

1 A bill to be entitled
2 An act relating to elections; amending s. 97.012,
3 F.S.; revising a provision requiring that the
4 Secretary of State provide certain mandatory signature
5 matching training; amending s. 97.022, F.S.; revising
6 the authority and responsibilities of the Office of
7 Election Crimes and Security; authorizing the office
8 to issue subpoenas and subpoenas duces tecum to bring
9 any person before certain representatives and require
10 the production of specified records; authorizing the
11 office to file a complaint in circuit court to enforce
12 such subpoenas; requiring the court to direct the
13 witness to comply with the subpoena or punish the
14 witness accordingly; providing an exception; requiring
15 sheriffs to serve and execute all process associated
16 with such action; requiring the office to pay the
17 sheriffs for such service; authorizing the office to
18 adopt rules; creating s. 97.027, F.S.; requiring
19 specified persons to undergo signature matching
20 training; requiring the Department of State to adopt
21 certain rules; amending s. 97.051, F.S.; revising the
22 oath a person registering to vote must subscribe to;
23 amending s. 97.0525, F.S.; requiring that the online
24 voter registration system generate a certain notice
25 under a specified circumstance; amending s. 97.053,

26 F.S.; requiring supervisors of elections to update a
27 voter's record if provided specified information by
28 the applicant after registration; providing that such
29 updates are retroactive to the date the application
30 was received; requiring an applicant to provide
31 evidence to the supervisor sufficient to prove the
32 applicant's legal status as a United States citizen
33 under specified circumstances; requiring the
34 supervisor to place such applicant on the voter rolls
35 under a specified circumstance; authorizing an
36 applicant that has not provided such evidence to vote
37 a provisional ballot; providing that such ballot may
38 be counted only if the applicant can verify his or her
39 legal status within a specified timeframe; revising
40 the timeframe after receipt in which a voter
41 registration official must enter the voter
42 registration applications into the system; amending s.
43 97.057, F.S.; requiring the Department of State to
44 provide certain information to the Department of
45 Highway Safety and Motor Vehicles; requiring the
46 Department of Highway Safety and Motor Vehicles to
47 assist the Department of State with identifying
48 changes in residential addresses in accordance with a
49 specified provision; amending s. 97.0575, F.S.;

50 requiring third party voter registration organizations

51 to deliver voter registration applications to the
52 supervisor of the county, rather than the division, in
53 which the voter resides under specified circumstances;
54 providing civil penalties; amending s. 97.1031, F.S.;
55 deleting a provision authorizing a voter to change his
56 or address by submitting other signed written notice;
57 revising the timeframe in which a voter registration
58 official must make necessary changes to a voter's
59 records to within 7 days after receipt; amending s.
60 98.015, F.S.; requiring that the main and permanent
61 branch offices of the supervisor be open for specified
62 times and days; requiring supervisors to provide a
63 list identifying nonresidential addresses in a
64 specified manner; amending s. 98.045, F.S.; requiring
65 supervisors to make a certain determination within a
66 specified timeframe related to a voter registration
67 applicant who was previously removed for ineligibility
68 and to follow specified procedures to notify the
69 applicant, if applicable; requiring supervisors to
70 remove the name of a voter who subsequently registers
71 in another state to vote within a specified timeframe
72 of receipt of such information; amending s. 98.065,
73 F.S.; authorizing supervisors to use certain credible
74 and reliable sources of commercially available data to
75 compare certain records and conduct address list

76 maintenance; amending s. 98.075, F.S.; authorizing the
77 Department of State to enter into memorandums of
78 understanding with other state governments and share
79 confidential and exempt information with such
80 governments; requiring that such governments maintain
81 the confidentiality of such information; requiring the
82 Department of Highway Safety and Motor Vehicles to
83 provide driver license and Florida identification card
84 information to such governments; requiring supervisors
85 to remove the name of a deceased voter under specified
86 circumstances; creating s. 98.094, F.S.; requiring
87 that lists of registered voters be provided to federal
88 courts for a specified purpose under a certain
89 condition; requiring federal jury coordinators to
90 prepare or cause to be prepared a certain list;
91 requiring that such list be sent to the Division of
92 Elections periodically; requiring that jury
93 coordinators provide the division with specified
94 information about each disqualified juror; requiring
95 the supervisor to use such list to conduct list
96 maintenance or eligibility maintenance procedures;
97 amending s. 98.212, F.S.; requiring supervisors to
98 provide information as may be requested by the
99 Department of State and to the Legislature;
100 authorizing the department to adopt rules; amending s.

101 99.012, F.S.; conforming a cross-reference; amending
102 s. 99.021, F.S.; authorizing qualified candidates and
103 political parties with such candidates to challenge
104 another candidate's compliance with a specified oath
105 in a certain circuit court; prohibiting a person from
106 qualifying as a candidate and appearing on the ballot
107 if a court order becomes final and makes certain
108 determinations; amending s. 99.061, F.S.; revising the
109 periods in which a person may qualify as a candidate;
110 revising the qualifying period for federal offices
111 following reapportionment; authorizing candidates for
112 constitutional office to file a certain receipt or
113 verification in lieu of filing a full and public
114 disclosure of financial interests and all other
115 candidates to instead file a certain receipt or
116 verification of filing a statement of financial
117 interests for qualifying only; requiring the
118 department to process qualifying papers within a
119 specified timeframe; providing that a cashier's check
120 purchased from the candidate's campaign account may be
121 used to pay the qualifying fee; specifying that a
122 candidate has a specified timeframe to pay the
123 qualifying fee under specified circumstances;
124 specifying that a certain form does not need to be re-
125 submitted under certain circumstances; amending s.

126 100.191, F.S.; providing that all laws that apply to
127 primary and general elections apply to special primary
128 and special elections; requiring the Elections
129 Canvassing Commission to certify results in accordance
130 with a specified provision; amending s. 101.043, F.S.;
131 revising the forms of current and valid picture
132 identifications that a voter must provide upon
133 entering the polling place; amending s. 101.048, F.S.;
134 revising the instructions that are included with cure
135 affidavits to conform to changes made by the act;
136 amending s. 101.111, F.S.; authorizing registered
137 voters or election officials of a county acting in
138 their official capacity to challenge at the polls or
139 during early voting the right of a person to vote in
140 the county; requiring separate oaths for each
141 challenge; revising the oath required of a person
142 entering challenges; providing the oath an election
143 official must use if asserting the ineligibility of a
144 voter; requiring that the oath be delivered to the
145 clerk or inspector under specified circumstances;
146 requiring such clerk or inspector to deliver such oath
147 immediately to the challenged person; revising a
148 provision providing that such person may cast a
149 provisional ballot; deleting an exception to casting
150 such provisional ballot; authorizing challenges to be

151 made in advance within a specified timeframe before an
152 election by delivering an oath to the supervisor's
153 office; requiring the supervisor to notify, as soon as
154 practicable, a challenged voter by specified means;
155 requiring that the oath be sent to early voting sites
156 or the voter's precinct in the event such voter
157 appears in person to vote; requiring that certain
158 ballots be canvassed as provisional ballots; requiring
159 that certain persons be allowed to execute a change of
160 legal residence to be able to vote a regular ballot;
161 requiring that such persons be allowed to vote a
162 regular ballot if the change of legal residence is
163 properly registered; requiring that certain voters be
164 directed to the proper precinct to vote; providing
165 that certain voters are required to vote a provisional
166 ballot; amending s. 101.131, F.S.; requiring that poll
167 watchers be qualified and registered voters of the
168 county in which they serve and complete a required
169 training; requiring the Department of State to provide
170 such training; requiring that poll watchers be allowed
171 to observe and report on irregularities in the conduct
172 of the election and enter and watch polls under a
173 specified condition; prohibiting such poll watchers
174 with interfering with the conduct of the election;
175 requiring that the form that designates poll watchers

176 include specified information; requiring that poll
177 watchers be given identification badges that include
178 certain information; authorizing the department to
179 adopt rules; amending s. 101.151, F.S.; specifying
180 that, in presidential preference primaries only, the
181 office title may be placed above the list of names on
182 the ballot for that office; specifying that, in a
183 primary election only, the office title of Governor
184 shall be placed above the names of the candidates for
185 such office regardless of whether a Lieutenant
186 Governor is designated; conforming provisions to
187 changes made by the act; amending s. 101.20, F.S.;;
188 deleting provisions requiring that sample ballots be
189 furnished to each polling place, in a specified form,
190 be open to inspection by all electors, and a
191 sufficient number of reduced-size ballots to be given
192 out to electors; requiring the supervisor to publish
193 sample ballots in a certain newspaper, through the
194 supervisor's website, or on the county's website;
195 requiring that such publication occur within a
196 specified timeframe; authorizing the supervisor to
197 send sample ballots to registered voters by specified
198 means; requiring sample ballots to be available in all
199 polling places for specified purpose; authorizing a
200 sample ballot to be in the format of an official

201 ballot but must indicate it is a sample; amending s.
202 101.252, F.S.; providing applicability; creating s.
203 101.2521, F.S.; requiring that candidates be placed on
204 the general ballot for certain elections held under
205 specified circumstances; amending s. 101.5606, F.S.;
206 conforming provisions to changes made by the act;
207 amending s. 101.56075, F.S.; requiring that locations
208 where voting takes place have certain voting machines
209 available; specifying the default voting method;
210 requiring that a certain device be provided if
211 requested by a voter; amending s. 101.5608, F.S.;
212 requiring the inspector to follow specified procedures
213 before allowing a person to vote in specified
214 circumstances; conforming provisions to changes made
215 by the act; amending s. 101.5612, F.S.; conforming
216 provisions to changes made by the act; amending s.
217 101.5614, F.S.; requiring that after a defective
218 ballot is duplicated, both ballots be placed in an
219 certain envelope and presented to the canvassing board
220 for review; amending s. 101.572, F.S.; authorizing
221 certain candidates, political party officials, and
222 political committee officials, or any designee
223 thereof, to object to the canvassing board's
224 determination of voter intent; amending s. 101.591,
225 F.S.; deleting provisions instructing how to perform a

226 manual audit; requiring the county canvassing board or
227 local board responsible for certifying an election to
228 conduct an independent vote validation of voting
229 systems used in all precincts; providing the procedure
230 for such independent vote validation; deleting
231 provisions related to independent audits; requiring
232 that the canvassing board publish certain notice on
233 the county's website, on the supervisor's website, or
234 in certain newspapers; requiring that such vote
235 validation be completed before the certification of
236 the election; requiring the county canvassing board or
237 local board responsible for the election to provide a
238 certain consolidated report; providing the
239 requirements of such report; deleting a provision that
240 allowed a manual recount to take the place of a
241 certain audit; amending s. 101.5911, F.S.; requiring
242 the department to adopt certain rules; conforming
243 provisions to changes made by the act; amending s.
244 101.595, F.S.; requiring the department to submit the
245 analysis of a certain report as part of a specified
246 consolidated report to the Governor and the
247 Legislature annually by a specified date; amending s.
248 101.6104, F.S.; making technical changes; amending s.
249 101.62, F.S.; requiring a voter to initiate the
250 request for a vote-by-mail ballot from the supervisor;

