

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Ingoglia offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. Subsection (17) is added to section 97.012, Florida Statutes, to read:

97.012 Secretary of State as chief election officer.—The Secretary of State is the chief election officer of the state, and it is his or her responsibility to:

(17) Provide formal signature matching training to supervisors of elections and county canvassing board members.

Section 2. Effective January 1, 2020, subsection (41) of section 97.021, Florida Statutes, is amended to read:

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14 97.021 Definitions.—For the purposes of this code, except  
15 where the context clearly indicates otherwise, the term:

16 (41) "Voter interface device" means any device that  
17 communicates voting instructions and ballot information to a  
18 voter and allows the voter to select and vote for candidates and  
19 issues. A voter interface device may not be used to tabulate  
20 votes. Any vote tabulation must be based upon a subsequent scan  
21 of the marked marksense ballot or the voter-verifiable paper  
22 output after the voter interface device process has been  
23 completed.

24 Section 3. Subsection (4) of section 98.077, Florida  
25 Statutes, is amended to read:

26 98.077 Update of voter signature.—

27 (4) Except as authorized in ss. 101.048 and 101.68:

28 (a) All signature updates for use in verifying vote-by-  
29 mail and provisional ballots must be received by the appropriate  
30 supervisor before the elector's ballot is received by the  
31 supervisor or, in the case of provisional ballots, before the  
32 elector's ballot is cast ~~of elections no later than the start of~~  
33 ~~the canvassing of vote-by-mail ballots by the canvassing board.~~

34 (b) The signature on file at the time the vote-by-mail  
35 ballot is received or at the time the provisional ballot is cast  
36 ~~start of the canvass of the vote-by-mail ballots is the~~  
37 signature that shall be used in verifying the signature on the  
38 vote-by-mail and provisional ballot certificates, respectively.

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39 Section 4. Paragraph (a) of subsection (2) of section  
40 98.0981, Florida Statutes, is amended to read:

41 98.0981 Reports; voting history; statewide voter  
42 registration system information; precinct-level election  
43 results; book closing statistics.-

44 (2) PRECINCT-LEVEL ELECTION RESULTS.-

45 (a) Within 30 days after certification by the Elections  
46 Canvassing Commission of a presidential preference primary  
47 election, special election, primary election, or general  
48 election, the supervisors of elections shall collect and submit  
49 to the department precinct-level election results for the  
50 election in a uniform electronic format specified by paragraph  
51 (c). The precinct-level election results shall be compiled  
52 separately for the primary or special primary election that  
53 preceded the general or special general election, respectively.  
54 The results shall specifically include for each precinct the  
55 total of all ballots cast for each candidate or nominee to fill  
56 a national, state, county, or district office or proposed  
57 constitutional amendment, with subtotals for each candidate and  
58 ballot type, unless fewer than 30 ~~40~~ voters voted a ballot type.  
59 "All ballots cast" means ballots cast by voters who cast a  
60 ballot whether at a precinct location, by vote-by-mail ballot  
61 including overseas vote-by-mail ballots, during the early voting  
62 period, or by provisional ballot.

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63 Section 5. Subsection (4) of section 99.063, Florida  
64 Statutes, is amended to read:

65 99.063 Candidates for Governor and Lieutenant Governor.—

66 (4) In order to have the name of the candidate for  
67 Lieutenant Governor printed on the primary election ballot, a  
68 candidate for Governor participating in the primary must  
69 designate the candidate for Lieutenant Governor, and the  
70 designated candidate must qualify no later than the end of the  
71 qualifying period specified in s. 99.061. ~~If the candidate for~~  
72 ~~Lieutenant Governor has not been designated and has not~~  
73 ~~qualified by the end of the qualifying period specified in s.~~  
74 ~~99.061, the phrase "Not Yet Designated" must be included in lieu~~  
75 ~~of the candidate's name on the primary election ballot.~~

76 Section 6. Section 100.061, Florida Statutes, is amended  
77 to read:

78 100.061 Primary election.—In each year in which a general  
79 election is held, a primary election for nomination of  
80 candidates of political parties shall be held on the Tuesday 11  
81 ~~10~~ weeks prior to the general election. The candidate receiving  
82 the highest number of votes cast in each contest in the primary  
83 election shall be declared nominated for such office. If two or  
84 more candidates receive an equal and highest number of votes for  
85 the same office, such candidates shall draw lots to determine  
86 which candidate is nominated.

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87 Section 7. Subsection (4) of section 101.015, Florida  
88 Statutes, is amended to read:

89 101.015 Standards for voting systems.-

90 (4) (a) The Department of State shall adopt rules  
91 establishing minimum security standards for voting systems. The  
92 standards must, at a minimum, address the following:

93 1. Chain of custody of ballots, including a detailed  
94 description of procedures to create a complete written record of  
95 the chain of custody of ballots and paper outputs beginning with  
96 their receipt from a printer or manufacturer until such time as  
97 they are destroyed.

98 2. Transport of ballots, including a description of the  
99 method and equipment used and a detailed list of the names of  
100 all individuals involved in such transport.

101 3. Ballot security, including a requirement that all  
102 ballots be kept in a locked room in the supervisor's office, a  
103 facility controlled by the supervisor or county canvassing  
104 board, or a public place in which the county canvassing board is  
105 canvassing votes until needed for canvassing and returned  
106 thereafter.

107 (b) 1. Each supervisor ~~of elections~~ shall establish written  
108 procedures to assure accuracy and security in his or her county,  
109 including procedures related to early voting pursuant to s.  
110 101.657. Such procedures shall be reviewed in each odd-numbered  
111 year by the department ~~of State~~.

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112        2.~~(e)~~ Each supervisor ~~of elections~~ shall submit any  
113 revisions to the security procedures to the department ~~of State~~  
114 at least 45 days before early voting commences pursuant to s.  
115 101.657 in an election in which they are to take effect.

116        Section 8. Subsection (6) of section 101.048, Florida  
117 Statutes, is renumbered as subsection (7), subsections (2), (3),  
118 and (5) and present subsection (6) are amended, and a new  
119 subsection (6) is added to that section, to read:

120        101.048 Provisional ballots.—

121        (2) (a) The county canvassing board shall examine each  
122 Provisional Ballot Voter's Certificate and Affirmation to  
123 determine if the person voting that ballot was entitled to vote  
124 at the precinct where the person cast a vote in the election and  
125 that the person had not already cast a ballot in the election.  
126 In determining whether a person casting a provisional ballot is  
127 entitled to vote, the county canvassing board shall review the  
128 information provided in the Voter's Certificate and Affirmation,  
129 written evidence provided by the person pursuant to subsection  
130 (1), information provided in any cure affidavit and accompanying  
131 supporting documentation pursuant to subsection (6), any other  
132 evidence presented by the supervisor ~~of elections~~, and, in the  
133 case of a challenge, any evidence presented by the challenger. A  
134 ballot of a person casting a provisional ballot shall be  
135 canvassed pursuant to paragraph (b) ~~counted~~ unless the

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136 canvassing board determines by a preponderance of the evidence  
137 that the person was not entitled to vote.

138 (b)1. If it is determined that the person was registered  
139 and entitled to vote at the precinct where the person cast a  
140 vote in the election, the canvassing board shall compare the  
141 signature on the Provisional Ballot Voter's Certificate and  
142 Affirmation or the provisional ballot cure affidavit with the  
143 signature on the voter's registration or precinct register ~~and,~~  
144 ~~if it matches,~~ shall count the ballot. A provisional ballot  
145 shall be counted if:

146 a. The signature on the voter's certificate or the cure  
147 affidavit matches the elector's signature in the registration  
148 books or the precinct register; however, in the case of a cure  
149 affidavit, the supporting identification listed in subsection  
150 (6) must also confirm the identity of the elector; or

151 b. The cure affidavit contains a signature that does not  
152 match the elector's signature in the registration books or the  
153 precinct register, but the elector has submitted a current and  
154 valid Tier 1 form of identification confirming his or her  
155 identity pursuant to subsection (6).

