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CHAMBER ACTION

<u>Senate</u>   <u>House</u>

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11 The Committee on Judiciary (Geller) recommended the following

12 **substitute for amendment to amendment** (422642):

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14   **Senate Amendment (with title amendment)**

15   On page 74, line 24, through

16   page 77, line 1, delete those lines

17

18 and insert:

19   Section 46. Subsection (1) of section 101.657, Florida

20 Statutes, is amended, present subsection (2) of that section

21 is renumbered as subsection (4), and new subsections (2) and

22 (3) are added to that section, to read:

23   101.657 Early voting.--

24   (1)(a) <u>As a convenience to the voter,</u> the supervisor

25 of elections shall allow an elector to vote early in the main

26 or branch office of the supervisor ~~by depositing the voted~~

27 ~~ballot in a voting device used by the supervisor to collect or~~

28 ~~tabulate ballots~~. In order for a branch office to be used for

29 early voting, it shall be a <u>permanent</u> ~~full-service~~ facility of

30 the supervisor and shall have been designated <u>and used</u> as such

31 <u>for</u> at least 1 year prior to the election. The supervisor may

1 also designate any city hall or permanent public library

2 facility as early voting sites; however, if so designated, the

3 sites must be geographically located so as to provide all

4 voters in the county an equal opportunity to cast a ballot,

5 insofar as is practicable. The results or tabulation of votes

6 cast during early voting may not be made before the close of

7 the polls on election day. Results shall be reported by

8 precinct.

9   (b) The supervisor shall designate each early voting

10 site by no later than the 30th day prior to an election and

11 shall designate an early voting area, as defined in s. 97.021,

12 at each early voting site. Designation of early voting sites

13 may not be changed except by petition to the division, which

14 petition shall only be granted for reasons of a natural or

15 unavoidable event resulting in the unavailability of such

16 early voting site.

17   (c) All early voting sites in a county shall be open

18 on the same days for the same amount of time and shall allow

19 any person in line at the closing of an early voting site to

20 vote.

21   (d)(b) Early voting shall begin on the 15th day before

22 an election and end on the day before an election. For

23 purposes of a special election held pursuant to s. 100.101,

24 early voting shall begin on the 8th day before an election and

25 end on the day before an election. Early voting shall be

26 provided for at least 8 hours per weekday during the

27 applicable periods. Early voting shall also be provided for 8

28 hours in the aggregate for each weekend during the applicable

29 periods.

30   (e) Notwithstanding the requirements of s. 100.3605,

31 municipalities may provide early voting in municipal elections

 1 that are not held in conjunction with county or state

 2 elections. If a municipality provides early voting, it may

 3 designate as many sites as necessary and shall conduct its

 4 activities in accordance with the provisions of paragraphs

 5 (a)-(c). The supervisor is not required to conduct early

 6 voting if it is provided pursuant to this subsection.

 7   (f) Notwithstanding the requirements of s. 189.405,

 8 special districts may provide early voting in any district

 9 election not held in conjunction with county or state

10 elections. If a special district provides early voting, it may

11 designate as many sites as necessary and shall conduct its

12 activities in accordance with the provisions of paragraphs

13 (a)-(c). The supervisor is not required to conduct early

14 voting if it is provided pursuant to this subsection.

15   (2) During any early voting period, each supervisor of

16 elections shall make available the total number of voters

17 casting a ballot at each early voting location during the

18 previous day. Each supervisor shall prepare an electronic data

19 file listing the individual voters who cast a ballot during

20 the early voting period. This information shall be provided in

21 electronic format as provided by rule adopted by the division.

22 The information shall be updated and made available no later

23 than noon of each day and shall be contemporaneously provided

24 to the division.

25   (3) The ballot of each elector voting early shall be

26 counted even if the elector dies on or before election day.

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

30 And the title is amended as follows:

31   On page 133, line 3, after the semicolon,

3

1 | insert:

2 | requiring that an early voting ballot that

3 | otherwise satisfies the requirements of law for

4 | early voting ballots be counted even if the

5 | elector dies on or before election day;

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