251 requiring such voter to use the paper or online
252 version of the uniform statewide application to make a
253 written request for a vote-by-mail ballot; requiring
254 the supervisor to record certain information after
255 receiving such request; revising the timeframes during
256 which vote-by-mail ballots are provided to voters;
257 amending s. 101.64, F.S.; providing that the
258 supervisor may include a secrecy envelope or privacy
259 sleeve with vote-by-mail ballots; amending s. 101.657,
260 F.S.; authorizing, rather than requiring, that early
261 voting be provided by a supervisor; revising the
262 number of early voting sites the supervisor may
263 designate per election area; authorizing the
264 supervisor to obtain a waiver for the number of sites
265 designated as early voting sites under a specified
266 circumstance; deleting authorization for a supervisor
267 to provide early voting in excess of what is required;
268 amending s. 101.68, F.S.; conforming provisions to
269 changes made by the act; amending s. 101.69, F.S.;

270 deleting a requirement that secure ballot intake
271 stations be located at each permanent branch that
272 meets certain criteria; requiring that such intake
273 stations be located at each designated early voting
274 site; requiring that all secure ballot intake stations
275 be continuously monitored; requiring the department to

276 adopt rules; amending s. 101.6921, F.S.; conforming
277 provisions to changes made by the act; amending s.
278 101.6923, F.S.; revising the instructions sent to
279 certain first-time voters to conform to changes made
280 by the act; amending s. 101.6952, F.S.; providing that
281 if a ballot is transmitted via facsimile it must be
282 received by a specified time on election day; amending
283 s. 101.694, F.S.; conforming a cross-reference;
284 amending s. 101.697, F.S.; requiring the department to
285 adopt certain rules related to electronic transmission
286 of election materials to specified voters; amending s.
287 101.698, F.S.; authorizing the department to adopt
288 emergency rules in specified circumstances; amending
289 s. 102.031, F.S.; prohibiting videography and other
290 visual and audio recording in polling rooms or early
291 voting areas; providing an exception; amending s.
292 102.141, F.S.; revising the composition of county
293 canvassing boards; prohibiting persons who publicly
294 endorse or donate to candidates or are active
295 participants endorsing or opposing a public measure
296 from serving on county canvassing boards; requiring
297 members of a county canvassing board and all clerical
298 help to wear, at specified times, identification
299 badges in a certain manner and which include specified
300 information; requiring a county canvassing board to

301 retain the county attorney for any legal
302 representation; authorizing such board to retain
303 outside legal counsel under specified conditions;
304 specifying that the deadline by which supervisors
305 shall upload preliminary results is in local time;
306 requiring the supervisor on behalf of the county
307 canvassing board to report all early voting and vote-
308 by-mail tabulations to the department; requiring
309 counties to conduct a machine vote validation process
310 for a certain purpose after unofficial results are
311 reported; requiring that such process be completed
312 within a specified timeframe; requiring the county
313 canvassing board to take specified actions after
314 making a certain determination; requiring the county
315 canvassing board to conduct manual reviews under
316 specified circumstances; providing requirements for
317 such review; deleting provisions related to recounts
318 by the county canvassing board; requiring the county
319 canvassing board to publish notice containing manual
320 review information by specified means; providing that
321 such review are open to the public; requiring the
322 county canvassing board to submit to the department
323 certain forms containing a vote validation report;
324 providing requirements for such report; requiring the
325 county canvassing board to conduct manual reviews in

326 accordance with specified provisions; requiring the
327 department to adopt rules; creating s. 102.143, F.S.;
328 requiring the supervisor to file a report with the
329 division on the conduct on the election within a
330 specified timeframe; providing requirements for the
331 report; requiring the supervisor to notify the
332 Division of Elections of new information and file an
333 amended report including such information, if
334 applicable, within a specified timeframe; requiring
335 the division to maintain such reports on file and make
336 them available for public inspection; requiring the
337 division to review the reports for a specified
338 purpose; providing that the report is part of a
339 certain consolidated report submitted by the
340 department by a specified date each year following a
341 general election; amending s. 102.166, F.S.; requiring
342 manual reviews of overvotes and undervotes unless
343 certain conditions exist; requiring that overvotes and
344 undervotes be identified and sorted during the vote
345 validation process; providing that the secretary is
346 responsible for ordering such review in federal,
347 state, or multicounty races and the county canvassing
348 board, or local board responsible for certifying the
349 election, is responsible for ordering such reviews in
350 all other races; authorizing political parties to

351 designate a certain expert to be allowed in the
352 central counting room while tests are being performed;
353 prohibiting such person from interfering with the
354 normal operation of the canvassing board; conforming a
355 cross-reference; requiring the department to adopt
356 certain rules; amending s. 103.021, F.S.; revising the
357 deadline by which political parties must submit their
358 list of presidential electors to the Governor;
359 requiring the state executive committees of the
360 political parties to certify to the Governor certain
361 information relating to such electors within a
362 specified timeframe; providing requirements for such
363 certification; revising the deadline by which the
364 Governor certifies political party submissions to the
365 Department of State; requiring candidates to submit
366 certain information concerning presidential electors
367 to the department before a specified date and time;
368 amending s. 103.121, F.S.; requiring that the funds
369 and certain records of state executive committees be
370 audited by a certified public accountant; amending s.
371 104.047, F.S.; prohibiting specified entities from
372 further forwarding official vote-by-mail ballots or
373 envelopes; providing criminal penalties; providing
374 criminal penalties for persons who physically collect
375 requests for vote-by-mail ballots and copies or

376 retains the request, or copies and retains the voter's
377 personal information; repealing s. 105.09, F.S.,
378 relating to political activity in behalf of a
379 candidate for judicial office limited; amending s.
380 106.021, F.S.; prohibiting a candidate from appointing
381 himself, herself, or immediate family as the treasurer
382 of the campaign; amending s. 106.07, F.S.; requiring a
383 candidate to file an affidavit with the officer before
384 whom the candidate is required to qualify under
385 specified circumstances within a specified timeframe;
386 deeming filings as timely filed if filed in a certain
387 manner; providing that such affidavits are open to
388 public inspection; providing construction; providing a
389 civil penalty for candidates who file affidavits late;
390 amending s. 106.08, F.S.; revising the definition of
391 the term "foreign national"; revising the
392 contributions or expenditures that a foreign national
393 is prohibited from making or offering to make;
394 prohibiting political parties, political committees,
395 committees associated with ballot issues or questions,
396 electioneering communications organizations, and
397 candidates from knowingly accepting contributions from
398 foreign nationals; providing criminal penalties;
399 providing for enhancement of criminal penalties on
400 subsequent offenses; providing civil penalties;

401 amending s. 106.087, F.S.; conforming a cross-
402 reference; repealing s. 113.01, F.S., relating to fees
403 for commissions issued by Governor; repealing s.
404 113.02, F.S., relating to fees to be paid before
405 commissions issued; repealing s. 113.03, F.S.,
406 relating to disposition of certain proceeds; amending
407 s. 113.051, F.S.; prohibiting the issuance of certain
408 commissions until the oath of office is filed;
409 amending ss. 117.01, 117.225, and 117.295, F.S.;
410 conforming provisions to changes made by this act;
411 creating s. 322.034, F.S.; requiring that driver
412 licenses and Florida identification cards include
413 certain information; providing that applicants
414 providing certain documentation may not be charged a
415 fee for renewal; requiring that the Department of
416 Highway Safety and Motor Vehicles comply with
417 specified provisions by a specified date; amending s.
418 895.02, F.S.; revising the definition of "racketeering
419 activity" to include violations of the Florida
420 Election Code for the purposes of providing criminal
421 penalties; amending s. 1003.42, F.S.; conforming a
422 cross-reference; providing effective dates.

423

424 Be It Enacted by the Legislature of the State of Florida:

425

426 **Section 1. Subsection (17) of section 97.012, Florida**
 427 **Statutes, is amended to read:**

428 97.012 Secretary of State as chief election officer.—The
 429 Secretary of State is the chief election officer of the state,
 430 and it is his or her responsibility to:

431 (17) Provide mandatory formal signature matching training
 432 as provided by law ~~to supervisors of elections and county~~
 433 ~~canvassing board members. Any person whose duties require~~
 434 ~~verification of signatures must undergo signature matching~~
 435 ~~training. The department shall adopt rules governing signature~~
 436 ~~matching procedures and training.~~

437 **Section 2. Subsections (6), (43), (44), and (47) of**
 438 **section 97.021, Florida Statutes, are amended to read:**

439 97.021 Definitions.—For the purposes of this code, except
 440 where the context clearly indicates otherwise, the term:

441 (6) "Ballot" or "official ballot" means a printed sheet of
 442 paper containing contests including offices and candidates,
 443 constitutional amendments, and other public measures upon which
 444 a voter's selections are marked using a manual marking device. A
 445 ballot includes a voter-verifiable paper output upon which a
 446 voter's selections are marked by a voter interface device that
 447 meets voter accessibility requirements for individuals with
 448 disabilities under s. 301 of the Help America Vote Act of 2002
 449 and s. 101.56062 ~~when used in reference to:~~

450 ~~(a) "Electronic or electromechanical devices" means a~~

451 ~~ballot that is voted by the process of electronically~~
452 ~~designating, including by touchscreen, or marking with a marking~~
453 ~~device for tabulation by automatic tabulating equipment or data~~
454 ~~processing equipment.~~

455 ~~(b) "Marksense ballots" means that printed sheet of paper,~~
456 ~~used in conjunction with an electronic or electromechanical vote~~
457 ~~tabulation voting system, containing the names of candidates, or~~
458 ~~a statement of proposed constitutional amendments or other~~
459 ~~questions or propositions submitted to the electorate at any~~
460 ~~election, on which sheet of paper an elector casts his or her~~
461 ~~vote.~~

462 (43) "Voter interface device" means any device that
463 communicates voting instructions and ballot information to a
464 voter and allows the voter to select and vote for candidates and
465 issues. A voter interface device may not be used to tabulate
466 votes. Any vote tabulation must be based upon a subsequent scan
467 of the marked ~~marksense~~ ballot or the voter-verifiable paper
468 output after the voter interface device process has been
469 completed.

470 (44) "Voter registration agency" means any office that
471 provides public assistance, any office that serves persons with
472 disabilities, any center for independent living, or any public
473 library. The term includes any other federal or state office
474 that is first designated by the Secretary of State to become a
475 voter registration agency and for which such office accepts such

476 designation.

477 (47) "Voting system" means a method of casting and
 478 processing votes that ~~functions wholly or partly by use of~~
 479 ~~electromechanical or electronic apparatus or by use of marksense~~
 480 ~~ballots and includes, but is not limited to, the equipment,~~
 481 including hardware, firmware, and software; the ballots; the
 482 procedures for casting and processing votes; ~~and~~ the programs,
 483 operating manuals, supplies; and the reports, printouts, and
 484 other documentation ~~software~~ necessary for the system's
 485 operation.

486 **Section 3. Section 97.022, Florida Statutes, is amended to**
 487 **read:**

488 97.022 Office of Election Crimes and Security; creation;
 489 purpose and duties.—

490 (1) The Office of Election Crimes and Security is created
 491 within the Department of State. The purpose of the office is to
 492 aid the Secretary of State in completion of his or her duties.
 493 ~~under s. 97.012(12) and (15) by:~~

494 (2) The office has the authority and responsibility to:

495 (a) Receive and review ~~Receiving and reviewing~~ notices and
 496 reports generated by government officials or any other person
 497 regarding alleged occurrences of election law violations or
 498 election irregularities in this state.