156  
157 For purposes of this paragraph, any canvassing board finding  
158 that an elector's signatures do not match must be by majority  
159 vote and beyond a reasonable doubt.

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160 2. If it is determined that the person voting the  
161 provisional ballot was not registered or entitled to vote at the  
162 precinct where the person cast a vote in the election, the  
163 provisional ballot shall not be counted and the ballot shall  
164 remain in the envelope containing the Provisional Ballot Voter's  
165 Certificate and Affirmation and the envelope shall be marked  
166 "Rejected as Illegal."

167 (c) If a provisional ballot is validated following the  
168 submission of a cure affidavit, the supervisor shall make a copy  
169 of the affidavit, affix it to a voter registration application,  
170 and immediately process it as a valid request for a signature  
171 update pursuant to s. 98.077.

172 (3) The Provisional Ballot Voter's Certificate and  
173 Affirmation shall be in substantially the following form:

174 STATE OF FLORIDA

175 COUNTY OF ....

176 I do solemnly swear (or affirm) that my name is ....; that  
177 my date of birth is ....; that I am registered and qualified to  
178 vote in .... County, Florida; that I am registered in the ....  
179 Party; that I am a qualified voter of the county; and that I  
180 have not voted in this election. I understand that if I commit  
181 any fraud in connection with voting, vote a fraudulent ballot,  
182 or vote more than once in an election, I can be convicted of a  
183 felony of the third degree and fined up to \$5,000 and/or  
184 imprisoned for up to 5 years. Further, by providing my

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185 information below, I authorize the use of e-mail, text message,  
186 and telephone call for the limited purpose of signature and  
187 ballot validation.

188 ... (Printed Name of Voter)...

189 ...(Signature of Voter)...

190 ...(Current Residence Address)...

191 ...(Current Mailing Address)...

192 ...(City, State, Zip Code)...

193 ...(Driver License Number or Last Four Digits of Social Security  
194 Number)...

195 ...(E-Mail Address)...

196 ...(Home Telephone Number)...

197 ...(Mobile Telephone Number)...

198 Sworn to and subscribed before me this .... day of .....,  
199 ...(year)....

200 ...(Election Official)...

201 Precinct # .... Ballot Style/Party Issued: ....

202 (5) Each person casting a provisional ballot shall be  
203 given written instructions regarding the person's right to  
204 provide the supervisor ~~of elections~~ with written evidence of his  
205 or her eligibility to vote and regarding the free access system  
206 established pursuant to subsection (7) ~~(6)~~. The instructions must  
207 shall contain the supervisor's contact information along with  
208 information on how to access the system and the information the  
209 voter will need to provide to obtain information on his or her

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210 particular ballot. The instructions shall also include the  
211 following statement: "If this is a primary election, you should  
212 contact the supervisor of elections' office immediately to  
213 confirm that you are registered and can vote in the general  
214 election."

215 (6) (a) As soon as practicable, the supervisor shall, on  
216 behalf of the county canvassing board, attempt to notify an  
217 elector who has submitted a provisional ballot that does not  
218 include the elector's signature or contains a signature that  
219 does not match the elector's signature in the registration books  
220 or precinct register by:

221 1. Notifying the elector of the signature deficiency by e-  
222 mail and directing the elector to the cure affidavit and  
223 instructions on the supervisor's website;

224 2. Notifying the elector of the signature deficiency by  
225 text message and directing the elector to the cure affidavit and  
226 instructions on the supervisor's website; or

227 3. Notifying the elector of the signature deficiency by  
228 telephone and directing the elector to the cure affidavit and  
229 instructions on the supervisor's website.

230

231 In addition to the notification required in subparagraph 1.,  
232 subparagraph 2., or subparagraph 3., the supervisor must notify  
233 the elector of the signature deficiency by first-class mail and  
234 direct the elector to the cure affidavit and instructions on the

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235 supervisor's website. Beginning the day before the election, the  
236 supervisor is not required to provide notice of the signature  
237 deficiency by first-class mail, but shall continue to provide  
238 notice as required in subparagraph 1., subparagraph 2., or  
239 subparagraph 3.

240 (b) Until 5 p.m. on the 2nd day after an election, the  
241 supervisor shall allow an elector who has submitted a  
242 provisional ballot with a signature deficiency to complete and  
243 submit a cure affidavit.

244 (c) The elector must complete a cure affidavit in  
245 substantially the following form:

246

247 PROVISIONAL BALLOT CURE AFFIDAVIT

248 I, ....., am a qualified voter in this election and a  
249 registered voter of .... County, Florida. I do solemnly swear or  
250 affirm that I voted a provisional ballot and that I have not and  
251 will not vote more than one ballot in this election. I  
252 understand that if I commit or attempt any fraud in connection  
253 with voting, vote a fraudulent ballot, or vote more than once in  
254 an election, I may be convicted of a felony of the third degree,  
255 fined up to \$5,000, and imprisoned for up to 5 years. I  
256 understand that my failure to sign this affidavit will  
257 invalidate my ballot.

258

259 ...(Voter's Signature)...

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260  
261 ... (Address) ...

262  
263 (d) Instructions must accompany the cure affidavit in  
264 substantially the following form:

265  
266 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE  
267 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR  
268 BALLOT NOT TO COUNT.

269  
270 1. In order to cure the missing signature or the signature  
271 discrepancy on your Provisional Ballot Voter's Certificate and  
272 Affirmation, your affidavit should be completed and returned as  
273 soon as possible so that it can reach the supervisor of  
274 elections of the county in which your precinct is located no  
275 later than 5 p.m. on the 2nd day after the election.

276 2. You must sign your name on the line above (Voter's  
277 Signature).

278 3. You must make a copy of one of the following forms of  
279 identification:

280 a. Tier 1 identification.—Current and valid identification  
281 that includes your name and photograph: Florida driver license;  
282 Florida identification card issued by the Department of Highway  
283 Safety and Motor Vehicles; United States passport; debit or  
284 credit card; military identification; student identification;

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285 retirement center identification; neighborhood association  
286 identification; public assistance identification; veteran health  
287 identification card issued by the United States Department of  
288 Veterans Affairs; Florida license to carry a concealed weapon or  
289 firearm; or employee identification card issued by any branch,  
290 department, agency, or entity of the Federal Government, the  
291 state, a county, or a municipality; or

292 b. Tier 2 identification.—ONLY IF YOU DO NOT HAVE A TIER 1  
293 FORM OF IDENTIFICATION, identification that shows your name and  
294 current residence address: current utility bill; bank statement;  
295 government check; paycheck; or government document (excluding  
296 voter information card).

297 4. Place the envelope bearing the affidavit into a mailing  
298 envelope addressed to the supervisor. Insert a copy of your  
299 identification in the mailing envelope. Mail (if time permits),  
300 deliver, or have delivered the completed affidavit along with  
301 the copy of your identification to your county supervisor of  
302 elections. Be sure there is sufficient postage if mailed and  
303 that the supervisor's address is correct. Remember, your  
304 information MUST reach your county supervisor of elections no  
305 later than 5 p.m. on the 2nd day following the election or your  
306 ballot will not count.

307 5. Alternatively, you may fax or e-mail your completed  
308 affidavit and a copy of your identification to the supervisor of

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309 | elections. If e-mailing, please provide these documents as  
310 | attachments.

311 | 6. Submitting a provisional ballot affidavit does not  
312 | establish your eligibility to vote in this election or guarantee  
313 | that your ballot will be counted. The county canvassing board  
314 | determines your eligibility to vote through information provided  
315 | on the Provisional Ballot Voter's Certificate and Affirmation,  
316 | written evidence provided by you, including information in your  
317 | cure affidavit along with any supporting identification, and any  
318 | other evidence presented by the supervisor of elections or a  
319 | challenger. You may still be required to present additional  
320 | written evidence to support your eligibility to vote.

