

By Senator Gainer

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1                   A bill to be entitled  
2       An act relating to super voting sites; creating s.  
3       101.0011, F.S.; authorizing the designation and  
4       establishment of super voting sites by the supervisor  
5       of elections if certain conditions are met; specifying  
6       application of other provisions of the Florida  
7       Election Code to the administration of super voting  
8       sites; requiring the supervisor of elections to track  
9       ballots cast at such sites according to the voter's  
10      precinct; authorizing the supervisor to recommend to  
11      the board of county commissioners certain sites as  
12      super voting site locations; requiring super voting  
13      sites to meet certain criteria; requiring the  
14      supervisor to designate super voting sites by a  
15      specified date before an election; requiring the  
16      supervisor to provide a super voting site plan to the  
17      Division of Elections by a specified date; requiring  
18      the division to approve or deny the proposed plan  
19      within a specified timeframe; specifying the timeframe  
20      and hours of operation for super voting sites;  
21      requiring super voting sites to allow a person in line  
22      at the time of closing to vote; authorizing  
23      municipalities and special districts to provide voting  
24      at super voting sites in certain elections; requiring  
25      the supervisor to make certain voter data available;  
26      requiring the supervisor to provide such data in a  
27      specified manner to the division; specifying that a  
28      vote cast at a super voting site must be counted even  
29      if an elector dies on or before election day;

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30 requiring an elector voting at a super voting site to  
31 provide identification and complete a voter  
32 certificate; prescribing the form of the certificate;  
33 specifying applicability of provisions governing voter  
34 challenges and the canvass of returns; amending ss.  
35 97.021, 98.0981, 100.032, 101.001, and 101.015, F.S.;  
36 conforming provisions to changes made by the act;  
37 amending s. 101.051, F.S.; expanding the no-  
38 solicitation zone surrounding the entrance to voting  
39 sites; conforming provisions to changes made by the  
40 act; amending ss. 101.131, 101.151, 101.49, 101.5612,  
41 101.591, 101.657, 101.69, 101.71, 102.031, and  
42 102.141, F.S.; conforming provisions to changes made  
43 by the act; providing an effective date.

44  
45 Be It Enacted by the Legislature of the State of Florida:

46  
47 Section 1. Section 101.0011, Florida Statutes, is created  
48 to read:

49 101.0011 Super voting sites.-

50 (1) (a) Upon the recommendation of the supervisor of  
51 elections and approval by the board of county commissioners, the  
52 supervisor may designate and establish one or more super voting  
53 sites in the county at which any voter registered in the county  
54 may vote. Any super voting site created pursuant to this section  
55 may not be changed without the consent of the supervisor and a  
56 majority of the members of the board of county commissioners.  
57 Any super voting site established in accordance with this  
58 section is otherwise considered a polling place subject to s.

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59 101.71, except that a super voting site may be independent of  
60 and dissociated from any precinct created by the county. If a  
61 supervisor elects to designate and create one or more super  
62 voting sites pursuant to this section, the supervisor is not  
63 required to provide early voting in accordance with s. 101.657,  
64 and any determinations, processes, or procedures adopted or  
65 employed by the supervisor for the administration of early  
66 voting are superseded by the requirements of this section. Any  
67 requirements and authorizations in s. 101.001 which do not  
68 conflict with this section shall otherwise continue to apply to  
69 a county that elects to establish super voting sites.

70 (b) The supervisor shall mark, code, indicate on, or  
71 otherwise track the voter's precinct for each ballot cast at a  
72 super voting site. The results or tabulation of votes cast at a  
73 super voting site may not be made before the close of the polls  
74 on election day. Official results must be reported by precinct.

75 (c) The supervisor shall recommend to the board of county  
76 commissioners one or more locations within the county as a super  
77 voting site. In order to be designated and established as a  
78 super voting site, the site must be geographically located so as  
79 to provide all voters in the county an equal opportunity to cast  
80 a ballot, insofar as is practicable, and must provide sufficient  
81 nonpermitted parking to accommodate the anticipated number of  
82 voters. The geographic location of super voting sites must be  
83 based upon demographics and the distribution of registered  
84 voters within the county.