499 (b) Initiate ~~Initiating~~ independent inquiries and
 500 conducting preliminary investigations into allegations of

501 election law violations or election irregularities in this
502 state.

503 ~~(3)-(2)~~ The office may review complaints and conduct
504 preliminary investigations into alleged criminal violations of
505 the Florida Election Code or any rule adopted pursuant thereto
506 ~~and any election irregularities.~~

507 (4) The office may issue subpoenas and subpoenas duces
508 tecum to bring before its duly authorized representatives any
509 person in this state, or any person doing business in this
510 state, to require the production of any records relevant to an
511 investigation, and to administer oaths and affirmations in the
512 manner prescribed by law to witnesses who shall appear before
513 them. If a witness fails to respond to the subpoena issued by
514 the office or, having responded, failed to answer all inquiries
515 or to turn over evidence that has been subpoenaed, the office
516 may file a complaint in the circuit court where the witness
517 resides. Upon the filing of such complaint, the court shall take
518 jurisdiction of the witness and the subject matter of such
519 complaint and shall direct the witness to respond to all
520 questions and to produce all documentary evidence in the
521 witness's possession which is demanded. Failure of a witness to
522 comply with the court's order constitutes a direct and criminal
523 contempt of court, and the court punish the witness accordingly.
524 However, the refusal by a witness to answer inquiries or turn
525 over evidence on the basis that such answers or evidence will

526 incriminate the witness is not a refusal to comply with this
527 chapter. The sheriffs shall make the service and execute all
528 process or orders when required by the office. The office shall
529 pay the sheriffs for these services as provided in s. 30.231.

530 (5)~~(3)~~ The secretary shall appoint a director of the
531 office.

532 (6)~~(4)~~ The office shall be based in Tallahassee and shall
533 employ nonsworn investigators to conduct any investigations. The
534 positions and resources necessary for the office to accomplish
535 its duties shall be established through and subject to the
536 legislative appropriations process.

537 (7)~~(5)~~ The office shall oversee the department's voter
538 fraud hotline.

539 (8)~~(6)~~ This section does not limit the jurisdiction of any
540 other office or agency of the state empowered by law to
541 investigate, act upon, or dispose of alleged election law
542 violations.

543 (9)~~(7)~~ By January 15 of each year, the department shall
544 submit a report to the Governor, the President of the Senate,
545 and the Speaker of the House of Representatives detailing
546 information on investigations of alleged election law violations
547 or election irregularities conducted during the prior calendar
548 year. The report must include the total number of complaints
549 received and independent investigations initiated and the number
550 of complaints referred to another agency for further

551 investigation or prosecution, including the total number of
552 those matters sent to a special officer pursuant to s. 102.091.
553 For each alleged violation or irregularity investigated, the
554 report must include:

555 (a) The source of the alleged violation or irregularity;

556 (b) The law allegedly violated or the nature of the
557 irregularity reported;

558 (c) The county in which the alleged violation or
559 irregularity occurred;

560 (d) Whether the alleged violation or irregularity was
561 referred to another agency for further investigation or
562 prosecution and, if so, to which agency; and

563 (e) The current status of the investigation or resulting
564 criminal case.

565 (10) The Office of Election Crimes and Security may adopt
566 rules to implement this section.

567 **Section 4. Section 97.027, Florida Statutes, is created to**
568 **read:**

569 97.027 Signature matching training required.—A person
570 whose duties require the verification of signatures pursuant to
571 s. 99.097, s. 100.371, s. 101.043, s. 101.048, s. 101.62, or s.
572 101.68 must undergo formal signature matching training. The
573 department shall adopt rules governing signature matching
574 procedures and training.

575 **Section 5. Section 97.051, Florida Statutes, is amended to**

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2025

576 **read:**

577 97.051 Oath upon registering.—A person registering to vote
578 must subscribe to the following oath:

579

580 "I do solemnly swear (or affirm) that I will protect
581 and defend the Constitution of the United States and
582 the Constitution of the State of Florida, that I am
583 qualified to register as an elector under the
584 Constitution and laws of the State of Florida, and
585 that all information provided in this application is
586 true. I have carefully reviewed the instructions for
587 completing the Florida Voter Registration Application,
588 and I further swear (or affirm) that I am a United
589 States citizen. I understand that if I have provided
590 false information on this application I could be
591 subject to criminal penalties for perjury and that I
592 may be fined, imprisoned, or, if not a United States
593 Citizen, deported or refused entry to the United
594 States."

595

596 **Section 6. Present subsections (5) through (8) of section**
597 **97.0525, Florida Statutes, are redesignated as subsections (6)**
598 **through (9), respectively, and a new subsection (5) is added to**
599 **that section, to read:**

600 97.0525 Online voter registration.—

601 (5) The online voter registration system must generate a
602 notice to the applicant if the applicant's legal status as
603 United States citizen cannot be verified by the records of the
604 Department of Highway Safety and Motor Vehicles. The notice must
605 provide the applicant with contact information for the
606 applicant's supervisor of elections for further information.

607 **Section 7. Subsections (2), (6), and (7) of section**
608 **97.053, Florida Statutes, are amended to read:**

609 97.053 Acceptance of voter registration applications.—

610 (2) A voter registration application is complete and
611 becomes the official voter registration record of that applicant
612 when all information necessary to establish the applicant's
613 eligibility pursuant to s. 97.041 is received by a voter
614 registration official and verified pursuant to subsection (6).
615 If the applicant fails to complete his or her voter registration
616 application on or before ~~prior to~~ the date of book closing for
617 an election, ~~then~~ such applicant is ~~shall~~ not ~~be~~ eligible to
618 vote in that election.

619 (6) A voter registration application, including an
620 application with a change in name, address, or party
621 affiliation, may be accepted as valid only after the department
622 has verified the authenticity or nonexistence of the driver
623 license number, the Florida identification card number, or the
624 last four digits of the social security number provided by the
625 applicant.

626 (a) If a completed voter registration application has been
627 received by the book-closing deadline but the driver license
628 number, the Florida identification card number, or the last four
629 digits of the social security number provided by the applicant
630 cannot be verified, the applicant must ~~shall~~ be notified that
631 the number cannot be verified and that the applicant must
632 provide evidence to the supervisor sufficient to verify the
633 authenticity of the applicant's driver license number, Florida
634 identification card number, or last four digits of the social
635 security number. If the applicant provides the necessary
636 evidence, the supervisor must ~~shall~~ place the applicant's name
637 on the registration rolls as an active voter or update, as
638 applicable, the voter's record with the change in address, name,
639 or party affiliation. The change in address, name, or party
640 affiliation is retroactive to the date the application was
641 initially received. If the applicant has not provided the
642 necessary evidence or the number has not otherwise been verified
643 prior to the applicant presenting himself or herself to vote,
644 the applicant must ~~shall~~ be provided a provisional ballot. The
645 provisional ballot must ~~shall~~ be counted pursuant to s. 101.048
646 but only if the number is verified by the end of the canvassing
647 period or if the applicant presents evidence to the supervisor
648 of elections sufficient to verify the authenticity of the
649 applicant's driver license number, Florida identification card
650 number, or last four digits of the social security number no

651 later than 5 p.m. of the second day following the election.

652 (b) If a completed voter registration application for new
653 registration has been received by the book-closing deadline but
654 the applicant's legal status as a United States citizen cannot
655 be verified, the applicant must provide evidence to the
656 supervisor sufficient to verify the applicant's legal status as
657 a United States citizen before voting. If the applicant provides
658 the necessary evidence, the supervisor must place the
659 applicant's name on the registration rolls as an active voter.
660 If the applicant has not provided the necessary evidence or the
661 legal status is not verified before the applicant presents
662 himself or herself to vote, the applicant must be provided a
663 provisional ballot. The provisional ballot may be counted only
664 if the applicant's legal status as a United States citizen is
665 verified by the end of the canvassing period or if the applicant
666 presents evidence to the supervisor of elections sufficient to
667 verify the applicant's legal status as a United States citizen
668 no later than 5 p.m. of the second day following the election.

669 (7) All voter registration applications received by a
670 voter registration official must ~~shall~~ be entered into the
671 statewide voter registration system within 7 ~~13~~ days after
672 receipt. ~~Once entered, the application shall be immediately~~
673 ~~forwarded to the appropriate supervisor of elections.~~

674 **Section 8. Subsections (11) and (13) of section 97.057,**
675 **Florida Statutes, are amended to read:**

676 97.057 Voter registration by the Department of Highway
 677 Safety and Motor Vehicles.—

678 (11) The Department of Highway Safety and Motor Vehicles
 679 shall enter into an agreement with the department to match
 680 information in the statewide voter registration system with
 681 information in the database of the Department of Highway Safety
 682 and Motor Vehicles to the extent required to verify the accuracy
 683 of the driver license number, Florida identification number, or
 684 last four digits of the social security number provided on
 685 applications for voter registration. The department shall
 686 provide the Department of Highway Safety and Motor Vehicles with
 687 information as required in s. 97.053 as necessary to establish
 688 the applicant's legal status as a United States citizen.

689 (13) The Department of Highway Safety and Motor Vehicles
 690 shall ~~must~~ assist the Department of State in ~~regularly~~
 691 identifying changes in residence address on the driver license
 692 or identification card of a voter in accordance with this
 693 section. The Department of State shall ~~must~~ report each such
 694 change to the appropriate supervisor of elections who must
 695 change the voter's registration records in accordance with s.
 696 98.065(4).

697 **Section 9. Subsection (5) of section 97.0575, Florida**
 698 **Statutes, is amended to read:**

699 97.0575 Third-party voter registration organizations.—

700 (5) (a) A third-party voter registration organization that

701 collects voter registration applications serves as a fiduciary
702 to the applicant and shall ensure that any voter registration
703 application entrusted to the organization, irrespective of party
704 affiliation, race, ethnicity, or gender, is promptly delivered
705 to the division or the supervisor of elections in the county in
706 which the applicant resides within 10 days after the application
707 is completed by the applicant, but not after registration closes
708 for the next ensuing election. However, if the delivery is made
709 within the 10 days before book closing, the delivery must be
710 made to the supervisor of elections in the county in which the
711 applicant resides and may not be made to the division. If a
712 voter registration application collected by any third-party
713 voter registration organization is not promptly delivered to the
714 division or supervisor of elections in the county in which the
715 applicant resides, the third-party voter registration
716 organization is liable for the following fines:

717 1. A fine in the amount of \$50 per each day late, up to
718 \$2,500, for each application received by the division or the
719 supervisor of elections in the county in which the applicant
720 resides more than 10 days after the applicant delivered the
721 completed voter registration application to the third-party
722 voter registration organization or any person, entity, or agent
723 acting on its behalf. A fine in the amount of \$2,500 for each
724 application received if the third-party voter registration
725 organization or person, entity, or agency acting on its behalf

726 acted willfully.