321 | (e) The department and each supervisor shall include the  
322 | affidavit and instructions on their respective websites. The  
323 | supervisor shall include his or her office mailing address, e-  
324 | mail address, and fax number on the page containing the  
325 | affidavit instructions, and the department's instruction page  
326 | shall include the office mailing addresses, e-mail addresses,  
327 | and fax numbers of all supervisors or provide a conspicuous link  
328 | to such addresses.

329 | (f) The supervisor shall attach each affidavit received to  
330 | the appropriate provisional ballot envelope containing the  
331 | Provisional Ballot Voter's Certificate and Affirmation.

332 | (7) (a) ~~(6)~~ Each supervisor of elections shall establish a  
333 | free access system that allows each person who casts a

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334 provisional ballot to determine whether his or her provisional  
335 ballot was counted in the final canvass of votes and, if not,  
336 the reasons why. Information regarding provisional ballots shall  
337 be available no later than 30 days following the election. The  
338 system established must restrict information regarding an  
339 individual ballot to the person who cast the ballot.

340 (b) Unless processed as a signature update pursuant to  
341 subsection (2), the supervisor shall mail a voter registration  
342 application to the elector to be completed indicating the  
343 elector's current signature if the signature on the voter's  
344 certificate or cure affidavit did not match the elector's  
345 signature in the registration books or precinct register.

346 Section 9. Paragraph (b) of subsection (1) and subsection  
347 (9) of section 101.151, Florida Statutes, are amended to read:

348 101.151 Specifications for ballots.—

349 (1)

350 (b) Polling places and early voting sites may employ a  
351 ballot-on-demand production system to print individual marksense  
352 ballots, including provisional ballots, for eligible electors  
353 ~~pursuant to s. 101.657~~. Ballot-on-demand technology may be used  
354 to produce marksense vote-by-mail and election-day ballots.

355 (9) (a) The Department of State shall adopt rules  
356 prescribing a uniform primary and general election ballot for  
357 each certified voting system. The rules shall incorporate the

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358 requirements set forth in this section and shall prescribe  
359 additional matters and forms that include, without limitation:

360 1. The ballot title followed by clear and unambiguous  
361 ballot instructions and directions limited to a single location  
362 on the ballot, either:

363 a. Centered across the top of the ballot; or

364 b. In the leftmost column, with no individual races in  
365 that column unless it is the only column on the ballot;

366 2. Individual race layout; ~~and~~

367 3. Overall ballot layout; ~~and-~~

368 4. Oval vote targets as the only permissible type of vote  
369 target, except as provided in s. 101.56075.

370 (b) The ~~department~~ rules must ~~shall~~ graphically depict a  
371 sample uniform primary and general election ballot form for each  
372 certified voting system.

373 Section 10. Subsection (2) of section 101.20, Florida  
374 Statutes, is amended to read:

375 101.20 Publication of ballot form; sample ballots.-

376 (2) (a) Upon completion of the list of qualified  
377 candidates, a sample ballot shall be published by the supervisor  
378 ~~of elections~~ in a newspaper of general circulation in the  
379 county, before the day of election.

380 (b) In lieu of the publication required under paragraph  
381 (a), a supervisor may send a sample ballot to each registered  
382 elector by e-mail at least 7 days before an election if an e-

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383 mail address has been provided and the elector has opted to  
384 receive a sample ballot by electronic delivery. If an e-mail  
385 address has not been provided, or if the elector has not opted  
386 for electronic delivery, a sample ballot may be mailed to each  
387 registered elector or to each household in which there is a  
388 registered elector at least 7 days before an election.

389 Section 11. Effective January 1, 2020, section 101.56075,  
390 Florida Statutes, is amended to read:

391 101.56075 Voting methods.—For the purpose of designating  
392 ballot selections

393 ~~(1) Except as provided in subsection (2), all voting must~~  
394 ~~shall be by marksense ballot, using utilizing a marking device~~  
395 ~~or a voter interface device that produces a voter-verifiable~~  
396 ~~paper output and for the purpose of designating ballot~~  
397 ~~selections.~~

398 ~~(2) Persons with disabilities may vote on a voter~~  
399 ~~interface device that meets the voting system accessibility~~  
400 ~~requirements for individuals with disabilities pursuant to s.~~  
401 ~~301 of the federal Help America Vote Act of 2002 and s.~~  
402 ~~101.56062.~~

403 ~~(3) By 2020, persons with disabilities shall vote on a~~  
404 ~~voter interface device that meets the voter accessibility~~  
405 ~~requirements for individuals with disabilities under s. 301 of~~  
406 ~~the federal Help America Vote Act of 2002 and s. 101.56062 which~~  
407 ~~are consistent with subsection (1) of this section.~~

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408 Section 12. Paragraph (a) of subsection (4) of section  
409 101.5614, Florida Statutes, is amended to read:

410 101.5614 Canvass of returns.—

411 (4) (a) If any vote-by-mail ballot is physically damaged so  
412 that it cannot properly be counted by the automatic tabulating  
413 equipment, a true duplicate copy shall be made of the damaged  
414 ballot in the presence of witnesses and substituted for the  
415 damaged ballot. Likewise, a duplicate ballot shall be made of a  
416 vote-by-mail ballot containing an overvoted race or a marked  
417 vote-by-mail ballot in which every race is undervoted which  
418 shall include all valid votes as determined by the canvassing  
419 board based on rules adopted by the division pursuant to s.  
420 102.166(4). Upon request, a physically present candidate,  
421 political party official, political committee official, or  
422 authorized designee thereof, must be allowed to observe the  
423 duplication of ballots. All duplicate ballots shall be clearly  
424 labeled "duplicate," bear a serial number which shall be  
425 recorded on the defective ballot, and be counted in lieu of the  
426 defective ballot. After a ballot has been duplicated, the  
427 defective ballot shall be placed in an envelope provided for  
428 that purpose, and the duplicate ballot shall be tallied with the  
429 other ballots for that precinct.

430 Section 13. Subsection (2) and paragraphs (b) and (c) of  
431 subsection (4) of section 101.62, Florida Statutes, are amended  
432 to read:

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433 101.62 Request for vote-by-mail ballots.-

434 (2) A request for a vote-by-mail ballot to be mailed to a  
435 voter must be received no later than 5 p.m. on the 10th ~~sixth~~  
436 day before the election by the supervisor ~~of elections~~. The  
437 supervisor ~~of elections~~ shall mail vote-by-mail ballots to  
438 voters requesting ballots by such deadline no later than 8 4  
439 days before the election.

440 (4)

441 (b) The supervisor ~~of elections~~ shall mail a vote-by-mail  
442 ballot to each absent qualified voter, other than those listed  
443 in paragraph (a), who has requested such a ballot, between the  
444 40th ~~35th~~ and 33rd ~~28th~~ days before the presidential preference  
445 primary election, primary election, and general election. Except  
446 as otherwise provided in subsection (2) and after the period  
447 described in this paragraph, the supervisor shall mail vote-by-  
448 mail ballots within 2 business days after receiving a request  
449 for such a ballot.

450 (c) The supervisor shall provide a vote-by-mail ballot to  
451 each elector by whom a request for that ballot has been made by  
452 one of the following means:

453 1. By nonforwardable, return-if-undeliverable mail to the  
454 elector's current mailing address on file with the supervisor or  
455 any other address the elector specifies in the request.

456 2. By forwardable mail, e-mail, or facsimile machine  
457 transmission to absent uniformed services voters and overseas

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458 voters. The absent uniformed services voter or overseas voter  
459 may designate in the vote-by-mail ballot request the preferred  
460 method of transmission. If the voter does not designate the  
461 method of transmission, the vote-by-mail ballot shall be mailed.

462 3. By personal delivery before 7 p.m. on election day to  
463 the elector, upon presentation of the identification required in  
464 s. 101.043.

