter identification card).

2221 | 7. The identification requirements of Item 6. do not apply
 2222 | if you meet one of the following requirements:

2223 | a. You are 65 years of age or older.

2224 | b. You have a temporary or permanent physical disability.

2225 | c. You are a member of a uniformed service on active duty
 2226 | who, by reason of such active duty, will be absent from the
 2227 | county on election day.

2228 | d. You are a member of the Merchant Marine who, by reason
 2229 | of service in the Merchant Marine, will be absent from the
 2230 | county on election day.

2231 | e. You are the spouse or dependent of a member referred to
 2232 | in paragraph c. or paragraph d. who, by reason of the active
 2233 | duty or service of the member, will be absent from the county on
 2234 | election day.

2235 | f. You are currently residing outside the United States.

2236 | 8. Place the envelope bearing the Voter's Certificate into
 2237 | the mailing envelope addressed to the supervisor. Insert a copy
 2238 | of your identification in the mailing envelope. DO NOT PUT YOUR
 2239 | IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR
 2240 | INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR
 2241 | BALLOT WILL NOT COUNT.

2242 | 9. Mail, deliver, or have delivered the completed mailing
 2243 | envelope. Be sure there is sufficient postage if mailed.

2244 10. FELONY NOTICE. It is a felony under Florida law to
 2245 accept any gift, payment, or gratuity in exchange for your vote
 2246 for a candidate. It is also a felony under Florida law to vote
 2247 in an election using a false identity or false address, or under
 2248 any other circumstances making your ballot false or fraudulent.

2249 Section 43. Subsection (3) of section 102.012, Florida
 2250 Statutes, is amended to read:

2251 102.012 Inspectors and clerks to conduct elections.--

2252 (3) The supervisor shall furnish inspectors of election
 2253 for each precinct with the list of registered electors for that
 2254 precinct ~~registration books divided alphabetically as will best~~
 2255 ~~facilitate the holding of an election.~~ The supervisor shall also
 2256 furnish to the inspectors of election at the polling place at
 2257 each precinct in the supervisor's county a sufficient number of
 2258 forms and blanks for use on election day.

2259 Section 44. Subsections (1), (2), and (3) of section
 2260 104.013, Florida Statutes, are amended to read:

2261 104.013 Unauthorized use, possession, or destruction of
 2262 voter information ~~registration identification~~ card.--

2263 (1) It is unlawful for any person knowingly to have in his
 2264 or her possession any blank, forged, stolen, fictitious,
 2265 counterfeit, or unlawfully issued voter information ~~registration~~
 2266 ~~identification~~ card unless possession by such person has been
 2267 duly authorized by the supervisor.

2268 (2) It is unlawful for any person to barter, trade, sell,
 2269 or give away a voter information ~~registration identification~~
 2270 card unless said person has been duly authorized to issue a
 2271 voter information ~~registration identification~~ card.

2272 (3) It is unlawful for any person willfully to destroy or
 2273 deface the information ~~registration identification~~ card of a
 2274 duly registered voter.

2275 Section 45. Subsection (7) is added to section 106.0705,
 2276 Florida Statutes, to read:

2277 106.0705 Electronic filing of campaign treasurer's
 2278 reports.--

2279 (7) Notwithstanding anything in law to the contrary, any
 2280 report required to have been filed under this section for the
 2281 period ended March 31, 2005, shall be deemed to have been timely
 2282 filed if the report is filed under this section on or before
 2283 June 1, 2005.

2284 Section 46. Section 106.34, Florida Statutes, is amended
 2285 to read:

2286 106.34 Expenditure limits.--

2287 (1) Any candidate for Governor and Lieutenant Governor or
 2288 Cabinet officer who requests contributions from the Election
 2289 Campaign Financing Trust Fund shall limit his or her total
 2290 expenditures as follows:

2291 (a) Governor and Lieutenant Governor: \$2 for each Florida
 2292 registered voter ~~\$5 million~~.

2293 (b) Cabinet officer: \$1 for each Florida registered voter
 2294 ~~\$2 million~~.

2295 (2) The expenditure limit for any candidate with primary
 2296 election opposition only shall be 60 percent of the limit
 2297 provided in subsection (1).