727 2. A fine in the amount of \$100 per each day late, up to
728 \$5,000, for each application collected by a third-party voter
729 registration organization or any person, entity, or agent acting
730 on its behalf, before book closing for any given election for
731 federal or state office and received by the division or the
732 supervisor of elections in the county in which the applicant
733 resides after the book-closing deadline for such election. A
734 fine in the amount of \$5,000 for each application received if
735 the third-party voter registration organization or any person,
736 entity, or agency acting on its behalf acted willfully.

737 3. A fine in the amount of \$500 for each application
738 collected by a third-party voter registration organization or
739 any person, entity, or agent acting on its behalf, which is not
740 submitted to the division or supervisor of elections in the
741 county in which the applicant resides. A fine in the amount of
742 \$5,000 for any application not submitted if the third-party
743 voter registration organization or person, entity, or agency
744 acting on its behalf acted willfully.

745
746 The aggregate fine which may be assessed pursuant to this
747 paragraph against a third-party voter registration organization,
748 including affiliate organizations, for violations committed in a
749 calendar year is \$250,000.

750 (b) A showing by the third-party voter registration

751 organization that the failure to deliver the voter registration
752 application within the required timeframe is based upon force
753 majeure or impossibility of performance shall be an affirmative
754 defense to a violation of this subsection. The secretary may
755 waive the fines described in this subsection upon a showing that
756 the failure to deliver the voter registration application
757 promptly is based upon force majeure or impossibility of
758 performance.

759 **Section 10. Section 97.1031, Florida Statutes, is amended**
760 **to read:**

761 97.1031 Notice of change of residence, change of name, or
762 change of party affiliation.—

763 (1) (a) When a voter ~~an elector~~ changes his or her
764 residence address, the voter ~~elector~~ must notify the supervisor
765 of elections. Except as provided in paragraph (b), an address
766 change must be submitted using a voter registration application.

767 (b) If the address change is within this ~~the~~ state and
768 notice is provided to the supervisor of elections of the county
769 where the voter ~~elector~~ has moved, the voter ~~elector~~ may do so
770 by:

771 1. Contacting the supervisor of elections via telephone or
772 electronic means, in which case the voter ~~elector~~ must provide
773 his or her date of birth and the last four digits of his or her
774 social security number, his or her Florida driver license
775 number, or his or her Florida identification card number,

776 | whichever may be verified in the supervisor's records; or

777 | 2. Submitting the change on a voter registration
778 | application ~~or other signed written notice~~.

779 | (2) When a voter ~~an elector~~ seeks to change party
780 | affiliation, the voter must ~~elector shall~~ notify his or her
781 | supervisor of elections or other voter registration official by
782 | submitting a voter registration application. When a voter ~~an~~
783 | ~~elector~~ changes his or her name by marriage or other legal
784 | process, the voter ~~elector shall~~ notify his or her supervisor of
785 | elections or other voter registration official by submitting a
786 | voter registration application.

787 | (3) The voter registration official shall make the
788 | necessary changes in the voter's ~~elector's~~ records within 7 days
789 | after receipt ~~as soon as practical upon receipt of such notice~~
790 | ~~of a change of address of legal residence, name, or party~~
791 | ~~affiliation~~. The supervisor of elections shall issue the new
792 | voter information card pursuant to s. 97.071.

793 | **Section 11. Subsections (4) and (12) of section 98.015,**
794 | **Florida Statutes, are amended to read:**

795 | 98.015 Supervisor of elections; election, tenure of
796 | office, compensation, custody of registration-related documents,
797 | office hours, successor, seal; appointment of deputy
798 | supervisors; duties.—

799 | (4) At a minimum, the main and permanent branch offices
800 | ~~office~~ of the supervisor must be open Monday through Friday,

801 excluding legal holidays, for a period of not less than 8 hours
802 per day, beginning no later than 9 a.m.

803 (12) (a) Each supervisor shall maintain a list of valid
804 residential street addresses for purposes of verifying the legal
805 addresses of voters residing in the supervisor's county. ~~To the~~
806 ~~maximum extent practicable,~~ The list must ~~shall~~ include
807 information necessary to differentiate one residence from
808 another, including, but not limited to, a distinguishing
809 apartment, suite, lot, room, or dormitory room number or other
810 identifier. If a voter registration application does not include
811 information necessary to differentiate one residence from
812 another, the supervisor must ~~shall~~ make all reasonable efforts
813 to obtain such information in order to maintain the list of
814 valid residential street addresses.

815 (b) The supervisor shall make all reasonable efforts to
816 coordinate with county 911 service providers, property
817 appraisers, the United States Postal Service, or other agencies
818 as necessary to ensure the continued accuracy of such list and
819 to identify non-residential addresses, including, but not
820 limited to, addresses for businesses such as storage facilities,
821 hotels, post office boxes, correctional facilities, mail or
822 courier services, governmental agencies, and mail service or
823 forwarding delivery services. The supervisor shall provide the
824 list of valid residential addresses to the statewide voter
825 registration system in the manner and frequency specified by

826 rule of the department.

827 **Section 12. Subsections (1) and (2) of section 98.045,**
828 **Florida Statutes, are amended to read:**

829 98.045 Administration of voter registration.—

830 (1) ELIGIBILITY OF APPLICANT.—

831 (a) The supervisor shall ~~must~~ ensure that any eligible
832 applicant for voter registration is registered to vote and that
833 each application for voter registration is processed in
834 accordance with law. The supervisor shall determine whether a
835 voter registration applicant is ineligible based on any of the
836 following:

837 1.(a) The failure to complete a voter registration
838 application as specified in s. 97.053.

839 2.(b) The applicant is deceased.

840 3.(c) The applicant has been convicted of a felony for
841 which his or her voting rights have not been restored.

842 4.(d) The applicant has been adjudicated mentally
843 incapacitated with respect to the right to vote and such right
844 has not been restored.

845 5.(e) The applicant does not meet the age requirement
846 pursuant to s. 97.041.

847 6.(f) The applicant is not a United States citizen.

848 7.(g) The applicant is a fictitious person.

849 8.(h) The applicant has provided an address of legal
850 residence that is not his or her legal residence.

851 ~~9.(i)~~ The applicant has provided a driver license number,
852 Florida identification card number, or the last four digits of a
853 social security number that is not verifiable by the department.

854 (b) If the latest voter registration records show that a
855 new applicant was previously registered but subsequently removed
856 for ineligibility by reason of a felony conviction without
857 voting rights restored, adjudication as mentally incapacitated
858 with respect to voting without voting rights restored, death, or
859 for not being a United States citizen, the supervisor must
860 process the application in accordance with s. 97.053. However,
861 the supervisor, within 7 days of receiving such application,
862 shall determine whether the information is still credible and
863 reliable and, if applicable, follow procedures to notify the
864 voter pursuant to s. 98.075(7).

865 (2) REMOVAL OF REGISTERED VOTERS.—

866 (a) Once a voter is registered, the name of that voter may
867 not be removed from the statewide voter registration system
868 except at the written request of the voter, by reason of the
869 voter's conviction of a felony or adjudication as mentally
870 incapacitated with respect to voting, by death of the voter, or
871 pursuant to a registration list maintenance activity conducted
872 pursuant to s. 98.065 or s. 98.075.

873 (b) Information received by a voter registration official
874 from an election official in another state indicating that a
875 registered voter in this state has subsequently registered to

876 | vote in that other state must ~~shall~~ be considered ~~as~~ a written
877 | request from the voter to have the voter's name removed from the
878 | statewide voter registration system. The voter's name must be
879 | removed within 7 days after receipt of such information.

880 | **Section 13. Section 98.065, Florida Statutes, is amended**
881 | **to read:**

882 | 98.065 Registration list maintenance programs.—

883 | (1) PURPOSE.—The supervisor shall ~~must~~ conduct a general
884 | registration list maintenance program to protect the integrity
885 | of the electoral process by ensuring the maintenance of accurate
886 | and current voter registration records in the statewide voter
887 | registration system. The program must be uniform,
888 | nondiscriminatory, and in compliance with the Voting Rights Act
889 | of 1965, the National Voter Registration Act of 1993, and the
890 | Help America Vote Act of 2002. As used in this subsection, the
891 | term "nondiscriminatory" applies to and includes persons with
892 | disabilities.

893 | (2) ANNUAL REGISTRATION LIST MAINTENANCE.—A supervisor
894 | shall ~~must~~ incorporate one or more of the following procedures
895 | in the supervisor's annual registration list maintenance program
896 | under which the supervisor shall:

897 | (a) Use change-of-address information supplied by the
898 | United States Postal Service through its licensees to identify
899 | registered voters whose addresses might have changed.

900 | Additionally, in odd-numbered years, unless the supervisor is

901 | conducting the procedure specified in paragraph (b), the
 902 | supervisor must identify change-of-address information from
 903 | address confirmation final notices mailed to all registered
 904 | voters who have not voted in the preceding two general elections
 905 | or any intervening election and who have not made a request that
 906 | their registration records be updated during that time; or

907 | (b) Identify change-of-address information from returned
 908 | nonforwardable return-if-undeliverable address confirmation
 909 | requests sent to all registered voters in the county.

910 | (3) TIMELINE.—A registration list maintenance program must
 911 | be conducted by each supervisor, at a minimum, once each year,
 912 | beginning no later than April 1, and must be completed at least
 913 | 90 days before the date of any federal election. All list
 914 | maintenance actions associated with each voter must be entered,
 915 | tracked, recorded, and maintained in the statewide voter
 916 | registration system.

917 | (4) CHANGE OF ADDRESS INFORMATION.—

918 | (a) If the supervisor receives change-of-address
 919 | information pursuant to the activities conducted in subsection
 920 | (2), from jury notices signed by the voter and returned to the
 921 | courts, from the Department of Highway Safety and Motor
 922 | Vehicles, or from other sources which indicates that a
 923 | registered voter's legal residence might have changed to another
 924 | location within the state, the supervisor must change the
 925 | registration records to reflect the new address and must send

926 the voter an address change notice as provided in s. 98.0655(2).

927 (b) If the supervisor of elections receives change-of-
928 address information pursuant to the activities conducted in
929 subsection (2), from jury notices signed by the voter and
930 returned to the courts, or from other sources which indicates
931 that a registered voter's legal residence might have changed to
932 a location outside the state, the supervisor of elections must
933 ~~shall~~ send an address confirmation final notice to the voter as
934 provided in s. 98.0655(3).

935 (c) If an address confirmation request required by
936 paragraph (2)(b) is returned as undeliverable without indication
937 of an address change, or if any other nonforwardable return-if-
938 undeliverable mail is returned as undeliverable with no
939 indication of an address change, the supervisor must send an
940 address confirmation final notice to the voter.

941 (d) The supervisor may use other credible and reliable
942 sources including commercially available data, such as address
943 information from national credit reporting agencies, to compare
944 against voter registration records and to conduct address list
945 maintenance.