465 4. By delivery to a designee on election day or up to 9 ~~5~~  
466 days prior to the day of an election. Any elector may designate  
467 in writing a person to pick up the ballot for the elector;  
468 however, the person designated may not pick up more than two  
469 vote-by-mail ballots per election, other than the designee's own  
470 ballot, except that additional ballots may be picked up for  
471 members of the designee's immediate family. For purposes of this  
472 section, "immediate family" means the designee's spouse or the  
473 parent, child, grandparent, or sibling of the designee or of the  
474 designee's spouse. The designee shall provide to the supervisor  
475 the written authorization by the elector and a picture  
476 identification of the designee and must complete an affidavit.  
477 The designee shall state in the affidavit that the designee is  
478 authorized by the elector to pick up that ballot and shall  
479 indicate if the elector is a member of the designee's immediate  
480 family and, if so, the relationship. The department shall  
481 prescribe the form of the affidavit. If the supervisor is  
482 satisfied that the designee is authorized to pick up the ballot

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483 and that the signature of the elector on the written  
484 authorization matches the signature of the elector on file, the  
485 supervisor shall give the ballot to that designee for delivery  
486 to the elector.

487 5. Except as provided in s. 101.655, the supervisor may  
488 not deliver a vote-by-mail ballot to an elector or an elector's  
489 immediate family member on the day of the election unless there  
490 is an emergency, to the extent that the elector will be unable  
491 to go to his or her assigned polling place. If a vote-by-mail  
492 ballot is delivered, the elector or his or her designee shall  
493 execute an affidavit affirming to the facts which allow for  
494 delivery of the vote-by-mail ballot. The department shall adopt  
495 a rule providing for the form of the affidavit.

496 Section 14. Subsection (1) of section 101.64, Florida  
497 Statutes, is amended, and subsection (5) is added to that  
498 section, to read:

499 101.64 Delivery of vote-by-mail ballots; envelopes; form.—

500 (1) The supervisor shall enclose with each vote-by-mail  
501 ballot two envelopes: a secrecy envelope, into which the absent  
502 elector shall enclose his or her marked ballot; and a mailing  
503 envelope, into which the absent elector shall then place the  
504 secrecy envelope, which shall be addressed to the supervisor and  
505 also bear on the back side a certificate in substantially the  
506 following form:

507 Note: Please Read Instructions Carefully Before

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508 Marking Ballot and Completing Voter's Certificate.

509 VOTER'S CERTIFICATE

510 I, ....., do solemnly swear or affirm that I am a qualified  
511 and registered voter of .... County, Florida, and that I have  
512 not and will not vote more than one ballot in this election. I  
513 understand that if I commit or attempt to commit any fraud in  
514 connection with voting, vote a fraudulent ballot, or vote more  
515 than once in an election, I can be convicted of a felony of the  
516 third degree and fined up to \$5,000 and/or imprisoned for up to  
517 5 years. I also understand that failure to sign this certificate  
518 will invalidate my ballot.

519 ... (Date) ... (Voter's Signature) ...

520 ... (E-Mail Address) ... ... (Home Telephone Number) ...

521 ... (Mobile Telephone Number) ...

522 (5) The secrecy envelope must include, in bold font,  
523 substantially the following message:

524  
525 IN ORDER FOR YOUR VOTE-BY-MAIL BALLOT TO COUNT, YOUR SUPERVISOR  
526 OF ELECTIONS MUST RECEIVE YOUR BALLOT BY 7 P.M. ON ELECTION DAY.  
527 IF YOU WAIT TO MAIL YOUR BALLOT YOUR VOTE MIGHT NOT COUNT. TO  
528 PREVENT THIS FROM OCCURRING, PLEASE MAIL OR TURN IN YOUR BALLOT  
529 AS SOON AS POSSIBLE.

530 Section 15. Section 101.65, Florida Statutes, is amended  
531 to read:

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532 101.65 Instructions to absent electors.—The supervisor  
533 shall enclose with each vote-by-mail ballot separate printed  
534 instructions in substantially the following form; however, where  
535 the instructions appear in capitalized text, the text of the  
536 printed instructions must be in bold font:

537 READ THESE INSTRUCTIONS CAREFULLY

538 BEFORE MARKING BALLOT.

539 1. VERY IMPORTANT. In order to ensure that your vote-by-  
540 mail ballot will be counted, it should be completed and returned  
541 as soon as possible so that it can reach the supervisor of  
542 elections of the county in which your precinct is located no  
543 later than 7 p.m. on the day of the election. However, if you  
544 are an overseas voter casting a ballot in a presidential  
545 preference primary or general election, your vote-by-mail ballot  
546 must be postmarked or dated no later than the date of the  
547 election and received by the supervisor of elections of the  
548 county in which you are registered to vote no later than 10 days  
549 after the date of the election. Note that the later you return  
550 your ballot, the less time you will have to cure any signature  
551 deficiencies, which is authorized until 5 p.m. on the 2nd day  
552 after the election.

553 2. Mark your ballot in secret as instructed on the ballot.  
554 You must mark your own ballot unless you are unable to do so  
555 because of blindness, disability, or inability to read or write.

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556 3. Mark only the number of candidates or issue choices for  
557 a race as indicated on the ballot. If you are allowed to "Vote  
558 for One" candidate and you vote for more than one candidate,  
559 your vote in that race will not be counted.

560 4. Place your marked ballot in the enclosed secrecy  
561 envelope.

562 5. Insert the secrecy envelope into the enclosed mailing  
563 envelope which is addressed to the supervisor.

564 6. Seal the mailing envelope and completely fill out the  
565 Voter's Certificate on the back of the mailing envelope.

566 7. VERY IMPORTANT. In order for your vote-by-mail ballot  
567 to be counted, you must sign your name on the line above  
568 (Voter's Signature). A vote-by-mail ballot will be considered  
569 illegal and not be counted if the signature on the voter's  
570 certificate does not match the signature on record. The  
571 signature on file at the time the supervisor of elections in the  
572 county in which your precinct is located receives your vote-by-  
573 mail ballot ~~start of the canvass of the vote-by-mail ballots~~ is  
574 the signature that will be used to verify your signature on the  
575 voter's certificate. If you need to update your signature for  
576 this election, send your signature update on a voter  
577 registration application to your supervisor of elections so that  
578 it is received before your vote-by-mail ballot is received ~~no~~  
579 ~~later than the start of the canvassing of vote-by-mail ballots,~~  
580 ~~which occurs no earlier than the 15th day before election day.~~

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581 8. VERY IMPORTANT. If you are an overseas voter, you must  
582 include the date you signed the Voter's Certificate on the line  
583 above (Date) or your ballot may not be counted.

584 9. Mail, deliver, or have delivered the completed mailing  
585 envelope. Be sure there is sufficient postage if mailed. THE  
586 COMPLETED MAILING ENVELOPE CAN BE DELIVERED TO THE OFFICE OF THE  
587 SUPERVISOR OF ELECTIONS OF THE COUNTY IN WHICH YOUR PRECINCT IS  
588 LOCATED OR DROPPED OFF AT AN AUTHORIZED SECURE DROP BOX,  
589 AVAILABLE AT EACH EARLY VOTING LOCATION.

590 10. FELONY NOTICE. It is a felony under Florida law to  
591 accept any gift, payment, or gratuity in exchange for your vote  
592 for a candidate. It is also a felony under Florida law to vote  
593 in an election using a false identity or false address, or under  
594 any other circumstances making your ballot false or fraudulent.

