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LEGISLATIVE ACTION

Senate	.	House
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04/26/2019 10:55 AM	.	
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Senator Lee moved the following:

1   **Senate Amendment (with title amendment)**
2
3   Delete lines 33 - 41
4   and insert:
5   (d) The telephone number and e-mail address of a voter
6   registration applicant or voter, except that such information
7   must be made available to or reproduced only for the voter
8   registration applicant or voter, an official elected to public
9   office, a canvassing board, and an election official, or, for
10   political purposes only, to a political party or official
11   thereof, a candidate as defined in s. 106.011, and a registered

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12 political committee.

13   (e) All information concerning preregistered voter

14 registration applicants who are 16 or 17 years of age.

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16 Paragraphs (d) and (e) are subject to the Open Government Sunset

17 Review Act in accordance with s. 119.15 and shall stand repealed

18 on October 2, 2024, unless reviewed and saved from repeal

19 through reenactment by the Legislature.

20   (3) This section applies to information held by an agency

21 before, on, or after the effective date of this exemption.

22   Section 2. (1) The Legislature finds that it is a public

23 necessity that the telephone number and e-mail address of a

24 voter registration applicant or voter which are held by an

25 agency and obtained for the purpose of voter registration be

26 made confidential and exempt from s. 119.07(1), Florida

27 Statutes, and s. 24(a), Article I of the State Constitution. The

28 telephone number and e-mail address of a voter registration

29 applicant or voter are personal and sensitive information and

30 could be misused by a dishonest person if placed in the public

31 domain along with the name of the applicant or voter. The

32 information could be used for consumer scams, unwanted

33 solicitations, or other forms of invasive contact. In addition,

34 a voter registration applicant or voter may be harassed through

35 these mediums if the information is publicly available. The

36 potential for harm that results from unfettered access to a

37 voter registration applicant's or voter's telephone number or e-

38 mail address exceeds any public benefit that may be derived from

39 disclosure of such information.

40   (2) The Legislature also finds that e-mail addresses are

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41   personal information that could be misused and could result in

42   voter fraud if released. A voter may request a vote-by-mail

43   ballot using an e-mail address. Unrestricted access to such e-

44   mail addresses may enable others to determine which voters are

45   intending to vote by vote-by-mail ballot and result in the

46   confiscation and misuse of a mailed vote-by-mail ballot by a

47   person other than the requesting voter. In addition, collection

48   of the e-mail address of a voter registration applicant or a

49   voter would give supervisors of elections the opportunity to

50   employ the cost-saving measure of electronically transmitting

51   sample ballots. If a voter registration applicant or a voter

52   knows that his or her e-mail address is subject to public

53   disclosure, he or she may be less willing to provide the e-mail

54   address to the supervisor of elections. Accordingly, the

55   effective and efficient administration of a governmental program

56   would be significantly impaired.

57   (3) The Legislature also finds that it is a public

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

60   And the title is amended as follows:

61   Delete lines 5 - 10

62   and insert:

63   regarding voters and voter registration; providing

64   exemptions from public records requirements for the

65   telephone numbers and e-mail addresses of voter

66   registration applicants and voters and for information

67   concerning preregistered voter registration applicants

68   who are minors; authorizing disclosure of telephone

69   numbers and e-mail addresses under specified

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70   circumstances; providing for future legislative review
71   and repeal of the exemptions; providing for
72   retroactive application; providing statements of

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