946 (e) The supervisor shall ~~must~~ designate as inactive all
947 voters who have been sent an address confirmation final notice
948 and who have not returned the postage prepaid, preaddressed
949 return form within 30 days or for which the final notice has
950 been returned as undeliverable. Names on the inactive list may

951 not be used to calculate the number of signatures needed on any
952 petition. A voter on the inactive list may be restored to the
953 active list of voters upon the voter updating his or her
954 registration and confirming his or her current address of legal
955 residence, requesting a vote-by-mail ballot and confirming his
956 or her current address of legal residence, or appearing to vote
957 and confirming his or her current address of legal residence.
958 However, if the voter does not update his or her voter
959 registration information, request a vote-by-mail ballot, or vote
960 by the second general election after being placed on the
961 inactive list, the voter's name must ~~shall~~ be removed from the
962 statewide voter registration system and the voter must ~~shall~~ be
963 required to reregister to have his or her name restored to the
964 statewide voter registration system.

965 (5) NOTICE.—A notice may not be issued pursuant to this
966 section, and a voter's name may not be removed from the
967 statewide voter registration system later than 90 days before
968 ~~prior to~~ the date of a federal election. However, this section
969 does not preclude the correction of registration records based
970 on information submitted by the voter or removal of the name of
971 a voter from the statewide voter registration system at any time
972 upon the voter's written request, by reason of the voter's
973 death, or upon a determination of the voter's ineligibility as
974 provided in s. 98.075(7).

975 (6) ANNUAL REVIEW OF VOTER RECORDS FOR RESIDENCY.—The

976 supervisor shall, at a minimum, conduct an annual review of
 977 voter registration records to identify registration records in
 978 which a voter is registered at an address that may not be an
 979 address of legal residence for the voter. For those registration
 980 records with such addresses that the supervisor has reasonable
 981 belief are not legal residential addresses, the supervisor shall
 982 initiate list maintenance activities pursuant to s. 98.075(6)
 983 and (7).

984 (7) CERTIFICATION OF ACTIVITIES.—

985 (a) No later than July 31 and January 31 of each year, the
 986 supervisor shall ~~must~~ certify to the department the address list
 987 maintenance activities conducted during the first 6 months and
 988 the second 6 months of the year, respectively, including the
 989 number of address confirmation requests sent, the number of
 990 voters designated as inactive, and the number of voters removed
 991 from the statewide voter registration system.

992 (b) If, based on the certification provided pursuant to
 993 paragraph (a), the department determines that a supervisor has
 994 not conducted the list maintenance activities required by this
 995 section, the department must ~~shall~~ conduct the appropriate list
 996 maintenance activities for that county. Failure to conduct list
 997 maintenance activities as required in this section constitutes a
 998 violation of s. 104.051.

999 **Section 14. Subsections (2) and (3) of section 98.075,**
 1000 **Florida Statutes, are amended to read:**

1001 98.075 Registration records maintenance activities;
 1002 ineligibility determinations.—

1003 (2) DUPLICATE REGISTRATION.—

1004 (a) The department shall identify those voters who are
 1005 registered more than once or those applicants whose registration
 1006 applications within this ~~the~~ state would result in duplicate
 1007 registrations. The most recent application must ~~shall~~ be deemed
 1008 an update to the voter registration record.

1009 (b)1. The department may become a member of a
 1010 nongovernmental entity whose sole purpose is to share and
 1011 exchange information in order to verify voter registration
 1012 information. The membership of the nongovernmental entity must
 1013 be composed solely of election officials of state governments,
 1014 except that such membership may also include election officials
 1015 of the District of Columbia. If the department intends to become
 1016 a member of such a nongovernmental entity, the agreement to join
 1017 the entity must require that the Secretary of State, or his or
 1018 her designee, serve as a full member with voting rights on the
 1019 nongovernmental entity's board of directors within 12 months
 1020 after joining the entity. The department may enter into
 1021 memorandums of understanding with other state governments.

1022 2. The department may share confidential and exempt
 1023 information with another state government after agreeing to a
 1024 memorandum of understanding or after becoming a member of a
 1025 nongovernmental entity as provided in subparagraph 1. if:

1026 a. Each state government or each member of the
 1027 nongovernmental entity agrees to maintain the confidentiality of
 1028 such information as required by the laws of the jurisdiction
 1029 providing the information; or

1030 b. The bylaws of the nongovernmental entity require member
 1031 jurisdictions and the entity to maintain the confidentiality of
 1032 information as required by the laws of the jurisdiction
 1033 providing the information.

1034 3. The department may only become a member of a
 1035 nongovernmental entity as provided in subparagraph 1. if the
 1036 entity is controlled and operated by the participating
 1037 jurisdictions. The entity may not be operated or controlled by
 1038 the Federal Government or any other entity acting on behalf of
 1039 the Federal Government. The department must be able to withdraw
 1040 at any time from any such membership entered into.

1041 4. If the department enters into a memorandum of
 1042 understanding with another state government or becomes a member
 1043 of a nongovernmental entity as provided in subparagraph 1., the
 1044 Department of Highway Safety and Motor Vehicles must, pursuant
 1045 to a written agreement with the department, provide driver
 1046 license or identification card information to the department for
 1047 the purpose of sharing and exchanging voter registration
 1048 information with the other state government or nongovernmental
 1049 entity.

1050 5. If the department becomes a member of a nongovernmental

1051 entity as provided in subparagraph 1., the department must
 1052 submit a report to the Governor, the President of the Senate,
 1053 and the Speaker of the House of Representatives by December 1 of
 1054 each year. The report must describe the terms of the
 1055 nongovernmental entity membership and provide information on the
 1056 total number of voters removed from the voter registration
 1057 system as a result of the membership and the reasons for their
 1058 removal.

1059 (c) Information received by the department from another
 1060 state or the District of Columbia upon the department becoming a
 1061 member of a nongovernmental entity as provided in subparagraph
 1062 (b)1., which is confidential or exempt pursuant to the laws of
 1063 that state or the District of Columbia, is exempt from s.
 1064 119.07(1) and s. 24(a), Art. I of the State Constitution. The
 1065 department shall provide such information to the supervisors to
 1066 conduct registration list maintenance activities.

1067 (3) DECEASED PERSONS.—

1068 (a)1. The department shall identify those registered
 1069 voters who are deceased by comparing information received from:

1070 a. The Department of Health as provided in s. 98.093;

1071 b. The United States Social Security Administration,
 1072 including, but not limited to, any master death file or index
 1073 compiled by the United States Social Security Administration; or
 1074 ~~and~~

1075 c. The Department of Highway Safety and Motor Vehicles.

1076 2. Within 7 days after receipt of such information through
 1077 the statewide voter registration system, the supervisor shall
 1078 remove the name of the registered voter.

1079 (b) The supervisor shall remove the name of a deceased
 1080 registered voter from the statewide voter registration system
 1081 within 7 days after:

1082 1. Receipt of a copy of a death certificate issued by a
 1083 governmental agency authorized to issue death certificates; or

1084 2. A published obituary or notice of death, a letter of
 1085 probate or estate administration, or personal knowledge that is
 1086 verified pursuant to s. 92.525, of a registered voter's death.

1087 **Section 15. Section 98.094, Florida Statutes, is created**
 1088 **to read:**

1089 98.094 Federal jury notice.—

1090 (1) Lists of registered voters must be provided to federal
 1091 courts for purposes of selecting jurors on the condition that
 1092 the jury coordinator provides notice pursuant to subsection (2)
 1093 regarding ineligible or potentially ineligible voters.

1094 (2) The jury coordinator shall prepare or cause to be
 1095 prepared a list of each person disqualified or potentially
 1096 disqualified as a prospective juror from jury service due to not
 1097 being a United States citizen, being convicted of a felony,
 1098 being deceased, not being a resident of this state, or not being
 1099 a resident of the county. The list must be prepared and sent to
 1100 the division according to the jury summons cycle used by the

1101 court clerk and may be provided by mail, facsimile, e-mail or
1102 other electronic means. This section does not prevent the list
1103 from being sent more frequently.

1104 (3) The jury coordinator shall provide the division with
1105 all of the following information about each disqualified juror:

1106 (a) His or her full name.

1107 (b) Current and prior addresses, if any.

1108 (c) Telephone number, if available.

1109 (d) Date of birth.

1110 (e) The reason for disqualification.

1111 (4) The division shall provide the information to the
1112 supervisors in each county of residence for a disqualified
1113 juror, and the supervisor shall initiate list maintenance
1114 pursuant to s. 98.065, or eligibility maintenance pursuant to s.
1115 98.075(7).

1116 **Section 16. Subsection (2) of section 98.212, Florida**
1117 **Statutes, is amended to read:**

1118 98.212 Department and supervisors to furnish statistical
1119 and other information.—

1120 (2) The supervisors shall provide information as requested
1121 by the department, including for program evaluation and
1122 reporting to the Election Assistance Commission pursuant to
1123 federal law, and by the Legislature. The department may adopt
1124 rules as necessary to establish the required content and
1125 acceptable formats for such information.

1126 **Section 17. Paragraph (b) of subsection (1) of section**
 1127 **99.012, Florida Statutes, is amended to read:**

1128 99.012 Restrictions on individuals qualifying for public
 1129 office.—

1130 (1) As used in this section:

1131 (b) "Qualify" means to fulfill the requirements set forth
 1132 in s. 99.061(5)(a) ~~s. 99.061(7)(a)~~ or s. 105.031(5)(a).

1133 **Section 18. Present paragraph (e) of subsection (1) of**
 1134 **section 99.021, Florida Statutes, is redesignated as paragraph**
 1135 **(f), and a new paragraph (e) is added to that subsection, to**
 1136 **read:**

1137 99.021 Form of candidate oath.—

1138 (1)

1139 (e) A person's compliance with the 365-day requirements in
 1140 paragraph (b) or paragraph (c) may be challenged by a qualified
 1141 candidate or a political party with qualified candidates in the
 1142 same race by filing an action in the circuit court for the
 1143 county in which the qualifying officer is headquartered. A
 1144 person may not be qualified as a candidate for nomination or
 1145 election and his or her name may not appear on the ballot if a
 1146 court order becomes final and determines that:

1147 1. The person seeking to qualify for nomination as a
 1148 candidate of any political party has not been registered member
 1149 of that party for the 365-day period preceding the beginning of
 1150 qualifying; or

1151 2. The person seeking to qualify for office as a candidate
 1152 with no party affiliation has not been registered without party
 1153 affiliation for, or has been a registered member of any
 1154 political party during, the 365-day period preceding the
 1155 beginning of qualifying.

1156 **Section 19. Section 99.061, Florida Statutes, is amended**
 1157 **to read:**

1158 99.061 Method of qualifying for nomination or election to
 1159 federal, state, county, or district office.—

1160 (1) QUALIFYING OFFICE AND PERIODS.—

1161 (a) The provisions of any special act to the contrary
 1162 notwithstanding, each person seeking to qualify for nomination
 1163 or election to a federal, state, or multicounty district office,
 1164 other than election to a judicial office as defined in chapter
 1165 105 or the office of school board member, must ~~shall~~ file his or
 1166 her qualification papers with, and pay the qualifying fee, which
 1167 consists ~~shall consist~~ of the filing fee and election
 1168 assessment, and party assessment, if any has been levied, to,
 1169 the Department of State, or qualify by the petition process
 1170 pursuant to s. 99.095 with the Department of State. The
 1171 qualifying period is any time after, ~~at any time after noon of~~
 1172 ~~the 1st day for qualifying, which shall be as follows:~~

1173 1. Noon of the 134th ~~the 120th~~ day before ~~prior to~~ the
 1174 primary election, but not later than noon of the 130th ~~116th~~ day
 1175 before ~~prior to~~ the date of the primary election, for persons

1176 seeking to qualify for nomination or election to federal office
1177 or to the office of the state attorney or the public defender;
1178 and

1179 2. Noon of the 92nd ~~71st~~ day before ~~prior to~~ the primary
1180 election, but not later than noon of the 88th ~~67th~~ day before
1181 ~~prior to~~ the date of the primary election, for persons seeking
1182 to qualify for nomination or election to a state or multicounty
1183 district office, other than the office of the state attorney or
1184 the public defender.

