

1 A bill to be entitled
 2 An act relating to voter registration list
 3 maintenance; amending s. 98.075, F.S.; authorizing the
 4 Department of State to enter into certain interstate
 5 agreements or to become a member of a nongovernmental
 6 entity to verify voter registration information;
 7 establishing requirements for participation in such
 8 agreements or memberships; requiring the Department of
 9 Highway Safety and Motor Vehicles to provide specified
 10 information to the Department of State; establishing
 11 reporting requirements; providing an effective date.

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 13 Be It Enacted by the Legislature of the State of Florida:
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15 Section 1. Subsection (2) of section 98.075, Florida
 16 Statutes, is amended to read:

17 98.075 Registration records maintenance activities;
 18 ineligibility determinations.—

19 (2) DUPLICATE REGISTRATION.—

20 (a) The department shall identify those voters who are
 21 registered more than once within the state or those applicants
 22 whose registration applications within the state would result in
 23 duplicate registrations. The most recent application shall be
 24 deemed an update to the voter registration record.

25 (b)1. The department may enter into interstate agreements

26 | or become a member of a nongovernmental entity whose membership
27 | is composed solely of state government election officials if the
28 | sole purpose of the agreement or membership is to share and
29 | exchange information in order to verify voter registration
30 | information. If the department intends to become a member of
31 | such a nongovernmental entity, the agreement to join the entity
32 | must require that the Secretary of State, or his or her
33 | designee, serve as a full member with voting rights on the
34 | nongovernmental entity's board of directors.

35 | 2. The department may share confidential and exempt
36 | information pursuant to an interstate agreement or after
37 | becoming a member of a nongovernmental entity as provided in
38 | subparagraph 1. if:

39 | a. Each state that is a participant in the interstate
40 | agreement or each member of the nongovernmental entity agrees to
41 | maintain the confidentiality of such information; or

42 | b. The bylaws of the nongovernmental entity require member
43 | states and the entity to maintain the confidentiality of
44 | information as required by the laws of the state providing the
45 | information.

46 | 3. The department may only enter into in an interstate
47 | agreement or become a member of a nongovernmental entity as
48 | provided in subparagraph 1. if the agreement or entity is
49 | controlled and operated by the participating states. The
50 | interstate agreement or entity may not be operated or controlled

51 by the Federal Government or any other entity acting on behalf
52 of the Federal Government. The department must be able to
53 withdraw at any time from such interstate agreement or
54 membership entered into.

55 4. If the department enters into an interstate agreement
56 or becomes a member of a nongovernmental entity as provided in
57 subparagraph 1., the Department of Highway Safety and Motor
58 Vehicles must, pursuant to a written agreement with the
59 department, provide driver license or identification information
60 to the department for the purpose of sharing and exchanging
61 voter registration information pursuant to an interstate
62 agreement or with the nongovernmental entity.

63 5. If the department enters into an interstate agreement
64 or becomes a member of a nongovernmental entity as provided in
65 subparagraph 1., the department must submit a report to the
66 Governor, the President of the Senate, and the Speaker of the
67 House of Representatives by December 1 of each year. The report
68 must describe the interstate agreement or nongovernmental entity
69 membership and provide information on the total number of voters
70 removed from the voter registration system as a result of the
71 agreement or membership and the reasons for their removal.

72 Section 2. This act shall take effect January 1, 2018.