85 (d) The supervisor shall designate and establish any super  
86 voting site by no later than the 30th day before an election.  
87 The supervisor shall provide to the division no later than the

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88 30th day before an election the county's plan for use of super  
89 voting sites, which must include an acknowledgement that the  
90 board of county commissioners has elected to approve such super  
91 voting sites, the address or addresses of the super voting site  
92 or sites, and the hours that voting will occur at each site. The  
93 division must determine whether the county's plan complies with  
94 the requirements of this subsection and approve or deny the plan  
95 within 5 business days after its receipt of the plan, as  
96 submitted by the supervisor.

97 (e) Voting at super voting sites shall begin on the 10th  
98 day before an election that contains state or federal races and  
99 end on election day. Each super voting site must be open for at  
100 least 8 hours, but no more than 12 hours, per day during the  
101 applicable period, except the site must be open for 12 hours on  
102 election day. In addition, voting at super voting sites may be  
103 offered at the discretion of the supervisor on the 15th, 14th,  
104 13th, 12th, or 11th day before an election that contains state  
105 or federal races for at least 8 hours per day, but no more than  
106 12 hours per day. The supervisor may provide voting at super  
107 voting sites for elections that are not held in conjunction with  
108 a state or federal election. However, the supervisor has the  
109 discretion to determine the hours of operation of super voting  
110 sites in those elections. All super voting sites in a county  
111 shall allow any person in line at the closing of a super voting  
112 site to vote.

113 (f) Notwithstanding the requirements of s. 100.3605,  
114 municipalities may provide voting at super voting sites in  
115 municipal elections that are not held in conjunction with county  
116 or state elections. If a municipality provides voting at super

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117 voting sites, it may designate as many sites as necessary and  
118 must conduct its activities in accordance with the provisions of  
119 paragraphs (a)-(e).

120 (g) Notwithstanding the requirements of s. 189.04, special  
121 districts may provide voting at super voting sites in any  
122 district election not held in conjunction with county or state  
123 elections. If a special district provides voting at super voting  
124 sites, it may designate as many sites as necessary and shall  
125 conduct its activities in accordance with the provisions of  
126 paragraphs (a)-(e).

127 (2) During the time period in which a county operates a  
128 super voting site, each supervisor shall make available the  
129 total number of voters casting a ballot at each super voting  
130 site during the previous day. Each supervisor shall prepare an  
131 electronic data file listing the individual voters who cast a  
132 ballot at each super voting site during the voting period before  
133 election day. This information must be provided in electronic  
134 format as provided by rule adopted by the division. The  
135 information must be updated and made available no later than  
136 noon of each day and contemporaneously provided to the division.

137 (3) The ballot of each elector voting at a super voting  
138 site must be counted even if the elector dies on or before  
139 election day.

140 (4) (a) The elector must provide identification and must  
141 complete a voter certificate in substantially the following  
142 form:

144 VOTER CERTIFICATE

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146 I, . . . ., am a qualified elector in this election and registered  
 147 voter of . . . . County, Florida. I do solemnly swear or affirm  
 148 that I am the person so listed on the voter registration rolls  
 149 of . . . . County and that I reside at the listed address. I  
 150 understand that if I commit or attempt to commit fraud in  
 151 connection with voting, vote a fraudulent ballot, or vote more  
 152 than once in an election, I could be convicted of a felony of  
 153 the third degree and both fined up to \$5,000 and imprisoned for  
 154 up to 5 years. I understand that my failure to sign this  
 155 certificate invalidates my ballot.

156  
 157 ... (Voter's Signature)...

158 ... (Address)...

159 ... (City/State)...  
 160

161 (b) Any elector may challenge an elector seeking to vote at  
 162 a super voting site under the provisions of s. 101.111. Any  
 163 challenged voter must vote a provisional ballot. The canvassing  
 164 board shall review the ballot and decide the validity of the  
 165 ballot by majority vote.

166 (c) The canvassing of returns for ballots cast under this  
 167 subsection shall be substantially the same as for votes cast by  
 168 electors in precincts, as provided in s. 101.5614.

169 Section 2. Subsection (29) of section 97.021, Florida  
 170 Statutes, is amended to read:

171 97.021 Definitions.—For the purposes of this code, except  
 172 where the context clearly indicates otherwise, the term:

173 (29) "Polling room" means the actual room in which ballots  
 174 are cast on election day and during early voting or the period

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175 in which super voting sites are open.