1185 (b)(2) The provisions of any special act to the contrary
1186 notwithstanding, each person seeking to qualify for nomination
1187 or election to a county office, or district office not covered
1188 by paragraph (a) ~~subsection (1)~~, shall file his or her
1189 qualification papers with, and pay the qualifying fee, which
1190 consists ~~shall consist~~ of the filing fee and election
1191 assessment, and party assessment, if any has been levied, to,
1192 the supervisor of elections of the county, or shall qualify by
1193 the petition process pursuant to s. 99.095 with the supervisor
1194 of elections. The deadline for filing is, at any time after noon
1195 of the 92nd ~~1st~~ day ~~for qualifying, which shall be the~~ ~~71st~~ day
1196 before ~~prior to~~ the primary election, but not later than noon of
1197 the 88th ~~67th~~ day before ~~prior to~~ the date of the primary
1198 election. Within 30 days after the closing of qualifying time,
1199 the supervisor of elections shall remit to the secretary of the
1200 state executive committee of the political party to which the

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1201 candidate belongs the amount of the filing fee, two-thirds of
1202 which must ~~shall~~ be used to promote the candidacy of candidates
1203 for county offices and the candidacy of members of the
1204 Legislature.

1205 (c) ~~(3)~~ Notwithstanding the provisions of any special act
1206 to the contrary, each person seeking to qualify for election to
1207 a special district office shall qualify between noon of the 92nd
1208 ~~71st~~ day before ~~prior to~~ the primary election and noon of the
1209 88th ~~67th~~ day before ~~prior to~~ the date of the primary election.
1210 Candidates for single-county special districts shall qualify
1211 with the supervisor of elections in the county in which the
1212 district is located. If the district is a multicounty district,
1213 candidates must ~~shall~~ qualify with the Department of State. All
1214 special district candidates must ~~shall~~ qualify by paying a
1215 filing fee of \$25 or qualify by the petition process pursuant to
1216 s. 99.095. Notwithstanding s. 106.021, a candidate who does not
1217 collect contributions and whose only expense is the filing fee
1218 or signature verification fee is not required to appoint a
1219 campaign treasurer or designate a primary campaign depository.

1220 (d) Notwithstanding the qualifying periods described by
1221 this section, in each year in which the Legislature apportions
1222 the state, the qualifying period for persons seeking to qualify
1223 for nomination or election to federal office is between noon of
1224 the 92nd day before the primary election, but not later than
1225 noon of the 88th day before the primary election.

1226 (2) WRITE-IN CANDIDATES.—

1227 (a)~~(4)(a)~~ Each person seeking to qualify for election to
 1228 office as a write-in candidate must ~~shall~~ file his or her
 1229 qualification papers with the respective qualifying officer at
 1230 any time after noon of the 1st day for qualifying, but not later
 1231 than noon of the last day of the qualifying period for the
 1232 office sought.

1233 (b) Any person ~~who is~~ seeking election as a write-in
 1234 candidate is ~~shall~~ not be required to pay a filing fee, election
 1235 assessment, or party assessment. A write-in candidate is not
 1236 entitled to have his or her name printed on any ballot; however,
 1237 space for the write-in candidate's name to be written in must be
 1238 provided on the general election ballot. A person may not
 1239 qualify as a write-in candidate if the person has also otherwise
 1240 qualified for nomination or election to such office.

1241 (3)~~(5)~~ DISCLOSURE OF FINANCIAL INTEREST.—At the time of
 1242 qualifying for office, each candidate must file the following as
 1243 applicable:

1244 (a) A candidate for a constitutional office, or for
 1245 another elective office subject to an annual filing requirement
 1246 pursuant to s. 112.3144, shall file a full and public disclosure
 1247 of financial interests pursuant to s. 8, Art. II of the State
 1248 Constitution, which must be verified under oath or affirmation
 1249 pursuant to s. 92.525(1)(a). A candidate who is subject to an
 1250 annual filing requirement under s. 112.3144 may file a

1251 verification or receipt of electronic filing pursuant to s.
1252 112.3144(4) for the purposes of qualifying only., ~~and a~~
1253 (b) A candidate for any other office, including local
1254 elective office, shall file a statement of financial interests
1255 pursuant to s. 112.3145. ~~A candidate who is subject to an annual~~
1256 ~~filing requirement under s. 112.3144 may file a verification or~~
1257 ~~receipt of electronic filing pursuant to s. 112.3144(4).~~ A
1258 candidate who is subject to an annual filing requirement under
1259 s. 112.3145 may file instead a verification or receipt of
1260 electronic filing pursuant to s. 112.3145(2) (c) for the purposes
1261 of qualifying only ~~unless the candidate is required to file a~~
1262 ~~full and public disclosure of financial interests pursuant to s.~~
1263 ~~8, Art. II of the State Constitution or this subsection.~~
1264 (4)-(6) CERTIFICATION.—After the end of the qualifying
1265 period, the department has no more than 3 business days to
1266 process submitted qualifying papers. The Department of State
1267 shall certify to the supervisor of elections, within 7 days
1268 after the closing date for qualifying, the names of all duly
1269 qualified candidates for nomination or election who have
1270 qualified with the Department of State.
1271 (5)-(7) QUALIFYING PAPERS.—
1272 (a) In order for a candidate to be qualified, the
1273 following items must be received by the filing officer by the
1274 end of the qualifying period:
1275 1. A properly executed cashier's check purchased from the

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1276 candidate's campaign account or check drawn upon the candidate's
1277 campaign account payable to the person or entity as prescribed
1278 by the filing officer in an amount not less than the fee
1279 required by s. 99.092, unless the candidate obtained the
1280 required number of signatures on petitions pursuant to s.
1281 99.095. The filing fee for a special district candidate is not
1282 required to be drawn upon the candidate's campaign account. If a
1283 candidate's check is returned by any ~~the~~ bank for any reason,
1284 the filing officer must ~~shall~~ immediately notify the candidate
1285 and the candidate must ~~shall~~ have 48 hours after receipt of
1286 notice, excluding Saturdays, Sundays, and legal holidays ~~until~~
1287 the end of qualifying to pay the fee with a cashier's check
1288 purchased from funds of the campaign account. Failure to pay the
1289 fee as provided in this subparagraph disqualifies ~~shall~~
1290 disqualify the candidate.

1291 2. The candidate's oath required by s. 99.021, which must
1292 contain the name of the candidate as it is to appear on the
1293 ballot; the office sought, including the district or group
1294 number if applicable; and the signature of the candidate, which
1295 must be verified under oath or affirmation pursuant to s.
1296 92.525(1) (a).

1297 3. If the office sought is partisan, the written statement
1298 of political party affiliation required by s. 99.021(1) (b); or
1299 if the candidate is running without party affiliation for a
1300 partisan office, the written statement required by s.

1301 99.021(1)(c).

1302 4. The completed form for the appointment of campaign
 1303 treasurer and designation of campaign depository, as required by
 1304 s. 106.021. The form does not need to be resubmitted if the form
 1305 on file, which was filed with the qualifying officer before the
 1306 prequalifying or qualifying period, is current.

1307 5. The full and public disclosure or statement of
 1308 financial interests required by subsection (3) ~~(5)~~. A public
 1309 officer who has filed the full and public disclosure or
 1310 statement of financial interests with the Commission on Ethics
 1311 before qualifying for office may file a copy of that disclosure
 1312 or a verification or receipt of electronic filing as provided in
 1313 subsection (3) ~~(5)~~ at the time of qualifying.

1314 (b) If the filing officer receives qualifying papers
 1315 during the qualifying period prescribed in this section which do
 1316 not include all items as required by paragraph (a) before ~~prior~~
 1317 ~~to~~ the last day of qualifying, the filing officer must ~~shall~~
 1318 make a reasonable effort to notify the candidate of the missing
 1319 or incomplete items and must ~~shall~~ inform the candidate that all
 1320 required items must be received by the close of qualifying. A
 1321 candidate's name as it is to appear on the ballot may not be
 1322 changed after the end of qualifying.

1323 (6)(e) MINISTERIAL ROLE.—The filing officer performs a
 1324 ministerial function in reviewing qualifying papers. In
 1325 determining whether a candidate is qualified, the filing officer

1326 shall review the qualifying papers to determine whether all
 1327 items required by subsection (5) ~~paragraph (a)~~ have been
 1328 properly filed and on the most current form as applicable, and
 1329 whether each item is complete on its face, including whether
 1330 items that must be verified have been properly verified pursuant
 1331 to s. 92.525(1)(a). The filing officer may not determine whether
 1332 the contents of the qualifying papers are accurate.

1333 (7)-(8) PREQUALIFYING SUBMISSION PERIOD.—Notwithstanding
 1334 the qualifying period prescribed in this section, a qualifying
 1335 office may accept and hold qualifying papers submitted not
 1336 earlier than 14 days prior to the beginning of the qualifying
 1337 period, to be processed and filed during the qualifying period.

1338 ~~(9) Notwithstanding the qualifying period prescribed by~~
 1339 ~~this section, in each year in which the Legislature apportions~~
 1340 ~~the state, the qualifying period for persons seeking to qualify~~
 1341 ~~for nomination or election to federal office shall be between~~
 1342 ~~noon of the 71st day prior to the primary election, but not~~
 1343 ~~later than noon of the 67th day prior to the primary election.~~

1344 (8)-(10) RULEMAKING.—The Department of State may prescribe
 1345 by rule requirements for filing papers to qualify as a candidate
 1346 under this section.

1347 (9)-(11) EXEMPTION FROM CHAPTER 120.—The decision of the
 1348 filing officer concerning whether a candidate is qualified is
 1349 exempt from the provisions of chapter 120.

1350 **Section 20. Section 100.191, Florida Statutes, is amended**

1351 **to read:**

1352 100.191 General election laws applicable to special
 1353 elections; returns.—All laws that are applicable to general
 1354 elections and primary elections are applicable to special
 1355 elections or special primary elections, respectively, to fill a
 1356 vacancy in office or nomination. The Elections Canvassing
 1357 Commission shall certify results in accordance with s. 102.112
 1358 ~~immediately, upon receipt of returns from the county in which a~~
 1359 ~~special election is held, proceed to canvass the returns and~~
 1360 ~~determine and declare the result thereof.~~

1361 **Section 21. Subsection (1) of section 101.043, Florida**
 1362 **Statutes, is amended to read:**

1363 101.043 Identification required at polls.—

1364 (1) (a) The precinct register, as prescribed in s. 98.461,
 1365 must ~~shall~~ be used at the polls for the purpose of identifying
 1366 the elector at the polls before allowing him or her to vote. The
 1367 clerk or inspector shall require each elector, upon entering the
 1368 polling place, to present one of the following current and valid
 1369 picture identifications:

- 1370 1. Florida driver license.
- 1371 2. Florida identification card issued by the Department of
 1372 Highway Safety and Motor Vehicles.
- 1373 3. United States passport or passport card.
- 1374 4. ~~Debit or credit card.~~
- 1375 5. United States uniformed services or Merchant Marine

1376 ~~Military~~ identification.

