

1 A bill to be entitled

2 An act relating to voting; amending s. 97.021, F.S.;
3 revising the definition of the term "marksense
4 ballots" for purposes of the Florida Election Code;
5 amending s. 98.065, F.S.; requiring supervisors of
6 elections to enter into agreements with clerks of the
7 circuit courts to receive specified information;
8 requiring supervisors of elections to compare certain
9 information with the statewide voter registration
10 system; amending s. 98.093, F.S.; requiring the
11 Department of Highway Safety and Motor Vehicles to
12 furnish monthly to the Department of State a list of
13 persons who identified themselves as aliens; requiring
14 the Department of State to compare such list with the
15 statewide voter registration system and provide the
16 names of registered voters who are aliens to the
17 supervisor of elections of the county in which the
18 voter is registered; amending s. 101.151, F.S.;
19 providing applicability of specified ballot
20 requirements to a voter interface device; amending ss.
21 101.5603 and 101.56075, F.S.; conforming provisions to
22 changes made by the act; providing an effective date.

23
24 Be It Enacted by the Legislature of the State of Florida:
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26 Section 1. Paragraph (a) of subsection (5) of section
 27 97.021, Florida Statutes, is amended to read:

28 97.021 Definitions.—For the purposes of this code, except
 29 where the context clearly indicates otherwise, the term:

30 (5) "Ballot" or "official ballot" when used in reference
 31 to:

32 (a) "Marksense ballots" means that printed sheet of paper,
 33 used in conjunction with an electronic or electromechanical vote
 34 tabulation voting system, containing the names of candidates, ~~or~~
 35 a statement of proposed constitutional amendments or other
 36 questions or propositions submitted to the electorate at any
 37 election, or the selections made by the elector of candidates or
 38 other questions or propositions at an election, on which sheet
 39 of paper an elector casts his or her vote either directly on a
 40 sheet of paper or indirectly through the use of a voter
 41 interface device used to designate the elector's ballot
 42 selections on the sheet of paper.

43 Section 2. Paragraphs (a), (b), and (c) of subsection (4)
 44 of section 98.065, Florida Statutes, are redesignated as
 45 paragraphs (b), (c), and (d), respectively, and a new paragraph
 46 (a) is added to that subsection to read:

47 98.065 Registration list maintenance programs.—

48 (4)

49 (a) The supervisor shall enter into an agreement with the
 50 local clerk of the circuit court to receive monthly from such

51 clerk change-of-address information and a list of potential
52 jurors who identified themselves as aliens, as defined in s.
53 327.02(2), during the preceding calendar month. Each list shall
54 include the name, address, date of birth, sex, and, whichever is
55 available, the Florida driver license number or Florida
56 identification card number of each such person. The supervisor
57 shall compare all of the information included in the list each
58 month with the statewide voter registration system.

59 Section 3. Paragraph (h) is added to subsection (2) of
60 section 98.093, Florida Statutes, to read:

61 98.093 Duty of officials to furnish information relating
62 to deceased persons, persons adjudicated mentally incapacitated,
63 ~~and~~ persons convicted of a felony, and persons identified as
64 aliens.-

65 (2) To the maximum extent feasible, state and local
66 government agencies shall facilitate provision of information
67 and access to data to the department, including, but not limited
68 to, databases that contain reliable criminal records and records
69 of deceased persons. State and local government agencies that
70 provide such data shall do so without charge if the direct cost
71 incurred by those agencies is not significant.

72 (h) The Department of Highway Safety and Motor Vehicles
73 shall furnish monthly to the department a list of persons who
74 identified themselves as aliens, as defined in s. 327.02(2),
75 during the preceding calendar month. Each list shall include the

76 | name, address, date of birth, sex, and, whichever is available,
77 | the Florida driver license number or Florida identification card
78 | number of each such person. The department shall compare all of
79 | the information included in the list each month with the
80 | statewide voter registration system and if the department
81 | determines that a registered voter is an alien, provide the name
82 | of such voter to the supervisor of elections of the county in
83 | which the voter is registered.

84 | Section 4. Subsection (10) is added to section 101.151,
85 | Florida Statutes, to read:

86 | 101.151 Specifications for ballots.-

87 | (10) With respect to any voting system that uses a voter
88 | interface device to designate the elector's ballot selections on
89 | a sheet of paper, the provisions of this section, s. 101.161,
90 | and ss. 101.2512-101.254 that prescribe the ballot layout apply
91 | only to the display of candidates and issues on the voter
92 | interface device.

93 | Section 5. Subsection (5) of section 101.5603, Florida
94 | Statutes, is amended to read:

95 | 101.5603 Definitions relating to Electronic Voting Systems
96 | Act.-As used in this act, the term:

97 | (5) "Marking device" means any approved device for marking
98 | a ballot with ink or other substance, including through a voter
99 | interface device, which will enable the ballot to be tabulated
100 | by means of automatic tabulating equipment.

101 Section 6. Subsection (1) of section 101.56075, Florida
102 Statutes, is amended to read:

103 101.56075 Voting methods.—

104 (1) Except as provided in subsection (2), all voting shall
105 be by marksense ballot using ~~utilizing~~ a marking device for the
106 purpose of designating ballot selections.

107 Section 7. This act shall take effect July 1, 2018.