595 Section 16. Paragraph (a) of subsection (1) and subsection  
596 (2) of section 101.657, Florida Statutes, are amended to read:

597 101.657 Early voting.—

598 (1) (a) As a convenience to the voter, the supervisor of  
599 elections shall allow an elector to vote early in the main or  
600 branch office of the supervisor. The supervisor shall mark,  
601 code, indicate on, or otherwise track the voter's precinct for  
602 each early voted ballot. In order for a branch office to be used  
603 for early voting, it shall be a permanent facility of the  
604 supervisor and shall have been designated and used as such for  
605 at least 1 year prior to the election. The supervisor may also

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606 designate any city hall, permanent public library facility,  
607 fairground, civic center, courthouse, county commission  
608 building, stadium, convention center, government-owned senior  
609 center, or government-owned community center as early voting  
610 sites; however, if so designated, the sites must be  
611 geographically located so as to provide all voters in the county  
612 an equal opportunity to cast a ballot, insofar as is  
613 practicable, and must provide sufficient nonpermitted parking to  
614 accommodate the anticipated amount of voters. In addition, a  
615 supervisor may designate one early voting site per election in  
616 an area of the county that does not have any of the eligible  
617 early voting locations. Such additional early voting site must  
618 be geographically located so as to provide all voters in that  
619 area with an equal opportunity to cast a ballot, insofar as is  
620 practicable, and must provide sufficient nonpermitted parking to  
621 accommodate the anticipated amount of voters. Each county shall,  
622 at a minimum, operate the same total number of early voting  
623 sites for a general election which the county operated for the  
624 2012 general election. The results or tabulation of votes cast  
625 during early voting may not be made before the close of the  
626 polls on election day. Results shall be reported by precinct.

627 (2) During any early voting period, each supervisor ~~of~~  
628 ~~elections~~ shall make available the total number of voters  
629 casting a ballot at each early voting location and the total  
630 number of vote-by-mail ballots received under s. 101.69(2)

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631 during the previous day. Each supervisor shall prepare an  
632 electronic data file listing the individual voters who cast a  
633 ballot during the early voting period. This information shall be  
634 provided in electronic format as provided by rule adopted by the  
635 division. The information shall be updated and made available no  
636 later than noon of each day and shall be contemporaneously  
637 provided to the division.

638 Section 17. Paragraphs (a) and (c) of subsection (2) and  
639 subsection (4) of section 101.68, Florida Statutes, are amended  
640 to read:

641 101.68 Canvassing of vote-by-mail ballot.-

642 (2) (a) The county canvassing board may begin the  
643 canvassing of vote-by-mail ballots at 7 a.m. on the 22nd ~~15th~~  
644 day before the election, but not later than noon on the day  
645 following the election. In addition, for any county using  
646 electronic tabulating equipment, the processing of vote-by-mail  
647 ballots through such tabulating equipment may begin at 7 a.m. on  
648 the 22nd ~~15th~~ day before the election. However, notwithstanding  
649 any such authorization to begin canvassing or otherwise  
650 processing vote-by-mail ballots early, no result shall be  
651 released until after the closing of the polls in that county on  
652 election day. Any supervisor ~~of elections~~, deputy supervisor ~~of~~  
653 ~~elections~~, canvassing board member, election board member, or  
654 election employee who releases the results of a canvassing or  
655 processing of vote-by-mail ballots prior to the closing of the

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656 polls in that county on election day commits a felony of the  
657 third degree, punishable as provided in s. 775.082, s. 775.083,  
658 or s. 775.084.

659 (c)1. The canvassing board must, if the supervisor has not  
660 already done so, compare the signature of the elector on the  
661 voter's certificate or on the vote-by-mail ballot cure affidavit  
662 as provided in subsection (4) with the signature of the elector  
663 in the registration books or the precinct register to see that  
664 the elector is duly registered in the county and to determine  
665 the legality of that vote-by-mail ballot. A vote-by-mail ballot  
666 may only be counted if:

667 a. The signature on the voter's certificate or the cure  
668 affidavit matches the elector's signature in the registration  
669 books or precinct register; however, in the case of a cure  
670 affidavit, the supporting identification listed in subsection  
671 (4) must also confirm the identity of the elector; or

672 b. The cure affidavit contains a signature that does not  
673 match the elector's signature in the registration books or  
674 precinct register, but the elector has submitted a current and  
675 valid Tier 1 identification pursuant to subsection (4) which  
676 confirms the identity of the elector.

677

678 For purposes of this subparagraph, any canvassing board finding  
679 that an elector's signatures do not match must be by majority  
680 vote and beyond a reasonable doubt.

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681           2. The ballot of an elector who casts a vote-by-mail  
682 ballot shall be counted even if the elector dies on or before  
683 election day, as long as, before the death of the voter, the  
684 ballot was postmarked by the United States Postal Service, date-  
685 stamped with a verifiable tracking number by a common carrier,  
686 or already in the possession of the supervisor ~~of elections~~.

687           3. A vote-by-mail ballot is not considered illegal if the  
688 signature of the elector does not cross the seal of the mailing  
689 envelope.

690           4. If any elector or candidate present believes that a  
691 vote-by-mail ballot is illegal due to a defect apparent on the  
692 voter's certificate or the cure affidavit, he or she may, at any  
693 time before the ballot is removed from the envelope, file with  
694 the canvassing board a protest against the canvass of that  
695 ballot, specifying the precinct, the ballot, and the reason he  
696 or she believes the ballot to be illegal. A challenge based upon  
697 a defect in the voter's certificate or cure affidavit may not be  
698 accepted after the ballot has been removed from the mailing  
699 envelope.

700           5. If the canvassing board determines that a ballot is  
701 illegal, a member of the board must, without opening the  
702 envelope, mark across the face of the envelope: "rejected as  
703 illegal." The cure affidavit, if applicable, the envelope, and  
704 the ballot therein shall be preserved in the manner that  
705 official ballots are preserved.

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706 (4) (a) As soon as practicable, the supervisor shall, on  
707 behalf of the county canvassing board, attempt to immediately  
708 notify an elector who has returned a vote-by-mail ballot that  
709 does not include the elector's signature or contains a signature  
710 that does not match the elector's signature in the registration  
711 books or precinct register by:-

712 1. Notifying the elector of the signature deficiency by e-  
713 mail and directing the elector to the cure affidavit and  
714 instructions on the supervisor's website;

715 2. Notifying the elector of the signature deficiency by  
716 text message and directing the elector to the cure affidavit and  
717 instructions on the supervisor's website; or

718 3. Notifying the elector of the signature deficiency by  
719 telephone and directing the elector to the cure affidavit and  
720 instructions on the supervisor's website.

721  
722 In addition to the notification required in subparagraph 1.,  
723 subparagraph 2., or subparagraph 3., the supervisor must notify  
724 the elector of the signature deficiency by first-class mail and  
725 direct the elector to the cure affidavit and instructions on the  
726 supervisor's website. Beginning the day before the election, the  
727 supervisor is not required to provide notice of the signature  
728 deficiency by first-class mail, but shall continue to provide  
729 notice as required in subparagraph 1., subparagraph 2., or  
730 subparagraph 3.

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731           **(b)** The supervisor shall allow such an elector to complete  
732 and submit an affidavit in order to cure the vote-by-mail ballot  
733 until 5 p.m. on the 2nd day after ~~before~~ the election.

734           **(c)** ~~(b)~~ The elector must complete a cure affidavit in  
735 substantially the following form:

## VOTE-BY-MAIL BALLOT CURE AFFIDAVIT

737           I, ....., am a qualified voter in this election and  
738 registered voter of .... County, Florida. I do solemnly swear or  
739 affirm that I requested and returned the vote-by-mail ballot and  
740 that I have not and will not vote more than one ballot in this  
741 election. I understand that if I commit or attempt any fraud in  
742 connection with voting, vote a fraudulent ballot, or vote more  
743 than once in an election, I may be convicted of a felony of the  
744 third degree and fined up to \$5,000 and imprisoned for up to 5  
745 years. I understand that my failure to sign this affidavit means  
746 that my vote-by-mail ballot will be invalidated.

747           ...(Voter's Signature)...

748           ...(Address)...

749           **(d)** ~~(e)~~ Instructions must accompany the cure affidavit in  
750 substantially the following form:

751           READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE  
752 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR  
753 BALLOT NOT TO COUNT.

