



148228

LEGISLATIVE ACTION

Senate

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House

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The Committee on Ethics and Elections (Rodriguez) recommended the following:

1           **Senate Amendment to Amendment (509936) (with title**  
2 **amendment)**

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4           Before line 5  
5 insert:

6           Section 1. Subsection (4) of section 102.031, Florida  
7 Statutes, is amended to read:

8           102.031 Maintenance of good order at polls; authorities;  
9 persons allowed in polling rooms and early voting areas;  
10 unlawful solicitation of voters.-



148228

11 (4) (a) No person, political committee, or other group or  
12 organization may solicit voters inside the polling place or  
13 within 100 ~~150~~ feet of the entrance to any polling place, a  
14 polling room where the polling place is also a polling room, an  
15 early voting site, or an office of the supervisor where vote-by-  
16 mail ballots are requested and printed on demand for the  
17 convenience of electors who appear in person to request them.  
18 Before the opening of the polling place or early voting site,  
19 the clerk or supervisor shall designate the no-solicitation zone  
20 and mark the boundaries.

21 (b) For the purpose of this subsection, the terms "solicit"  
22 or "solicitation" shall include, but not be limited to, seeking  
23 or attempting to seek any vote, fact, opinion, or contribution;  
24 distributing or attempting to distribute any political or  
25 campaign material, leaflet, or handout; conducting a poll except  
26 as specified in this paragraph; seeking or attempting to seek a  
27 signature on any petition; and selling or attempting to sell any  
28 item. The terms "solicit" or "solicitation" may not be construed  
29 to prohibit exit polling.

30 (c) Each supervisor of elections shall inform the clerk of  
31 the area within which soliciting is unlawful, based on the  
32 particular characteristics of that polling place. The supervisor  
33 or the clerk may take any reasonable action necessary to ensure  
34 order at the polling places, including, but not limited to,  
35 having disruptive and unruly persons removed by law enforcement  
36 officers from the polling room or place or from the 100-foot  
37 ~~150-foot~~ zone surrounding the polling place.

38 (d) Except as provided in paragraph (a), the supervisor may  
39 not designate a no-solicitation zone or otherwise restrict



148228

40 access to any person, political committee, candidate, or other  
41 group or organization for the purposes of soliciting voters.  
42 ~~This paragraph applies to any public or private property used as~~  
43 ~~a polling place or early voting site.~~

44 ~~(c) The owner, operator, or lessee of the property on which~~  
45 ~~a polling place or an early voting site is located, or an agent~~  
46 ~~or employee thereof, may not prohibit the solicitation of voters~~  
47 ~~outside of the no-solicitation zone during polling hours.~~

48  
49 ===== T I T L E A M E N D M E N T =====

50 And the title is amended as follows:

51 Delete lines 427 - 428

52 and insert:

53 An act relating to elections; amending s. 102.031,  
54 F.S.; reducing the size of the no-solicitation zone  
55 surrounding the entrance to any polling place;  
56 deleting provisions restricting the establishment of  
57 additional no-solicitation zones outside of the 100-  
58 foot zone; amending s. 15.21, F.S.; requiring the