176 Section 3. Paragraphs (b) and (d) of subsection (1) and  
177 paragraph (a) of subsection (2) of section 98.0981, Florida  
178 Statutes, are amended to read:

179 98.0981 Reports; voting history; statewide voter  
180 registration system information; precinct-level election  
181 results; book closing statistics.—

182 (1) VOTING HISTORY AND STATEWIDE VOTER REGISTRATION SYSTEM  
183 INFORMATION.—

184 (b) After receipt of the information in paragraph (a), the  
185 department shall prepare a report in electronic format which  
186 contains the following information, separately compiled for the  
187 primary and general election for all voters qualified to vote in  
188 either election:

189 1. The unique identifier assigned to each qualified voter  
190 within the statewide voter registration system;

191 2. All information provided by each qualified voter on his  
192 or her voter registration application pursuant to s. 97.052(2),  
193 except that which is confidential or exempt from public records  
194 requirements;

195 3. Each qualified voter's date of registration;

196 4. Each qualified voter's current state representative  
197 district, state senatorial district, and congressional district,  
198 assigned by the supervisor of elections;

199 5. Each qualified voter's current precinct; and

200 6. Voting history as transmitted under paragraph (a) to  
201 include whether the qualified voter voted at a precinct  
202 location, voted at a super voting site, voted during the early  
203 voting period, voted by vote-by-mail ballot, attempted to vote

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204 by vote-by-mail ballot that was not counted, attempted to vote  
205 by provisional ballot that was not counted, or did not vote.

206 (d) File specifications are as follows:

207 1. The file must ~~shall~~ contain records designated by the  
208 categories below for all qualified voters who, regardless of the  
209 voter's county of residence or active or inactive registration  
210 status at the book closing for the corresponding election that  
211 the file is being created for:

212 a. Voted a regular ballot at a precinct location.

213 b. Voted at a precinct location using a provisional ballot  
214 that was subsequently counted.

215 c. Voted a regular ballot at a super voting site.

216 d. Voted at a super voting site using a provisional ballot  
217 that was subsequently counted.

218 e. Voted a regular ballot during the early voting period.

219 ~~f.d.~~ Voted during the early voting period using a  
220 provisional ballot that was subsequently counted.

221 ~~g.e.~~ Voted by vote-by-mail ballot.

222 ~~h.f.~~ Attempted to vote by vote-by-mail ballot, but the  
223 ballot was not counted.

224 ~~i.g.~~ Attempted to vote by provisional ballot, but the  
225 ballot was not counted in that election.

226 2. Each file must ~~shall~~ be created or converted into a tab-  
227 delimited format.

228 3. File names must ~~shall~~ adhere to the following  
229 convention:

230 a. Three-character county identifier as established by the  
231 department followed by an underscore.

232 b. Followed by four-character file type identifier of



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233 "VHO3" followed by an underscore.

234 c. Followed by FVRS election ID followed by an underscore.

235 d. Followed by Date Created followed by an underscore.

236 e. Date format is YYYYMMDD.

237 f. Followed by Time Created - HHMMSS.

238 g. Followed by ".txt".

239 4. Each record must ~~shall~~ contain the following columns:

240 Record Identifier, FVRS Voter ID Number, FVRS Election ID

241 Number, Vote Date, Vote History Code, Precinct, Congressional

242 District, House District, Senate District, County Commission

243 District, and School Board District.

244 (2) PRECINCT-LEVEL ELECTION RESULTS.—

245 (a) Within 30 days after certification by the Elections

246 Canvassing Commission of a presidential preference primary

247 election, special election, primary election, or general

248 election, the supervisors of elections shall collect and submit

249 to the department precinct-level election results for the

250 election in a uniform electronic format specified by paragraph

251 (c). The precinct-level election results shall be compiled

252 separately for the primary or special primary election that

253 preceded the general or special general election, respectively.

254 The results must ~~shall~~ specifically include for each precinct

255 the total of all ballots cast for each candidate or nominee to

256 fill a national, state, county, or district office or proposed

257 constitutional amendment, with subtotals for each candidate and

258 ballot type, unless fewer than 30 voters voted a ballot type.

259 "All ballots cast" means ballots cast by voters who cast a

260 ballot whether at a precinct location, a super voting site, by

261 vote-by-mail ballot including overseas vote-by-mail ballots,

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262 during the early voting period, or during the period in which  
263 super voting sites are open, if applicable, or by provisional  
264 ballot.

265 Section 4. Section 100.032, Florida Statutes, is amended to  
266 read:

267 100.032 Election preparation report; general election.—Each  
268 supervisor of elections must post a report on his or her  
269 official website at least 3 months before a general election  
270 which outlines preparations for the upcoming general election.  
271 The report must include, at a minimum, the following elements:  
272 the anticipated staffing levels during the early voting period  
273 or the period during which super voting sites are operating, on  
274 election day and after election day; and the anticipated amount  
275 of automatic tabulating equipment at each early voting site,   
276 super voting site, and polling place.