754           1. In order to ensure that your vote-by-mail ballot will  
755 be counted, your affidavit should be completed and returned as

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756 soon as possible so that it can reach the supervisor of  
757 elections of the county in which your precinct is located no  
758 later than 5 p.m. on the 2nd day after ~~before~~ the election.

759 2. You must sign your name on the line above (Voter's  
760 Signature).

761 3. You must make a copy of one of the following forms of  
762 identification:

763 a. Tier 1 identification.—Current and valid identification  
764 that includes your name and photograph: Florida driver license;  
765 Florida identification card issued by the Department of Highway  
766 Safety and Motor Vehicles; United States passport; debit or  
767 credit card; military identification; student identification;  
768 retirement center identification; neighborhood association  
769 identification; public assistance identification; veteran health  
770 identification card issued by the United States Department of  
771 Veterans Affairs; a Florida license to carry a concealed weapon  
772 or firearm; or an employee identification card issued by any  
773 branch, department, agency, or entity of the Federal Government,  
774 the state, a county, or a municipality; or

775 b. Tier 2 identification.—ONLY IF YOU DO NOT HAVE A TIER 1  
776 FORM OF IDENTIFICATION, identification that shows your name and  
777 current residence address: current utility bill, bank statement,  
778 government check, paycheck, or government document (excluding  
779 voter information ~~identification~~ card).

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780 4. Place the envelope bearing the affidavit into a mailing  
781 envelope addressed to the supervisor. Insert a copy of your  
782 identification in the mailing envelope. Mail (if time permits),  
783 deliver, or have delivered the completed affidavit along with  
784 the copy of your identification to your county supervisor of  
785 elections. Be sure there is sufficient postage if mailed and  
786 that the supervisor's address is correct. Remember, your  
787 information MUST reach your county supervisor of elections no  
788 later than 5 p.m. on the 2nd day after the election, or your  
789 ballot will not count.

790 5. Alternatively, you may fax or e-mail your completed  
791 affidavit and a copy of your identification to the supervisor of  
792 elections. If e-mailing, please provide these documents as  
793 attachments.

794 (e)~~(d)~~ The department and each supervisor shall include  
795 the affidavit and instructions on their respective websites. The  
796 supervisor must include his or her office's mailing address, e-  
797 mail address, and fax number on the page containing the  
798 affidavit instructions, and~~r~~ the department's instruction page  
799 must include the office mailing addresses, e-mail addresses, and  
800 fax numbers of all supervisors of elections or provide a  
801 conspicuous link to such addresses.

802 (f)~~(e)~~ The supervisor shall attach each affidavit received  
803 to the appropriate vote-by-mail ballot mailing envelope.

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804 (g)-(f) If a vote-by-mail ballot is validated following the  
805 submission of a cure affidavit, the supervisor shall make a copy  
806 of the affidavit, affix it to a voter registration application,  
807 and immediately process it as a valid request for a signature  
808 update pursuant to s. 98.077.

809 (h) After all election results on the ballot have been  
810 certified, the supervisor shall, on behalf of the county  
811 canvassing board, notify each elector whose ballot has been  
812 rejected as illegal and provide the specific reason the ballot  
813 was rejected. In addition, unless processed as a signature  
814 update pursuant to paragraph (g), the supervisor shall mail a  
815 voter registration application to the elector to be completed  
816 indicating the elector's current signature if the signature on  
817 the voter's certificate or cure affidavit did not match the  
818 elector's signature in the registration books or precinct  
819 register. This section does not prohibit the supervisor from  
820 providing additional methods for updating an elector's  
821 signature.

822 Section 18. Section 101.69, Florida Statutes, is amended  
823 to read:

824 101.69 Voting in person; return of vote-by-mail ballot.-

825 (1) The provisions of this code shall not be construed to  
826 prohibit any elector from voting in person at the elector's  
827 precinct on the day of an election or at an early voting site,  
828 notwithstanding that the elector has requested a vote-by-mail

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829 ballot for that election. An elector who has returned a voted  
830 vote-by-mail ballot to the supervisor, however, is deemed to  
831 have cast his or her ballot and is not entitled to vote another  
832 ballot or to have a provisional ballot counted by the county  
833 canvassing board. An elector who has received a vote-by-mail  
834 ballot and has not returned the voted ballot to the supervisor,  
835 but desires to vote in person, shall return the ballot, whether  
836 voted or not, to the election board in the elector's precinct or  
837 to an early voting site. The returned ballot shall be marked  
838 "canceled" by the board and placed with other canceled ballots.  
839 However, if the elector does not return the ballot and the  
840 election official:

841 (a)~~(1)~~ Confirms that the supervisor has received the  
842 elector's vote-by-mail ballot, the elector shall not be allowed  
843 to vote in person. If the elector maintains that he or she has  
844 not returned the vote-by-mail ballot or remains eligible to  
845 vote, the elector shall be provided a provisional ballot as  
846 provided in s. 101.048.

847 (b)~~(2)~~ Confirms that the supervisor has not received the  
848 elector's vote-by-mail ballot, the elector shall be allowed to  
849 vote in person as provided in this code. The elector's vote-by-  
850 mail ballot, if subsequently received, shall not be counted and  
851 shall remain in the mailing envelope, and the envelope shall be  
852 marked "Rejected as Illegal."

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853 (c)~~(3)~~ Cannot determine whether the supervisor has  
854 received the elector's vote-by-mail ballot, the elector may vote  
855 a provisional ballot as provided in s. 101.048.

856 (2) The supervisor shall allow an elector who has received  
857 a vote-by-mail ballot to physically return a voted vote-by-mail  
858 ballot to the supervisor by placing the envelope containing his  
859 or her marked ballot in a secure drop box. Secure drop boxes  
860 shall only be placed at the main office of the supervisor, at  
861 each branch office of the supervisor, and at each early voting  
862 site.

863 Section 19. Subsection (2) of section 101.6923, Florida  
864 Statutes, is amended to read:

865 101.6923 Special vote-by-mail ballot instructions for  
866 certain first-time voters.—

867 (2) A voter covered by this section shall be provided with  
868 printed instructions with his or her vote-by-mail ballot in  
869 substantially the following form:

870 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR BALLOT.  
871 FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT  
872 TO COUNT.

873 1. In order to ensure that your vote-by-mail ballot will  
874 be counted, it should be completed and returned as soon as  
875 possible so that it can reach the supervisor of elections of the  
876 county in which your precinct is located no later than 7 p.m. on  
877 the date of the election. However, if you are an overseas voter

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878 casting a ballot in a presidential preference primary or general  
879 election, your vote-by-mail ballot must be postmarked or dated  
880 no later than the date of the election and received by the  
881 supervisor of elections of the county in which you are  
882 registered to vote no later than 10 days after the date of the  
883 election.

884 2. Mark your ballot in secret as instructed on the ballot.  
885 You must mark your own ballot unless you are unable to do so  
886 because of blindness, disability, or inability to read or write.

887 3. Mark only the number of candidates or issue choices for  
888 a race as indicated on the ballot. If you are allowed to "Vote  
889 for One" candidate and you vote for more than one, your vote in  
890 that race will not be counted.

891 4. Place your marked ballot in the enclosed secrecy  
892 envelope and seal the envelope.

893 5. Insert the secrecy envelope into the enclosed envelope  
894 bearing the Voter's Certificate. Seal the envelope and  
895 completely fill out the Voter's Certificate on the back of the  
896 envelope.

897 a. You must sign your name on the line above (Voter's  
898 Signature).

899 b. If you are an overseas voter, you must include the date  
900 you signed the Voter's Certificate on the line above (Date) or  
901 your ballot may not be counted.

