

1 A bill to be entitled
 2 An act relating to challenging a person desiring to vote;
 3 amending s. 101.111, F.S.; prohibiting an elector from
 4 being challenged on the basis of certain documents;
 5 prohibiting certain persons from submitting a formal
 6 challenge to an individual's eligibility to register to
 7 vote or to vote in any election under certain
 8 circumstances; providing an effective date.

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

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 12 Section 1. Present subsection (2) of section 101.111,
 13 Florida Statutes, is renumbered as subsection (4), and new
 14 subsections (2) and (3) are added to that section, to read:

15 101.111 Person desiring to vote may be challenged;
 16 challenger to execute oath; oath of person challenged;
 17 determination of challenge.—

18 (2) An elector may not be challenged on the basis of the
 19 following documents:

20 (a) An elector caging document, which is a nonforwardable
 21 document that is sent by a person other than a state or local
 22 election official and that is returned to the sender or a third
 23 party as undelivered or undeliverable despite an attempt to
 24 deliver such document to the address of a registered elector or
 25 an applicant for registration;

26 (b) A list of individuals compiled from elector caging
 27 documents; or

28 (c) A list produced by matching the information of

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29 registered electors or applicants for voter registration to a
30 list of individuals who are ineligible to vote by virtue of
31 death, conviction, change of address, mental incompetence,
32 foreign citizenship, age, or otherwise, unless one of the pieces
33 of information matched includes a signature, photograph, or
34 unique identifying number ensuring that the information from
35 each source refers to the same individual.

36 (3) A person who is not a state or local election official
37 may not submit a formal challenge to an individual's eligibility
38 to register to vote or to vote in any election if the basis for
39 such challenge is evidence consisting of an error or omission on
40 any record or paper relating to any application, registration,
41 or other act requisite to voting, and if such error or omission
42 is not material to the individual's eligibility to vote as
43 provided by law.

44 Section 2. This act shall take effect July 1, 2010.