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LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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03/10/2020 01:50 PM

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Senator Brandes moved the following:

**Senate Amendment (with title amendment)**

Before line 26

insert:

Section 1. Effective upon becoming a law, paragraph (t) of subsection (2) of section 97.052, Florida Statutes, is amended to read:

97.052 Uniform statewide voter registration application.—

(2) The uniform statewide voter registration application must be designed to elicit the following information from the applicant:



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12           (t)1. Whether the applicant has ~~never~~ been convicted of a  
13 felony, and if convicted, has had his or her voting rights  
14 restored by including the statement "I affirm I have never been  
15 convicted of a felony or, if I have been, my rights relating to  
16 voting have been restored." and providing a box for the  
17 applicant to check to affirm the statement.

18           ~~2. Whether the applicant has been convicted of a felony,~~  
19 ~~and if convicted, has had his or her civil rights restored~~  
20 ~~through executive clemency, by including the statement "If I~~  
21 ~~have been convicted of a felony, I affirm my voting rights have~~  
22 ~~been restored by the Board of Executive Clemency."~~ and providing  
23 ~~a box for the applicant to check to affirm the statement.~~

24           ~~3. Whether the applicant has been convicted of a felony~~  
25 ~~and, if convicted, has had his or her voting rights restored~~  
26 ~~pursuant s. 4, Art. VI of the State Constitution, by including~~  
27 ~~the statement "If I have been convicted of a felony, I affirm my~~  
28 ~~voting rights have been restored pursuant to s. 4, Art. VI of~~  
29 ~~the State Constitution upon the completion of all terms of my~~  
30 ~~sentence, including parole or probation."~~ and providing a box  
31 ~~for the applicant to check to affirm the statement.~~

32           Section 2. Effective upon becoming a law, paragraph (a) of  
33 subsection (5) of section 97.053, Florida Statutes, is amended  
34 to read:

35           97.053 Acceptance of voter registration applications.—

36           (5) (a) A voter registration application is complete if it  
37 contains the following information necessary to establish the  
38 applicant's eligibility pursuant to s. 97.041, including:

- 39           1. The applicant's name.  
40           2. The applicant's address of legal residence, including a



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41 distinguishing apartment, suite, lot, room, or dormitory room  
42 number or other identifier, if appropriate. Failure to include a  
43 distinguishing apartment, suite, lot, room, or dormitory room or  
44 other identifier on a voter registration application does not  
45 impact a voter's eligibility to register to vote or cast a  
46 ballot, and such an omission may not serve as the basis for a  
47 challenge to a voter's eligibility or reason to not count a  
48 ballot.

49 3. The applicant's date of birth.

50 4. A mark in the checkbox affirming that the applicant is a  
51 citizen of the United States.

52 5.a. The applicant's current and valid Florida driver  
53 license number or the identification number from a Florida  
54 identification card issued under s. 322.051, or

55 b. If the applicant has not been issued a current and valid  
56 Florida driver license or a Florida identification card, the  
57 last four digits of the applicant's social security number.

58  
59 In case an applicant has not been issued a current and valid  
60 Florida driver license, Florida identification card, or social  
61 security number, the applicant shall affirm this fact in the  
62 manner prescribed in the uniform statewide voter registration  
63 application.

64 6. A mark in the ~~applicable~~ checkbox affirming that the  
65 applicant has not been convicted of a felony or that, if  
66 convicted, ~~has had his or her civil rights restored through~~  
67 ~~executive clemency, or~~ has had his or her voting rights restored  
68 ~~pursuant to s. 4, Art. VI of the State Constitution.~~

69 7. A mark in the checkbox affirming that the applicant has



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70 not been adjudicated mentally incapacitated with respect to  
71 voting or that, if so adjudicated, has had his or her right to  
72 vote restored.

73 8. The original signature or a digital signature  
74 transmitted by the Department of Highway Safety and Motor  
75 Vehicles of the applicant swearing or affirming under the  
76 penalty for false swearing pursuant to s. 104.011 that the  
77 information contained in the registration application is true  
78 and subscribing to the oath required by s. 3, Art. VI of the  
79 State Constitution and s. 97.051.

80 Section 3. Effective upon becoming a law, paragraphs (d),  
81 (e), and (f) of subsection (1) of section 97.0585, Florida  
82 Statutes, are amended to read:

83 97.0585 Public records exemption; information regarding  
84 voters and voter registration; confidentiality.—

85 (1) The following information held by an agency, as defined  
86 in s. 119.011, and obtained for the purpose of voter  
87 registration is confidential and exempt from s. 119.07(1) and s.  
88 24(a), Art. I of the State Constitution and may be used only for  
89 purposes of voter registration:

90 ~~(d) Information related to a voter registration applicant's~~  
91 ~~or voter's prior felony conviction and whether such person has~~  
92 ~~had his or her voting rights restored by the Board of Executive~~  
93 ~~Clemency or pursuant to s. 4, Art. VI of the State Constitution.~~

94 ~~(e)~~ All information concerning preregistered voter  
95 registration applicants who are 16 or 17 years of age.

96 ~~(e)-(f)~~ Paragraph (d) is Paragraphs (d) and (e) are subject  
97 to the Open Government Sunset Review Act in accordance with s.  
98 119.15 and shall stand repealed on October 2, 2024, unless



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99 reviewed and saved from repeal through reenactment by the  
100 Legislature.

101  
102 ===== T I T L E A M E N D M E N T =====

103 And the title is amended as follows:

104 Delete line 2

105 and insert:

106 An act relating to elections; amending ss. 97.052 and  
107 97.053, F.S.; revising requirements for the uniform  
108 statewide voter registration application and the  
109 acceptance of such applications; amending s. 97.0585,  
110 F.S.; deleting an exemption from public records  
111 requirements for information related to a voter  
112 registration applicant's or voter's prior felony  
113 conviction and his or her restoration of voting rights  
114 to conform to changes made by the act; amending s.  
115 97.021,