1377 ~~6. Student identification.~~

1378 ~~7. Retirement center identification.~~

1379 ~~8. Neighborhood association identification.~~

1380 ~~9. Public assistance identification.~~

1381 5.10. Veteran health identification card issued by the

1382 United States Department of Veterans Affairs.

1383 ~~6.11.~~ A license to carry a concealed weapon or firearm

1384 issued pursuant to s. 790.06.

1385 ~~7.12.~~ Any other ~~Employee~~ identification card issued by any

1386 branch, department, agency, or entity of the Federal Government,

1387 the state, a county, or a municipality.

1388 (b) If the picture identification does not contain the

1389 signature of the elector, an additional identification that

1390 provides the elector's signature is ~~shall be~~ required. The

1391 address appearing on the identification presented by the elector

1392 may not be used as the basis to challenge an elector's legal

1393 residence. The elector must ~~shall~~ sign his or her name in the

1394 space provided on the precinct register or on an electronic

1395 device provided for recording the elector's signature. The clerk

1396 or inspector shall compare the signature with that on the

1397 identification provided by the elector and enter his or her

1398 initials in the space provided on the precinct register or on an

1399 electronic device provided for that purpose and allow the

1400 elector to vote if the clerk or inspector is satisfied as to the

1401 identity of the elector.

1402 **Section 22. Paragraph (d) of subsection (6) of section**
 1403 **101.048, Florida Statutes, is amended to read:**

1404 101.048 Provisional ballots.—

1405 (6)

1406 (d) Instructions must accompany the cure affidavit in
 1407 substantially the following form:

1408

1409 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE
 1410 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR
 1411 BALLOT NOT TO COUNT.

1412

1413 1. In order to cure the missing signature or the signature
 1414 discrepancy on your Provisional Ballot Voter's Certificate and
 1415 Affirmation, your affidavit should be completed and returned as
 1416 soon as possible so that it can reach the supervisor of
 1417 elections of the county in which your precinct is located no
 1418 later than 5 p.m. on the 2nd day after the election.

1419 2. You must sign your name on the line above (Voter's
 1420 Signature).

1421 3. You must make a copy of one of the following forms of
 1422 identification:

1423 a. Tier 1 identification.—Current and valid identification
 1424 that includes your name and photograph: Florida driver license;
 1425 Florida identification card issued by the Department of Highway

1426 Safety and Motor Vehicles; United States passport or passport
 1427 card; ~~debit or credit card~~; United States Uniformed Services or
 1428 Merchant Marine ~~military~~ identification; ~~student identification~~;
 1429 ~~retirement center identification~~; ~~neighborhood association~~
 1430 ~~identification~~; ~~public assistance identification~~; veteran health
 1431 identification card issued by the United States Department of
 1432 Veterans Affairs; Florida license to carry a concealed weapon or
 1433 firearm; or any other ~~employee~~ identification card issued by any
 1434 branch, department, agency, or entity of the Federal Government,
 1435 the state, a county, or a municipality; or

1436 b. Tier 2 identification.—ONLY IF YOU DO NOT HAVE A TIER 1
 1437 FORM OF IDENTIFICATION, identification that shows your name and
 1438 current residence address: current utility bill; bank statement;
 1439 government check; paycheck; or government document (excluding
 1440 voter information card).

1441 4. Place the envelope bearing the affidavit into a mailing
 1442 envelope addressed to the supervisor. Insert a copy of your
 1443 identification in the mailing envelope. Mail (if time permits),
 1444 deliver, or have delivered the completed affidavit along with
 1445 the copy of your identification to your county supervisor of
 1446 elections. Be sure there is sufficient postage if mailed and
 1447 that the supervisor's address is correct. Remember, your
 1448 information MUST reach your county supervisor of elections no
 1449 later than 5 p.m. on the 2nd day following the election or your
 1450 ballot will not count.

1451 5. Alternatively, you may fax or e-mail your completed
 1452 affidavit and a copy of your identification to the supervisor of
 1453 elections. If e-mailing, please provide these documents as
 1454 attachments.

1455 6. Submitting a provisional ballot affidavit does not
 1456 establish your eligibility to vote in this election or guarantee
 1457 that your ballot will be counted. The county canvassing board
 1458 determines your eligibility to vote through information provided
 1459 on the Provisional Ballot Voter's Certificate and Affirmation,
 1460 written evidence provided by you, including information in your
 1461 cure affidavit along with any supporting identification, and any
 1462 other evidence presented by the supervisor of elections or a
 1463 challenger. You may still be required to present additional
 1464 written evidence to support your eligibility to vote.

1465 **Section 23. Section 101.111, Florida Statutes, is amended**
 1466 **to read:**

1467 101.111 Voter challenges.—

1468 (1) (a) Any registered voter ~~elector~~ or poll watcher of a
 1469 county or an election official acting in their official capacity
 1470 in the county may challenge at the polls or during early voting
 1471 the right of a person to vote in that county. A separate oath is
 1472 required for each challenge. The challenge must be in writing
 1473 and contain the following oath, which must ~~shall~~ be delivered to
 1474 the clerk or inspector:
 1475

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OATH OF PERSON ENTERING CHALLENGE

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State of Florida
County of

I do solemnly swear or affirm that my name is; that I am a member of the Party; that I am a registered voter or poll watcher ~~pollwatcher~~; that my residence address is, in the municipality of; and that I have reason to believe that is attempting to vote illegally and the reasons for my belief are set forth herein to wit:
.....
.....

...(Signature of person challenging voter)...
...(oath executed as a registered voter or poll watcher)...

Sworn and subscribed to before me this day of,
...(year)....
...(Clerk of election)...

OATH OF ELECTION OFFICIAL
ASSERTING INELIGIBILITY OF VOTER

State of Florida
County of

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I do solemnly swear or affirm that my name is; that I am in my official capacity as an election official asserting based on credible and reliable information that ...the voter... is attempting to vote illegally and the reasons for my belief are set forth herein to wit:

.....
.....

...(Signature of election official challenging voter)...

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

...(Signature and title of official administering oath)...

(b)~~1~~. If the challenge is made at the county's early voting site or at the polling place on election day, the oath must be delivered to the clerk or inspector. The clerk or inspector shall immediately deliver to the challenged person a copy of the oath of the person entering the challenge, and the challenged voter must ~~shall~~ be allowed to cast a provisional ballot in accordance with s. 101.048, ~~except as provided in subparagraph 2.~~

~~2. If the basis for the challenge is that the person's legal residence is not in that precinct, the person shall first be given the opportunity to execute a change of legal residence~~

1526 ~~in order to be able to vote a regular ballot in accordance with~~
1527 ~~s. 101.045(2). If the change of legal residence is such that the~~
1528 ~~person is then properly registered for that precinct, the person~~
1529 ~~shall be allowed to vote a regular ballot. If the change of~~
1530 ~~legal residence places the person in another precinct, the~~
1531 ~~person shall be directed to the proper precinct to vote. If such~~
1532 ~~person insists that he or she is currently in the proper~~
1533 ~~precinct, the person shall be allowed to vote a provisional~~
1534 ~~ballot in accordance with s. 101.048.~~

1535 ~~(c) Alternatively,~~ A challenge may be made in advance in
1536 accordance with this section may be filed in advance with the
1537 supervisor of elections but no sooner than 45 30 days before an
1538 election and not at the early voting site during the early
1539 voting period or polling place on election day.

1540 1. The oath must be delivered to the supervisor's office.
1541 The supervisor's office shall, as soon as practicable, notify a
1542 challenged voter by:

1543 a. First-class mail with a copy of the written challenge,
1544 and notice of rights pursuant to s. 101.048;

1545 b. E-mail, if available in the record, with a scanned copy
1546 of the written challenge and notice of rights pursuant to s.
1547 101.048; or

1548 c. By call or text message, if phone number is available
1549 in the record, with instructions on how to obtain a copy of the
1550 written challenge and notice of rights pursuant to s. 101.048.

1551 2. The supervisor shall also promptly provide the election
1552 board at the early voting site or in the challenged voter's
1553 precinct with a copy of the oath of the person entering the
1554 challenge in the event the voter appears in person to vote in
1555 lieu of voting by mail. The challenged voter must ~~shall~~ be
1556 allowed to cast a provisional ballot in accordance with s.
1557 101.048, subject to the provisions of subparagraph (b)2.

1558 (2) In the event the challenged voter has requested a
1559 vote-by-mail ballot or has returned a voted ballot which has not
1560 been yet counted, the supervisor shall canvass the returned
1561 ballot as a provisional ballot.

1562 (3) If the basis for the challenge is that the person's
1563 legal residence is not in that precinct, the person must first
1564 be given the opportunity to execute a change of legal residence
1565 in order to be able to vote a regular ballot in accordance with
1566 s. 101.045(2). If the change of legal residence is such that the
1567 person is then properly registered for that precinct, the person
1568 must be allowed to vote a regular ballot. If the change of legal
1569 residence places the person in another precinct, the person must
1570 be directed to the proper precinct to vote. If such person
1571 insists that he or she is currently in the proper precinct, the
1572 person must be allowed to vote a provisional ballot in
1573 accordance with s. 101.048.

1574 (4) Any elector or poll watcher filing a frivolous
1575 challenge of any person's right to vote commits a misdemeanor of

1576 the first degree, punishable as provided in s. 775.082 or s.
1577 775.083; however, electors or poll watchers shall not be subject
1578 to liability for any action taken in good faith and in
1579 furtherance of any activity or duty permitted of such electors
1580 or poll watchers by law. Each instance where any elector or poll
1581 watcher files a frivolous challenge of any person's right to
1582 vote constitutes a separate offense.

1583 **Section 24. Section 101.131, Florida Statutes, is amended**
1584 **to read:**

1585 101.131 Watchers at polls.—

1586 (1) Each political party and each candidate may have one
1587 poll watcher in each polling room or early voting area at any
1588 one time during the election. A political committee formed for
1589 the specific purpose of expressly advocating the passage or
1590 defeat of an issue on the ballot may have one poll watcher for
1591 each polling room or early voting area at any one time during
1592 the election.

1593 (2) (a) Each poll watcher must be a qualified and
1594 registered voter of the county in which he or she serves. A poll
1595 watcher must complete a minimum 2-hour training program provided
1596 by the department.

1597 (b) The department shall make available a 2-hour training
1598 program for poll watchers designated pursuant to this section.

1599 (3) (a) A poll watcher appointed for service must be
1600 allowed to observe and report on irregularities in the conduct

1601 of an election, but may not interfere in the orderly conduct of
1602 elections. Such poll watchers must be allowed to enter and watch
1603 polls in all polling rooms and early voting sites within the
1604 county in which they have been designated as long as the number
1605 of poll watchers at any particular polling place does not exceed
1606 the number provided in this subsection.