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902 c. A vote-by-mail ballot will be considered illegal and  
903 will not be counted if the signature on the Voter's Certificate  
904 does not match the signature on record. The signature on file at  
905 the start of the canvass of the vote-by-mail ballots is the  
906 signature that will be used to verify your signature on the  
907 Voter's Certificate. If you need to update your signature for  
908 this election, send your signature update on a voter  
909 registration application to your supervisor of elections so that  
910 it is received before your vote-by-mail ballot is received ~~no~~  
911 ~~later than the start of canvassing of vote-by-mail ballots,~~  
912 ~~which occurs no earlier than the 15th day before election day.~~

913 6. Unless you meet one of the exemptions in Item 7., you  
914 must make a copy of one of the following forms of  
915 identification:

916 a. Identification which must include your name and  
917 photograph: United States passport; debit or credit card;  
918 military identification; student identification; retirement  
919 center identification; neighborhood association identification;  
920 public assistance identification; veteran health identification  
921 card issued by the United States Department of Veterans Affairs;  
922 a Florida license to carry a concealed weapon or firearm; or an  
923 employee identification card issued by any branch, department,  
924 agency, or entity of the Federal Government, the state, a  
925 county, or a municipality; or

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926 b. Identification which shows your name and current  
927 residence address: current utility bill, bank statement,  
928 government check, paycheck, or government document (excluding  
929 voter information ~~identification~~ card).

930 7. The identification requirements of Item 6. do not apply  
931 if you meet one of the following requirements:

932 a. You are 65 years of age or older.

933 b. You have a temporary or permanent physical disability.

934 c. You are a member of a uniformed service on active duty  
935 who, by reason of such active duty, will be absent from the  
936 county on election day.

937 d. You are a member of the Merchant Marine who, by reason  
938 of service in the Merchant Marine, will be absent from the  
939 county on election day.

940 e. You are the spouse or dependent of a member referred to  
941 in paragraph c. or paragraph d. who, by reason of the active  
942 duty or service of the member, will be absent from the county on  
943 election day.

944 f. You are currently residing outside the United States.

945 8. Place the envelope bearing the Voter's Certificate into  
946 the mailing envelope addressed to the supervisor. Insert a copy  
947 of your identification in the mailing envelope. DO NOT PUT YOUR  
948 IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR  
949 INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR  
950 BALLOT WILL NOT COUNT.

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951 9. Mail, deliver, or have delivered the completed mailing  
952 envelope. Be sure there is sufficient postage if mailed.

953 10. FELONY NOTICE. It is a felony under Florida law to  
954 accept any gift, payment, or gratuity in exchange for your vote  
955 for a candidate. It is also a felony under Florida law to vote  
956 in an election using a false identity or false address, or under  
957 any other circumstances making your ballot false or fraudulent.

958 Section 20. Paragraphs (a) and (c) of subsection (4) and  
959 subsection (5) of section 102.031, Florida Statutes, are  
960 amended, and paragraph (e) is added to subsection (4) of that  
961 section to read:

962 102.031 Maintenance of good order at polls; authorities;  
963 persons allowed in polling rooms and early voting areas;  
964 unlawful solicitation of voters.-

965 (4) (a) No person, political committee, or other group or  
966 organization may solicit voters inside the polling place or  
967 within 150 ~~100~~ feet of the entrance to any polling place, a  
968 polling room where the polling place is also a polling room, an  
969 early voting site, or an office of the supervisor ~~of elections~~  
970 where vote-by-mail ballots are requested and printed on demand  
971 for the convenience of electors who appear in person to request  
972 them. Before the opening of the polling place or early voting  
973 site, the clerk or supervisor shall designate the no-  
974 solicitation zone and mark the boundaries.

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975 (c) Each supervisor of elections shall inform the clerk of  
976 the area within which soliciting is unlawful, based on the  
977 particular characteristics of that polling place. The supervisor  
978 or the clerk may take any reasonable action necessary to ensure  
979 order at the polling places, including, but not limited to,  
980 having disruptive and unruly persons removed by law enforcement  
981 officers from the polling room or place or from the 150-foot  
982 ~~100-foot~~ zone surrounding the polling place.

983 (e) The owner, operator, or lessee of the property on  
984 which a polling place or early voting site is located, or an  
985 agent or employee thereof, may not prohibit the solicitation of  
986 voters outside of the no-solicitation zone during polling hours.

987 (5) No photography is permitted in the polling room or  
988 early voting area, except an elector may photograph his or her  
989 own ballot.

990 Section 21. Subsections (9) and (10) of section 102.141,  
991 Florida Statutes, are renumbered as subsections (10) and (11),  
992 respectively, subsection (2) is amended, and a new subsection  
993 (9) is added to that section, to read:

994 102.141 County canvassing board; duties.—

995 (2) (a) The county canvassing board shall meet in a  
996 building accessible to the public in the county where the  
997 election occurred at a time and place to be designated by the  
998 supervisor ~~of elections~~ to publicly canvass the absent electors'  
999 ballots as provided for in s. 101.68 and provisional ballots as

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1000 provided by ss. 101.048, 101.049, and 101.6925. Provisional  
1001 ballots cast pursuant to s. 101.049 shall be canvassed in a  
1002 manner that votes for candidates and issues on those ballots can  
1003 be segregated from other votes. ~~Public notice of the time and~~  
1004 ~~place at which the county canvassing board shall meet to canvass~~  
1005 ~~the absent electors' ballots and provisional ballots shall be~~  
1006 ~~given at least 48 hours prior thereto by publication on the~~  
1007 ~~supervisor of elections' website and once in one or more~~  
1008 ~~newspapers of general circulation in the county or, if there is~~  
1009 ~~no newspaper of general circulation in the county, by posting~~  
1010 ~~such notice in at least four conspicuous places in the county.~~  
1011 As soon as the absent electors' ballots and the provisional  
1012 ballots are canvassed, the board shall proceed to publicly  
1013 canvass the vote given each candidate, nominee, constitutional  
1014 amendment, or other measure submitted to the electorate of the  
1015 county, as shown by the returns then on file in the office of  
1016 the supervisor ~~of elections.~~

1017 (b) Public notice of the time and place at which the  
1018 county canvassing board shall meet to canvass the absent  
1019 electors' ballots and provisional ballots must be given at least  
1020 48 hours prior thereto by publication on the supervisor's  
1021 website and published in one or more newspapers of general  
1022 circulation in the county or, if there is no newspaper of  
1023 general circulation in the county, by posting such notice in at  
1024 least four conspicuous places in the county. The time given in

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1025 the notice as to the convening of the meeting of the county  
1026 canvassing board must be specific and may not be a time period  
1027 during which the board may meet.

1028 (c) If the county canvassing board suspends or recesses a  
1029 meeting publicly noticed pursuant to paragraph (b) for a period  
1030 lasting in excess of 60 minutes, the board must post on the  
1031 supervisor's website the anticipated time that the board expects  
1032 to reconvene. If the county canvassing board does not reconvene  
1033 at the specified time, the board must provide at least 2 hours'  
1034 notice, which must be posted on the supervisor's website, before  
1035 reconvening.

1036 (d) During any meeting of the county canvassing board, a  
1037 physical notice must be placed in a conspicuous area near the  
1038 public entrance to the building in which the meeting is taking  
1039 place. The physical notice must include the names of the  
1040 individuals officially serving as the county canvassing board,  
1041 the names of any alternate members, the time of the meeting, and  
1042 a brief statement as to the anticipated activities of the county  
1043 canvassing board.

1044 (9) Each member, substitute member, and alternate member  
1045 of the county canvassing board and all clerical help must wear  
1046 identification badges during any period in which the county  
1047 canvassing board is canvassing votes or engaging in other  
1048 official duties. The identification badges should be worn in a

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1049 conspicuous, unobstructed area and include the name of the  
1050 individual and his or her official position.