277 Section 5. Subsection (1) of section 101.001, Florida  
278 Statutes, is amended to read:

279 101.001 Precincts and polling places; boundaries.—

280 (1) The board of county commissioners in each county, upon  
281 recommendation and approval of the supervisor, shall alter or  
282 create precincts for voting in the county. Each precinct shall  
283 be numbered and, as nearly as practicable, composed of  
284 contiguous and compact areas. The supervisor shall designate a  
285 polling place at a suitable location within each precinct unless  
286 the county has opted to operate super voting sites in accordance  
287 with s. 101.0011. The precinct shall not be changed thereafter  
288 except with the consent of the supervisor and a majority of the  
289 members of the board of county commissioners. The board of  
290 county commissioners and the supervisor may have precinct

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291 boundaries conform to municipal boundaries in accordance with  
292 the provisions of s. 101.002, but, in any event, the  
293 registration books shall be maintained in such a manner that  
294 there may be determined therefrom the total number of electors  
295 in each municipality.

296 Section 6. Paragraph (b) of subsection (4) of section  
297 101.015, Florida Statutes, is amended to read:

298 101.015 Standards for voting systems.—

299 (4)

300 (b)1. Each supervisor shall establish written procedures to  
301 assure accuracy and security in his or her county, including  
302 procedures related to early voting pursuant to s. 101.657 or  
303 procedures related to super voting sites pursuant to s.  
304 101.0011, if applicable. Such procedures shall be reviewed in  
305 each odd-numbered year by the department.

306 2. Each supervisor shall submit any revisions to the  
307 security procedures to the department at least 45 days before  
308 early voting commences pursuant to s. 101.657 or super voting  
309 sites open pursuant to s. 101.0011 in an election in which they  
310 are to take effect.

311 Section 7. Subsections (2) and (5) of section 101.051,  
312 Florida Statutes, are amended to read:

313 101.051 Electors seeking assistance in casting ballots;  
314 oath to be executed; forms to be furnished.—

315 (2) It is unlawful for any person to be in the voting booth  
316 with any elector except as provided in subsection (1). A person  
317 at a polling place, super voting site, or early voting site, or  
318 within 150 ~~100~~ feet of the entrance of a polling place, super  
319 voting site, or early voting site, may not solicit any elector

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320 in an effort to provide assistance to vote pursuant to  
 321 subsection (1). Any person who violates this subsection commits  
 322 a misdemeanor of the first degree, punishable as provided in s.  
 323 775.082 or s. 775.083.

324 (5) If an elector needing assistance requests that a person  
 325 other than an election official provide him or her with  
 326 assistance in voting, the clerk or one of the inspectors shall  
 327 require the person providing assistance to take the following  
 328 oath:

329  
 330 DECLARATION TO PROVIDE ASSISTANCE

331  
 332 State of Florida  
 333 County of ....  
 334 Date ....  
 335 Precinct ....

336  
 337 I, ...(Print name)..., have been requested by ...(print  
 338 name of elector needing assistance)... to provide him or her  
 339 with assistance to vote. I swear or affirm that I am not the  
 340 employer, an agent of the employer, or an officer or agent of  
 341 the union of the voter and that I have not solicited this voter  
 342 at the polling place, super voting site, or early voting site or  
 343 within 150 ~~100~~ feet of such locations in an effort to provide  
 344 assistance.

345  
 346 ...(Signature of assistor)...

347  
 348 Sworn and subscribed to before me this .... day of .....,

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349 ... (year) ....

350

351 ... (Signature of Official Administering Oath) ...

352

353 Section 8. Section 101.131, Florida Statutes, is amended to  
354 read:

355 101.131 Watchers at polls.—

356 (1) Each political party and each candidate may have one  
357 watcher in each polling room or early voting area at any one  
358 time during the election. A political committee formed for the  
359 specific purpose of expressly advocating the passage or defeat  
360 of an issue on the ballot may have one watcher for each polling  
361 room or early voting area at any one time during the election. A  
362 ~~No~~ watcher may not ~~shall be permitted to~~ come closer to the  
363 officials' table or the voting booths than is reasonably  
364 necessary to properly perform his or her functions, but is ~~each~~  
365 ~~shall be~~ allowed within the polling room or early voting area to  
366 watch and observe the conduct of electors and officials. The  
367 poll watchers shall furnish their own materials and necessities  
368 and may ~~shall~~ not obstruct the orderly conduct of any election.  
369 The poll watchers shall pose any questions regarding polling  
370 place procedures directly to the clerk for resolution. They may  
371 not interact with voters. Each poll watcher shall be a qualified  
372 and registered elector of the county in which he or she serves.