2298 (3) For purposes of this section, "Florida registered
 2299 voter" means a voter who is registered to vote in Florida as of

2300 June 30 of each odd-numbered year. The Division of Elections
 2301 shall certify the total number of Florida registered voters no
 2302 later than July 31 of each odd-numbered year. Such total number
 2303 shall be calculated by adding the number of registered voters in
 2304 each county as of June 30 of the year of the certification date.
 2305 For the 2006 general election, the Division of Elections shall
 2306 certify the total number of Florida registered voters by July
 2307 31, 2005 ~~The expenditure limit shall be adjusted by the~~
 2308 ~~Secretary of State quadrennially to reflect the rate of~~
 2309 ~~inflation or deflation as indicated in the Consumer Price Index~~
 2310 ~~for All Urban Consumers, U.S. City Average, All Items, 1967=100,~~
 2311 ~~or successor reports as reported by the United States Department~~
 2312 ~~of Labor, Bureau of Labor Statistics.~~

2313 (4) For the purposes of this section, the term
 2314 "expenditure" does not include the payment of compensation for
 2315 legal and accounting services rendered on behalf of a candidate.

2316 Section 47. Section 196.141, Florida Statutes, is amended
 2317 to read:

2318 196.141 Homestead exemptions; duty of property
 2319 appraiser.--

2320 ~~(1)~~ The property appraiser shall examine each claim for
 2321 exemption filed with or referred to him or her and shall allow
 2322 the same, if found to be in accordance with law, by marking the
 2323 same approved and by making the proper deductions on the tax
 2324 books.

2325 ~~(2)~~ ~~The property appraiser shall examine each referral, of~~
 2326 ~~a person registering to vote at an address different from the~~
 2327 ~~one where the person has filed for a homestead exemption, which~~

2328 ~~has been provided by a supervisor of elections pursuant to s.~~
2329 ~~98.015. The property appraiser shall initiate procedures to~~
2330 ~~terminate a person's homestead exemption and assess back taxes,~~
2331 ~~if appropriate, if the person claiming such exemption is not~~
2332 ~~entitled to the exemption under law.~~

2333 Section 48. Paragraph (b) of subsection (4) of section
2334 120.54, Florida Statutes, is amended to read:

2335 120.54 Rulemaking.--

2336 (4) EMERGENCY RULES.--

2337 (b) Rules pertaining to the public health, safety, or
2338 welfare shall include rules pertaining to perishable
2339 agricultural commodities or rules pertaining to the
2340 interpretation and implementation of the requirements of
2341 chapters 97 through 102 and 105 of the Florida Election Code
2342 which are filed when not more than 60 days remain before an
2343 election as defined in s. 97.021 or which are filed during the
2344 time period after the election and before certification of the
2345 election pursuant to s. 102.112 or s. 102.121.

2346 Section 49. Subsection (1) of section 99.061, Florida
2347 Statutes, is amended to read:

2348 99.061 Method of qualifying for nomination or election to
2349 federal, state, county, or district office.--

2350 (1) The provisions of any special act to the contrary
2351 notwithstanding, each person seeking to qualify for nomination
2352 or election to a federal, state, or multicounty district office,
2353 other than election to a judicial office as defined in chapter
2354 105 or the office of school board member, shall file his or her
2355 qualification papers with, and pay the qualifying fee, which

2356 shall consist of the filing fee and election assessment, and
2357 party assessment, if any has been levied, to, the Department of
2358 State, or qualify by the alternative method with the Department
2359 of State, at any time after noon of the 1st day for qualifying,
2360 which shall be as follows: the 120th day prior to the first
2361 primary, but not later than noon of the 116th day prior to the
2362 date of the first primary, for persons seeking to qualify for
2363 nomination or election to federal office or the office of the
2364 state attorney or public defender; and noon of the 50th day
2365 prior to the first primary, but not later than noon of the 46th
2366 day prior to the date of the first primary, for persons seeking
2367 to qualify for nomination or election to a state or multicounty
2368 district office other than the office of state attorney or
2369 public defender.

2370 Section 50. Sections 98.055, 98.095, 98.0977, 98.0979,
2371 98.101, 98.181, 98.231, 98.451, 98.481, and 101.635, Florida
2372 Statutes, are repealed.

2373 Section 51. Except as otherwise provided herein, this act
2374 shall take effect January 1, 2006.