1051 Section 22. Subsection (2) and paragraph (b) of subsection  
1052 (4) of section 102.166, Florida Statutes, are amended to read:

1053 102.166 Manual recounts of overvotes and undervotes.—

1054 (2) ~~(a)~~ Any hardware or software used to identify and sort  
1055 overvotes and undervotes for a given race or ballot measure must  
1056 be certified by the Department of State as part of the voting  
1057 system pursuant to s. 101.015. Any such hardware or software  
1058 must be capable of simultaneously identifying and sorting  
1059 overvotes and undervotes in multiple races while simultaneously  
1060 counting votes.

1061 ~~(b)~~ Overvotes and undervotes shall be identified and  
1062 sorted while recounting ballots pursuant to s. 102.141, ~~if the~~  
1063 ~~hardware or software for this purpose has been certified or the~~  
1064 ~~department's rules so provide.~~

1065 (4)

1066 (b) The Department of State shall adopt specific rules for  
1067 the federal write-in absentee ballot and for each certified  
1068 voting system prescribing what constitutes a "clear indication  
1069 on the ballot that the voter has made a definite choice." The  
1070 rules shall be consistent, to the extent practicable, and may  
1071 not:

1072 1. Authorize the use of any electronic or  
1073 electromechanical reading device to review a hybrid voting

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1074 system ballot that is produced using a voter interface device  
1075 and that contains both machine-readable fields and machine-  
1076 printed text of the contest titles and voter selections, unless  
1077 the printed text is illegible;

1078 2. Exclusively provide that the voter must properly mark  
1079 or designate his or her choice on the ballot; or

1080 3.2- Contain a catch-all provision that fails to identify  
1081 specific standards, such as "any other mark or indication  
1082 clearly indicating that the voter has made a definite choice."

1083 Section 23. Subsection (8) of section 102.168, Florida  
1084 Statutes, is amended to read:

1085 102.168 Contest of election.—

1086 (8) In any contest that requires a review of the  
1087 canvassing board's decision on the legality of a provisional or  
1088 vote-by-mail ballot pursuant to s. 101.048 or s. 101.68 based  
1089 upon a comparison of the signature of the elector in the  
1090 registration records with the signature on the provisional or  
1091 vote-by-mail ballot voter's certificate or the provisional or  
1092 vote-by-mail ballot cure affidavit and the signature of the  
1093 elector in the registration records, the circuit court may not  
1094 review or consider any evidence other than the signature of the  
1095 elector in the registration records, the signature on the  
1096 respective voter's certificate or cure affidavit, and any  
1097 supporting identification that the elector submitted with the  
1098 cure affidavit and the signature of the elector in the

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1099 ~~registration records~~. The court's review of such issue shall be  
1100 to determine only if the canvassing board abused its discretion  
1101 in making its decision.

1102 Section 24. Subsection (5) is added to section 104.051,  
1103 Florida Statutes, to read:

1104 104.051 Violations; neglect of duty; corrupt practices.-

1105 (5) Any supervisor who willfully violates any provision of  
1106 the Florida Election Code is, upon a finding of such a violation  
1107 by a court of competent jurisdiction, prohibited from receiving  
1108 the special qualification salary pursuant to s. 145.09(3) for a  
1109 period of 24 months, dating from the time of the violation.

1110 Section 25. Except as otherwise expressly provided in this  
1111 act, this act shall take effect July 1, 2019.

1112  
1113 -----

1114 **T I T L E A M E N D M E N T**

1115 Remove everything before the enacting clause and insert:

1116 A bill to be entitled

1117 An act relating to elections; amending s. 97.012,  
1118 F.S.; requiring the Secretary of State to provide  
1119 signature matching training to certain persons;  
1120 amending s. 97.021, F.S.; revising the definition of  
1121 the term "voter interface device"; amending s. 98.077,  
1122 F.S.; revising deadlines for voter signature updates  
1123 for purposes of vote-by-mail and provisional ballots;

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1124 providing an exception; amending s. 98.0981, F.S.;

1125 revising the voter threshold necessary to require the

1126 reporting of certain precinct-level results by ballot;

1127 amending s. 99.063, F.S.; removing a provision

1128 requiring certain language to follow the name of

1129 gubernatorial candidates in specified circumstances;

1130 amending s. 100.061, F.S.; revising the date of the

1131 primary election; amending s. 101.015, F.S.; requiring

1132 the Department of State to establish minimum security

1133 standards to address chain of custody of ballots,

1134 transport of ballots, and ballot security; amending s.

1135 101.048, F.S.; requiring a county canvassing board to

1136 review certain information; providing requirements for

1137 the canvassing and counting of provisional ballots;

1138 requiring the supervisor of elections to process a

1139 valid provisional ballot cure affidavit as a voter

1140 signature update; revising the form of the Provisional

1141 Ballot Voter's Certificate and Affirmation; providing

1142 a process to cure a provisional ballot with a

1143 signature deficiency; requiring a supervisor to mail a

1144 voter registration application to an elector in

1145 certain circumstances; amending s. 101.151, F.S.;

1146 revising requirements for department rules governing

1147 ballot design; amending s. 101.20, F.S.; authorizing

1148 the distribution of sample ballots by e-mail or mail

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1149 in lieu of newspaper publication; amending s.  
1150 101.56075, F.S.; providing that voting must be  
1151 conducted using a marking device or voter interface  
1152 device that produces a voter-verifiable paper output;  
1153 amending s. 101.5614, F.S.; authorizing certain  
1154 individuals to serve as witnesses during the vote-by-  
1155 mail duplicating process; amending s. 101.62, F.S.;  
1156 revising the deadlines by which requests for vote-by-  
1157 mail ballots must be received and by which vote-by-  
1158 mail ballots shall be mailed by the supervisor;  
1159 expanding the period during which a designee may  
1160 physically collect a vote-by-mail ballot; amending s.  
1161 101.64, F.S.; requiring the secrecy envelope included  
1162 with vote-by-mail ballots to include a specified  
1163 statement; amending s. 101.65, F.S.; revising  
1164 requirements for vote-by-mail ballot instructions;  
1165 amending s. 101.657, F.S.; requiring sufficient  
1166 nonpermitted parking for voters at certain early  
1167 voting locations; requiring a supervisor to report the  
1168 total amount of vote-by-mail ballots received at each  
1169 early voting location; amending s. 101.68, F.S.;  
1170 revising the date that canvassing of vote-by-mail  
1171 ballots may begin; revising requirements related to  
1172 the canvassing and counting of vote-by-mail ballots;  
1173 revising the deadline by which vote-by-mail ballot

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1174 cure affidavits must be submitted; requiring the  
1175 supervisor to process a valid vote-by-mail ballot cure  
1176 affidavit as a voter signature update; amending s.  
1177 101.69, F.S.; requiring a supervisor to provide secure  
1178 drop boxes in specified locations for an elector to  
1179 place his or her vote-by-mail ballot; amending s.  
1180 101.6923, F.S.; revising vote-by-mail ballot  
1181 instructions for certain first-time voters; amending  
1182 s. 102.031, F.S.; revising the size of certain areas  
1183 in which voter solicitation is prohibited; prohibiting  
1184 the owners or operators of a location on which a  
1185 polling place or early voting site is located from  
1186 restricting solicitation in certain areas; authorizing  
1187 an elector to photograph his or her own ballot;  
1188 amending s. 102.141, F.S.; providing notice  
1189 requirements for meetings of a county canvassing  
1190 board; requiring certain individuals to wear  
1191 identification badges during certain periods; amending  
1192 s. 102.166, F.S.; modifying certification requirements  
1193 for voting systems to require the functionality to  
1194 simultaneously sort and count ballot overvotes and  
1195 undervotes; revising requirements for Department of  
1196 State rules regarding manual recounts of certain  
1197 ballots; amending s. 102.168, F.S.; modifying  
1198 provisions governing election contests to authorize

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1199 | judicial review of additional information related to  
1200 | determining validity of provisional and vote-by-mail  
1201 | ballot signatures to conform to changes made by the  
1202 | act; amending s. 104.051, F.S.; providing a penalty  
1203 | for certain supervisors who willfully violate the  
1204 | Florida Election Code; providing effective dates.

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