

Bill No. SB 2176

Barcode 865958

CHAMBER ACTION

Senate

House

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The Committee on Governmental Oversight and Productivity
(Margolis) recommended the following **amendment to amendment**
(844124):

Senate Amendment (with title amendment)

On page 69, line 15, through
page 74, line 2, delete those lines

and insert:

Section 39. Subsection (2) of section 106.23, Florida
Statutes, is amended to read:

106.23 Powers of the Division of Elections.--

(2) The Division of Elections shall provide advisory
opinions when requested by any supervisor of elections,
candidate, local officer having election-related duties,
political party, political committee, committee of continuous
existence, or other person or organization engaged in
political activity, relating to any provisions or possible
violations of Florida election laws with respect to actions
such supervisor, candidate, local officer having
election-related duties, political party, committee, person,

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1 or organization has taken or proposes to take. Requests for
 2 advisory opinions must be submitted in accordance with rules
 3 adopted by the Department of State. ~~A written record of all~~
 4 ~~such opinions issued by the division, sequentially numbered,~~
 5 ~~dated, and indexed by subject matter, shall be retained. A~~
 6 ~~copy shall be sent to said person or organization upon~~
 7 ~~request.~~ Any such person or organization, acting in good faith
 8 upon such an advisory opinion, shall not be subject to any
 9 criminal penalty provided for in this chapter. The opinion,
 10 until amended or revoked, shall be binding on any person or
 11 organization who sought the opinion or with reference to whom
 12 the opinion was sought, unless material facts were omitted or
 13 misstated in the request for the advisory opinion.

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

17 And the title is amended as follows:

18 On page 79, line 31, after the first semicolon,

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20 insert:

21 deleting a provision that requires the Division
 22 of Elections to retain copies of its advisory
 23 opinions;

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