373 (2) Each party, each political committee, and each  
374 candidate requesting to have poll watchers shall designate, in  
375 writing to the supervisors of elections, on a form prescribed by  
376 the division, before noon of the second Tuesday preceding the  
377 election poll watchers for each polling room on election day.

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378 Designations of poll watchers for early voting areas and super  
379 voting sites must ~~shall~~ be submitted in writing to the  
380 supervisor of elections, on a form prescribed by the division,  
381 before noon at least 14 days before early voting begins or super  
382 voting sites open. The poll watchers for polling rooms shall be  
383 approved by the supervisor of elections on or before the Tuesday  
384 before the election. Poll watchers for early voting areas and  
385 super voting sites shall be approved by the supervisor of  
386 elections no later than 7 days before early voting begins or  
387 super voting sites open. The supervisor shall furnish to each  
388 election board a list of the poll watchers designated and  
389 approved for such polling rooms, ~~or~~ early voting areas, or super  
390 voting sites. Designation of poll watchers shall be made by the  
391 chair of the county executive committee of a political party,  
392 the chair of a political committee, or the candidate requesting  
393 to have poll watchers.

394 (3) A ~~No~~ candidate or a sheriff, deputy sheriff, police  
395 officer, or other law enforcement officer may not be designated  
396 as a poll watcher.

397 (4) All poll watchers shall be allowed to enter and watch  
398 polls in all polling rooms and early voting areas within the  
399 county in which they have been designated if the number of poll  
400 watchers at any particular polling place does not exceed the  
401 number provided in this section.

402 (5) The supervisor of elections shall provide to each  
403 designated poll watcher, no later than 7 days before early  
404 voting begins, a poll watcher identification badge that  
405 identifies the poll watcher by name. Each poll watcher must wear  
406 his or her identification badge while in the polling room or

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407 early voting area.

408 Section 9. Paragraph (b) of subsection (1) of section  
409 101.151, Florida Statutes, is amended to read:

410 101.151 Specifications for ballots.—

411 (1)

412 (b) Polling places, super voting sites, and early voting  
413 sites may employ a ballot-on-demand production system to print  
414 individual marksense ballots, including provisional ballots, for  
415 eligible electors. Ballot-on-demand technology may be used to  
416 produce marksense vote-by-mail and election-day ballots.

417 Section 10. Subsection (1) of section 101.49, Florida  
418 Statutes, is amended to read:

419 101.49 Procedure of election officers where signatures  
420 differ.—

421 (1) Whenever any clerk or inspector, upon a just comparison  
422 of the signatures, doubts that the signature on the  
423 identification presented by the elector is the same as the  
424 signature the elector affixed on the precinct register or the  
425 voter ~~early voting~~ certificate under s. 101.0011(4) (a) or s.  
426 101.657(4) (a), as applicable, the clerk or inspector shall  
427 deliver to the person an affidavit which shall be in  
428 substantially the following form:

429  
430 STATE OF FLORIDA,

431 COUNTY OF ....

432

433 I do solemnly swear (or affirm) that my name is ....; that  
434 I am .... years old; that I was born in the State of ....; that  
435 I am registered to vote; that I am a qualified voter of the

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436 county and state aforesaid and have not voted in this election.

437

438 ... (Signature of voter) ...

439

440 Sworn to and subscribed before me this .... day of ...., A.

441 D. ... (year) ....

442

443 ... (Clerk or inspector of election) ...

