

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Randolph offered the following:

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3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Subsection (3) and paragraph (a) of subsection
6 (6) of section 100.371, Florida Statutes, are amended to read:

7 100.371 Initiatives; procedure for placement on ballot.--

8 (3) An initiative petition form circulated for signature
9 may not be bundled with or attached to any other petition. Each
10 signature shall be dated when made and shall be valid for a
11 period of 4 years following such date, provided all other
12 requirements of law are met. The sponsor shall submit signed and
13 dated forms to the appropriate supervisor of elections for
14 verification as to the number of registered electors whose valid
15 signatures appear thereon. Petition forms and petition
16 revocation forms must be submitted to the supervisor of

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17 elections within 45 days after the date on which the petition
18 was signed in order to be valid. The supervisor shall promptly
19 verify the signatures within 30 days after ~~of~~ receipt of the
20 petition forms and payment of the fee required by s. 99.097. The
21 supervisor shall promptly record, in the manner prescribed by
22 the Secretary of State, the date each form is received by the
23 supervisor, and the date the signature on the form is verified
24 as valid. The supervisor may verify that the signature on a form
25 is valid only if:

26 (a) The form contains the original signature of the
27 purported elector.

28 (b) The purported elector has accurately recorded on the
29 form the date on which he or she signed the form.

30 (c) The form accurately sets forth the purported elector's
31 name, street address, county, and voter registration number or
32 date of birth.

33 (d) The purported elector is, at the time he or she signs
34 the form, a duly qualified and registered elector authorized to
35 vote in the county in which his or her signature is submitted.

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37 The supervisor shall retain the signature forms for at least 1
38 year following the election in which the issue appeared on the
39 ballot or until the Division of Elections notifies the
40 supervisors of elections that the committee which circulated the
41 petition is no longer seeking to obtain ballot position.

42 (6) (a) An elector's signature on a petition form may be
43 ~~revoked within 150 days of the date on which he or she signed~~

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44 ~~the petition form~~ by submitting to the appropriate supervisor of
45 elections a signed petition-revocation form.

46 Section 2. Section 100.372, Florida Statutes, is created
47 to read:

48 100.372 Paid petition circulators.--

49 (1) DEFINITIONS.--For purposes of this section:

50 (a) "Department" means the Department of State.

51 (b) "Initiative sponsor" means the political committee
52 registered pursuant to s. 106.03 that has submitted the text of
53 a proposed amendment to the Secretary of State.

54 (c) "Paid petition circulator" means a petition circulator
55 who receives compensation or other valuable consideration as a
56 direct or indirect consequence of engaging in the activities
57 described in paragraph (d), other than for the reimbursement of
58 legitimate out-of-pocket expenses incurred by the petition
59 circulator in the ordinary course of these activities, as
60 specified by rule of the department.

61 (d) "Petition circulator" means a person who, in the
62 context of a direct, face-to-face interaction, presents to
63 another person for his or her possible signature an initiative
64 petition form.

65 (e) "Registrant" means a person who is registered with the
66 department as a paid petition circulator.

67 (2) PROHIBITION ON UNREGISTERED PAID PETITION
68 CIRCULATING.--A person may not engage in any activities as a
69 paid petition circulator in this state without first registering
70 with the department. A person or entity may not provide
71 compensation or other valuable consideration as a direct or

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72 indirect consequence of the activities described in paragraph
73 (1) (d) to a petition circulator who is not registered with the
74 department as a paid petition circulator.

75 (3) REGISTRATION FOR PAID PETITION CIRCULATORS;
76 REQUIREMENTS.--

77 (a) A person may apply to the department for the
78 registration required under subsection (2). The application must
79 include:

80 1. The full name and any assumed name of the applicant.
81 2. The residential street address of the applicant.
82 3. The signature of the applicant.
83 4. Identification of the initiative petitions that the
84 applicant will be circulating.

85 5. The name, street address, and telephone number of the
86 person or entity from which the applicant will receive
87 compensation as a direct or indirect consequence of the
88 activities described in paragraph (1) (d).

89 (b) If an applicant provides the information identified in
90 paragraph (a), the department shall register the applicant and
91 assign the registrant a registration number. No part of this
92 section shall be in force unless and until the department
93 creates an online application that fulfills all requirements of
94 this section and that allows a registrant to fully register with
95 the department in compliance with this section, including the
96 payment of any fees. Upon completion of the online application,
97 the department shall register the applicant within 3 business
98 days after the date on which the online application was
99 completed. As a condition of registration, the registrant shall

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100 notify the department in writing of any change in the
101 information submitted pursuant to this subsection within 10
102 business days after such change.

103 (4) REQUIREMENTS FOR INITIATIVE PETITION FORMS.--Every
104 initiative petition form presented by a registrant to a person
105 for his or her possible signature must contain the registrant's
106 registration number as issued by the department.

107 (5) RULEMAKING.--The Department of State shall adopt rules
108 pursuant to ss. 120.536(1) and 120.54 to administer this
109 section, including the adoption of a registration fee necessary
110 to cover the department's cost of registration. Funds collected
111 from registrants shall be deposited in the Grants and Donations
112 Trust Fund of the Department of State.

113 Section 3. This act shall take effect upon becoming a law.
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117 **T I T L E A M E N D M E N T**

118 Remove the entire title and insert:

119 A bill to be entitled
120 An act relating to elections; amending s. 100.371, F.S.;
121 requiring that petition forms and petition revocation
122 forms be submitted within a specified period after the
123 date on which the petition was signed in order to be
124 valid; deleting a limitation on the period for revoking a
125 signature on a petition form; creating s. 100.372, F.S.;
126 providing definitions; requiring registration of paid
127 petition circulators and prohibiting the payment of

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128 compensation to those not properly registered; providing
129 application requirements; requiring the Department of
130 State to create an online application as a condition of
131 the section being enforced; requiring registration numbers
132 to appear on certain forms; requiring the department to
133 adopt rules; providing for a registration fee; providing
134 for disposition of funds; providing an effective date.

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