444

445 Precinct No. ....

446 County of ....

447

448 Section 11. Subsection (2) of section 101.5612, Florida  
 449 Statutes, is amended to read:

450 101.5612 Testing of tabulating equipment.—

451 (2) On any day not more than 10 days before ~~prior to~~ the  
 452 commencement of early voting as provided in s. 101.657 or the  
 453 opening of super voting sites as provided in s. 101.0011, the  
 454 supervisor of elections shall have the automatic tabulating  
 455 equipment publicly tested to ascertain that the equipment will  
 456 correctly count the votes cast for all offices and on all  
 457 measures. If the ballots to be used at the polling place on  
 458 election day are not available at the time of the testing, the  
 459 supervisor may conduct an additional test not more than 10 days  
 460 before election day. Public notice of the time and place of the  
 461 test shall be given at least 48 hours prior thereto by  
 462 publication on the supervisor of elections' website and once in  
 463 one or more newspapers of general circulation in the county or,  
 464 if there is no newspaper of general circulation in the county,



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465 by posting the notice in at least four conspicuous places in the  
466 county. The supervisor or the municipal elections official may,  
467 at the time of qualifying, give written notice of the time and  
468 location of the public preelection test to each candidate  
469 qualifying with that office and obtain a signed receipt that the  
470 notice has been given. The Department of State shall give  
471 written notice to each statewide candidate at the time of  
472 qualifying, or immediately at the end of qualifying, that the  
473 voting equipment will be tested and advise each candidate to  
474 contact the county supervisor of elections as to the time and  
475 location of the public preelection test. The supervisor or the  
476 municipal elections official shall, at least 15 days before  
477 ~~prior to~~ the commencement of early voting as provided in s.  
478 101.657 or the opening of super voting sites as provided in s.  
479 101.0011, send written notice by certified mail to the county  
480 party chair of each political party and to all candidates for  
481 other than statewide office whose names appear on the ballot in  
482 the county and who did not receive written notification from the  
483 supervisor or municipal elections official at the time of  
484 qualifying, stating the time and location of the public  
485 preelection test of the automatic tabulating equipment. The  
486 canvassing board shall convene, and each member of the  
487 canvassing board shall certify to the accuracy of the test. For  
488 the test, the canvassing board may designate one member to  
489 represent it. The test shall be open to representatives of the  
490 political parties, the press, and the public. Each political  
491 party may designate one person with expertise in the computer  
492 field who shall be allowed in the central counting room when all  
493 tests are being conducted and when the official votes are being

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494 counted. The designee shall not interfere with the normal  
495 operation of the canvassing board.

496 Section 12. Paragraphs (a) and (b) of subsection (2) of  
497 section 101.591, Florida Statutes, are amended to read:

498 101.591 Voting system audit.—

499 (2) (a) A manual audit consists ~~shall consist~~ of a public  
500 manual tally of the votes cast in one randomly selected race  
501 that appears on the ballot. The tally sheet must ~~shall~~ include  
502 election day, super voting site, ~~election day,~~ vote-by-mail,  
503 early voting, provisional, and overseas ballots, in at least 1  
504 percent but no more than 2 percent of the precincts chosen at  
505 random by the county canvassing board or the local board  
506 responsible for certifying the election. If 1 percent of the  
507 precincts is less than one entire precinct, the audit must ~~shall~~  
508 be conducted using at least one precinct chosen at random by the  
509 county canvassing board or the local board responsible for  
510 certifying the election. Such precincts shall be selected at a  
511 publicly noticed canvassing board meeting.

512 (b) An automated audit consists ~~shall consist~~ of a public  
513 automated tally of the votes cast across every race that appears  
514 on the ballot. The tally sheet must ~~shall~~ include election day,  
515 super voting site, vote-by-mail, early voting, provisional, and  
516 overseas ballots in at least 20 percent of the precincts chosen  
517 at random by the county canvassing board or the local board  
518 responsible for certifying the election. Such precincts shall be  
519 selected at a publicly noticed canvassing board meeting.

520 Section 13. Subsection (5) is added to section 101.657,  
521 Florida Statutes, to read:

522 101.657 Early voting.—

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523       (5) This section does not apply to a county that has opted  
524 to operate super voting sites in accordance with s. 101.0011.

525       Section 14. Section 101.69, Florida Statutes, is amended to  
526 read:

527       101.69 Voting in person; return of vote-by-mail ballot.—

528       (1) The provisions of this code shall not be construed to  
529 prohibit any elector from voting in person at the elector's  
530 precinct on the day of an election or at an early voting site or  
531 super voting site, notwithstanding that the elector has  
532 requested a vote-by-mail ballot for that election. An elector  
533 who has returned a voted vote-by-mail ballot to the supervisor,  
534 however, is deemed to have cast his or her ballot and is not  
535 entitled to vote another ballot or to have a provisional ballot  
536 counted by the county canvassing board. An elector who has  
537 received a vote-by-mail ballot and has not returned the voted  
538 ballot to the supervisor, but desires to vote in person, shall  
539 return the ballot, whether voted or not, to the election board  
540 in the elector's precinct or to an early voting site or super  
541 voting site. The returned ballot shall be marked "canceled" by  
542 the board and placed with other canceled ballots. However, if  
543 the elector does not return the ballot and the election  
544 official:

545       (a) Confirms that the supervisor has received the elector's  
546 vote-by-mail ballot, the elector shall not be allowed to vote in  
547 person. If the elector maintains that he or she has not returned  
548 the vote-by-mail ballot or remains eligible to vote, the elector  
549 shall be provided a provisional ballot as provided in s.  
550 101.048.

551       (b) Confirms that the supervisor has not received the

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552 elector's vote-by-mail ballot, the elector shall be allowed to  
553 vote in person as provided in this code. The elector's vote-by-  
554 mail ballot, if subsequently received, shall not be counted and  
555 shall remain in the mailing envelope, and the envelope shall be  
556 marked "Rejected as Illegal."

557 (c) Cannot determine whether the supervisor has received  
558 the elector's vote-by-mail ballot, the elector may vote a  
559 provisional ballot as provided in s. 101.048.

560 (2) The supervisor shall allow an elector who has received  
561 a vote-by-mail ballot to physically return a voted vote-by-mail  
562 ballot to the supervisor by placing the envelope containing his  
563 or her marked ballot in a secure drop box. Secure drop boxes  
564 shall be placed at the main office of the supervisor, at each  
565 branch office of the supervisor, and at each early voting site.  
566 Secure drop boxes may also be placed at any other site that  
567 would otherwise qualify as an early voting site under s.  
568 101.657(1) or a super voting site under s. 101.0011(1)(c);  
569 provided, however, that any such site must be staffed during the  
570 county's early voting hours of operation of the county's early  
571 voting sites or super voting sites, whichever is applicable, by  
572 an employee of the supervisor's office or a sworn law  
573 enforcement officer.

574 Section 15. Subsection (1) of section 101.71, Florida  
575 Statutes, is amended to read:

576 101.71 Polling place.—

577 (1) ~~There shall be in~~ Each precinct in each county must  
578 have a one polling place that is which shall be accessible to  
579 the public on election day and ~~is~~ managed by a board of  
580 inspectors and clerk of election. If a county has opted to

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581 operate super voting sites in accordance with s. 101.0011, each  
582 precinct is no longer required to have a polling place but the  
583 other requirements of this section regarding polling places  
584 continue to apply. Only one elector is ~~shall be~~ allowed to enter  
585 any voting booth at a time; only ~~no one except~~ inspectors are  
586 ~~shall be~~ allowed to speak to the elector while casting his or  
587 her vote; and an inspector may not ~~no inspector shall~~ speak to  
588 or interfere with the elector concerning his or her voting,  
589 except to perform the duties as such inspector. Notwithstanding  
590 any other provision of this chapter, this section is ~~shall be~~  
591 applicable if ~~where~~ the computer method of voting is in use, and  
592 adequate provision must ~~shall~~ be made for the privacy of the  
593 elector while casting his or her vote.

594 Section 16. Section 102.031, Florida Statutes, is amended  
595 to read:

596 102.031 Maintenance of good order at polls; authorities;  
597 persons allowed in polling rooms and early voting areas;  
598 unlawful solicitation of voters.—

599 (1) Each election board shall possess full authority to  
600 maintain order at the polls and enforce obedience to its lawful  
601 commands during an election and the canvass of the votes.

602 (2) The sheriff shall deputize a deputy sheriff for each  
603 polling place and ~~each~~ early voting site who shall be present  
604 during the time the polls or early voting sites are open and  
605 until the election is completed, who shall be subject to all  
606 lawful commands of the clerk or inspectors, and who shall  
607 maintain good order. The deputy may summon assistance from among  
608 bystanders to aid him or her when necessary to maintain peace  
609 and order at the polls or early voting sites.

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610 (3) (a) No person may enter any polling room or polling  
611 place where the polling place is also a polling room, any  
612 polling room at a super voting site, or any early voting area  
613 during voting hours except the following:

- 614 1. Official poll watchers;
- 615 2. Inspectors;
- 616 3. Election clerks;
- 617 4. The supervisor of elections or his or her deputy;
- 618 5. Persons there to vote, persons in the care of a voter,  
619 or persons caring for such voter;
- 620 6. Law enforcement officers or emergency service personnel  
621 there with permission of the clerk or a majority of the  
622 inspectors; or
- 623 7. A person, whether or not a registered voter, who is  
624 assisting with or participating in a simulated election for  
625 minors, as approved by the supervisor of elections.

626 (b) The restriction in this subsection does not apply where  
627 the polling room is in an area commonly traversed by the public  
628 in order to gain access to businesses or homes or in an area  
629 traditionally utilized as a public area for discussion.

630 (4) (a) No person, political committee, or other group or  
631 organization may solicit voters inside the polling place or  
632 within 150 feet of the entrance to any polling place, a polling  
633 room where the polling place is also a polling room, a super  
634 voting site, an early voting site, or an office of the  
635 supervisor where vote-by-mail ballots are requested and printed  
636 on demand for the convenience of electors who appear in person  
637 to request them. Before the opening of the polling place, super  
638 voting site, or early voting site, the clerk or supervisor shall

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639 designate the no-solicitation zone and mark the boundaries.

640 (b) For the purpose of this subsection, the terms "solicit"  
641 or "solicitation" shall include, but not be limited to, seeking  
642 or attempting to seek any vote, fact, opinion, or contribution;  
643 distributing or attempting to distribute any political or  
644 campaign material, leaflet, or handout; conducting a poll except  
645 as specified in this paragraph; seeking or attempting to seek a  
646 signature on any petition; and selling or attempting to sell any  
647 item. The terms "solicit" or "solicitation" may not be construed  
648 to prohibit exit polling.

649 (c) Each supervisor of elections shall inform the clerk of  
650 the area within which soliciting is unlawful, based on the  
651 particular characteristics of that polling place. The supervisor  
652 or the clerk may take any reasonable action necessary to ensure  
653 order at the polling places, including, but not limited to,  
654 having disruptive and unruly persons removed by law enforcement  
655 officers from the polling room or place or from the 150-foot  
656 zone surrounding the polling place.

657 (d) Except as provided in paragraph (a), the supervisor may  
658 not designate a no-solicitation zone or otherwise restrict  
659 access to any person, political committee, candidate, or other  
660 group or organization for the purposes of soliciting voters.  
661 This paragraph applies to any public or private property used as  
662 a polling place, a super voting site, or an early voting site.

663 (e) The owner, operator, or lessee of the property on which  
664 a polling place, a super voting site, or an early voting site is  
665 located, or an agent or employee thereof, may not prohibit the  
666 solicitation of voters outside of the no-solicitation zone  
667 during polling hours.

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668 (5) No photography is permitted in the polling room, ~~or~~  
669 early voting area, or polling room or voting area at a super  
670 voting site, except an elector may photograph his or her own  
671 ballot.

672 Section 17. Subsection (4) of section 102.141, Florida  
673 Statutes, is amended to read:

674 102.141 County canvassing board; duties.—

675 (4) (a) Except as provided under paragraph (b), the  
676 supervisor of elections shall upload into the county's election  
677 management system by 7 p.m. on the day before the election the  
678 results of all early voting and vote-by-mail ballots that have  
679 been canvassed and tabulated by the end of the early voting  
680 period. Pursuant to ss. 101.5614(8), 101.657, and 101.68(2), the  
681 tabulation of votes cast or the results of such uploads may not  
682 be made public before the close of the polls on election day.

683 (b) If in a county opting to use super voting site voting  
684 pursuant to s. 101.0011, the supervisor of elections shall  
685 upload into the county's election management system after the  
686 polls close on election day the results of all super voting site  
687 and vote-by-mail ballots that have been canvassed and tabulated  
688 by the 3rd day before the election. Pursuant to ss.

689 101.0011(1)(b), 101.5614(8), and 101.68(2), the tabulation of  
690 votes cast or the results of such uploads may not be made public  
691 before the close of the polls on election day.

692 (c) The canvassing board shall report all early voting and  
693 all tabulated vote-by-mail results to the Department of State  
694 within 30 minutes after the polls close. Thereafter, the  
695 canvassing board shall report, with the exception of provisional  
696 ballot results, updated precinct election results or super



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697 voting site election results, if applicable, to the department  
698 at least every 45 minutes until all results are completely  
699 reported. The supervisor of elections shall notify the  
700 department immediately of any circumstances that do not permit  
701 periodic updates as required. Results shall be submitted in a  
702 format prescribed by the department.

703 Section 18. This act shall take effect July 1, 2020.