1607 (b) A ~~Ne~~ watcher may not ~~shall~~ be permitted to come closer
1608 to the officials' table or the voting booths than is reasonably
1609 necessary to properly perform his or her functions, but each
1610 must ~~shall~~ be allowed within the polling room or early voting
1611 area to watch and observe the conduct of voters ~~electors~~ and
1612 officials. The poll watchers must ~~shall~~ furnish their own
1613 materials and necessities and may ~~shall~~ not obstruct the orderly
1614 conduct of any election. The poll watchers may ~~shall~~ pose any
1615 questions regarding polling place procedures directly to the
1616 clerk for resolution. They may not interact with voters or
1617 otherwise disrupt the voting process. Each poll watcher must
1618 ~~shall~~ be a qualified and registered voter ~~elector~~ of the county
1619 in which he or she serves.

1620 (4) (a) ~~(2)~~ Each party, each political committee, and each
1621 candidate requesting to have poll watchers shall designate, in
1622 writing to the supervisors of elections, on a form prescribed by
1623 the division, before noon of the second Tuesday preceding the
1624 election poll watchers for each polling room on election day.
1625 The form must, at a minimum, elicit the date of election;

1626 whether service is for early voting or election day; the
1627 designated person's voter information card number, name, and
1628 phone number; that the person is a qualified registered voter in
1629 the county of service; the party, the political committee, or
1630 candidate for whom the person is serving as a designated poll
1631 watcher; that the person has taken the required training program;
1632 and that the person has accepted to serve as a poll watcher, if
1633 approved.

1634 (b) Designations of poll watchers for early voting areas
1635 must ~~shall~~ be submitted in writing to the supervisor of
1636 elections, on a form prescribed by the division, before noon at
1637 least 14 days before early voting begins. The poll watchers for
1638 polling rooms must ~~shall~~ be approved by the supervisor of
1639 elections on or before the Tuesday before the election. Poll
1640 watchers for early voting areas must ~~shall~~ be approved by the
1641 supervisor of elections no later than 7 days before early voting
1642 begins.

1643 (c) The supervisor shall furnish to each election board a
1644 list of the poll watchers designated and approved for such
1645 polling rooms or early voting areas.

1646 (d) Designation of poll watchers must ~~shall~~ be made by the
1647 chair of the county executive committee of a political party,
1648 the chair of a political committee, or the candidate requesting
1649 to have poll watchers.

1650 (5) ~~(3)~~ No candidate or sheriff, deputy sheriff, police

1651 officer, or other law enforcement officer may be designated as a
 1652 poll watcher.

1653 (6)~~(4)~~ All poll watchers must ~~shall~~ be allowed to enter
 1654 and watch polls in all polling rooms and early voting areas
 1655 within the county in which they have been designated if the
 1656 number of poll watchers at any particular polling place does not
 1657 exceed the number provided in this section.

1658 (7) (a)~~(5)~~ The supervisor of elections shall provide to
 1659 each designated poll watcher an identification badge which
 1660 identifies the poll watcher as such and includes only the poll
 1661 watcher's by name, and the candidate, political committee, or
 1662 political party that the poll watcher represents.

1663 (b) Each poll watcher must wear his or her identification
 1664 badge while performing his or her duties.

1665 (8) The department may adopt rules to administer this
 1666 section.

1667 **Section 25. Section 101.151, Florida Statutes, is amended**
 1668 **to read:**

1669 101.151 Specifications for ballots.—

1670 (1) BALLOT PRINT.—

1671 (a) ~~Marksense~~ Ballots must ~~shall~~ be printed on paper of
 1672 such thickness that the printing cannot be distinguished from
 1673 the back and must ~~shall~~ meet the specifications of the voting
 1674 system that will be used to tabulate the ballots.

1675 (b) Polling places and early voting sites may employ a

1676 ballot-on-demand production system to print individual ~~marksense~~
1677 ballots, including provisional ballots, for eligible electors.
1678 Ballot-on-demand technology may be used to produce ~~marksense~~
1679 vote-by-mail, early voting, and election-day ballots.

1680 (2) OFFICE TITLES.—

1681 (a) The ballot must include the following office titles
1682 above the names of the candidates for the respective offices in
1683 the following order:

1684 1. The office titles of President and Vice President above
1685 the names of the candidates for President and Vice President of
1686 the United States nominated by the political party that received
1687 the highest vote for Governor in the last general election of
1688 the Governor in this state, followed by the names of other
1689 candidates for President and Vice President of the United States
1690 who have been properly nominated. In a presidential preference
1691 primary only, the office title of President may be placed above
1692 the list of presidential candidate names for such office.

1693 2. The office titles of United States Senator and
1694 Representative in Congress.

1695 3. The office titles of Governor and Lieutenant Governor;
1696 Attorney General; Chief Financial Officer; Commissioner of
1697 Agriculture; State Attorney, with the applicable judicial
1698 circuit; and Public Defender, with the applicable judicial
1699 circuit.

1700 4. The office titles of State Senator and State

1701 Representative, with the applicable district for the office
 1702 printed beneath.

1703 5. The office titles of Clerk of the Circuit Court or,
 1704 when the Clerk of the Circuit Court also serves as the County
 1705 Comptroller, Clerk of the Circuit Court and Comptroller, when
 1706 authorized by law; Clerk of the County Court, when authorized by
 1707 law; Sheriff; Property Appraiser; Tax Collector; District
 1708 Superintendent of Schools; and Supervisor of Elections.

1709 6. The office titles of Board of County Commissioners,
 1710 with the applicable district printed beneath each office, and
 1711 such other county and district offices as are involved in the
 1712 election, in the order fixed by the Department of State,
 1713 ~~followed, in the year of their election, by "Party Offices," and~~
 1714 ~~thereunder the offices of state and county party executive~~
 1715 ~~committee members.~~

1716 (b) In a general election, in addition to the names
 1717 printed on the ballot, a blank space must ~~shall~~ be provided
 1718 under each office for which a write-in candidate has qualified.
 1719 With respect to write-in candidates, if two or more candidates
 1720 are seeking election to one office, only one blank space will
 1721 ~~shall~~ be provided.

1722 (c) When more than one candidate is nominated for office,
 1723 the candidates for such office must ~~shall~~ qualify and run in a
 1724 group or district, and the group or district number must ~~shall~~
 1725 be printed beneath the name of the office. Each nominee of a

1726 political party chosen in a primary must ~~shall~~ appear on the
 1727 general election ballot in the same numbered group or district
 1728 as on the primary election ballot.

1729 (d) If in any election all the offices as set forth in
 1730 paragraph (a) are not involved, those offices not to be filled
 1731 must ~~shall~~ be omitted and the remaining offices must ~~shall~~ be
 1732 arranged on the ballot in the order named.

1733 (3) PRIMARY ELECTION BALLOT ORDER.—

1734 (a) ~~The names of the candidates of the party that received~~
 1735 ~~the highest number of votes for Governor in the last election in~~
 1736 ~~which a Governor was elected shall be placed first for each~~
 1737 ~~office on the general election ballot, together with an~~
 1738 ~~appropriate abbreviation of the party name; the names of the~~
 1739 ~~candidates of the party that received the second highest vote~~
 1740 ~~for Governor shall be placed second for each office, together~~
 1741 ~~with an appropriate abbreviation of the party name.~~

1742 (b) ~~Minor political party candidates shall have their~~
 1743 ~~names appear on the general election ballot following the names~~
 1744 ~~of recognized political parties, in the same order as they were~~
 1745 ~~qualified, followed by the names of candidates with no party~~
 1746 ~~affiliation, in the order as they were qualified.~~

1747 (4)(a) The names of candidates for each office must ~~shall~~
 1748 be arranged alphabetically as to surnames on a primary election
 1749 ballot.

1750 (b) When two or more candidates running for the same

1751 office on an election ballot have the same or a similar surname,
1752 the word "incumbent" must appear next to the incumbent's name.
1753 In a primary election only, the office title of Governor may be
1754 placed above the names of the candidates for such office
1755 regardless of whether the candidate for Governor has designated
1756 a Lieutenant Governor as a running mate before the deadline
1757 pursuant to s. 99.063.

1758 (4) GENERAL ELECTION BALLOT ORDER.—

1759 (a) The names of the candidates of the party that received
1760 the highest number of votes for Governor in the last election in
1761 which a Governor was elected must be placed first for each
1762 office on the general election ballot, together with an
1763 appropriate abbreviation of the party name; the names of the
1764 candidates of the party that received the second highest vote
1765 for Governor must be placed second for each office, together
1766 with an appropriate abbreviation of the party name.

1767 (b) The names of minor political party candidates must
1768 appear on the general election ballot following the names of
1769 recognized political parties, in the same order as they were
1770 qualified, followed by the names of candidates with no party
1771 affiliation, in the order they were qualified

1772 ~~(5) The primary election ballot shall be arranged so that~~
1773 ~~the offices of Governor and Lieutenant Governor are joined in a~~
1774 ~~single voting space to allow each elector to cast a single vote~~
1775 ~~for the joint candidacies for Governor and Lieutenant Governor,~~

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1776 ~~if applicable.~~

1777 (c)~~(6)~~ The general election ballot must ~~shall~~ be arranged
1778 so that the offices of President and Vice President are joined
1779 in a single voting space to allow each elector to cast a single
1780 vote for the joint candidacies for President and Vice President
1781 and so that the offices of Governor and Lieutenant Governor are
1782 joined in a single voting space to allow each elector to cast a
1783 single vote for the joint candidacies for Governor and
1784 Lieutenant Governor.

1785 (d)~~(7)~~ Except for justices or judges seeking retention,
1786 the names of unopposed candidates may ~~shall~~ not appear on the
1787 general election ballot. Each unopposed candidate shall be
1788 deemed to have voted for himself or herself.

1789 (5)~~(8)~~ LANGUAGE.—In counties subject to multi-language
1790 ballot requirements, the supervisor may petition the United
1791 States Department of Justice for authorization for the
1792 supervisor to print and deliver single-language ballots for each
1793 minority language required.

1794 (6)~~(9)~~ RULEMAKING.—

1795 (a) The Department of State shall adopt rules prescribing
1796 a uniform primary and general election ballot for each certified
1797 voting system. The rules must ~~shall~~ incorporate the requirements
1798 set forth in this section and shall prescribe additional matters
1799 and forms that include, without limitation:

1800 1. The ballot title followed by clear and unambiguous

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1801 ballot instructions and directions limited to a single location
1802 on the ballot, either:

- 1803 a. Centered across the top of the ballot; or
1804 b. In the leftmost column, with no individual races in
1805 that column unless it is the only column on the ballot;
1806 2. Individual race layout; and
1807 3. Overall ballot layout.

1808 (b) The rules must graphically depict a sample uniform
1809 primary and general election ballot form for each certified
1810 voting system.

1811 **Section 26. Section 101.20, Florida Statutes, is amended**
1812 **to read:**

1813 101.20 Publication of ballot form; sample ballots.—

1814 (1) ~~Two sample ballots shall be furnished to each polling~~
1815 ~~place by the officer whose duty it is to provide official~~
1816 ~~ballots. The sample ballots shall be in the form of the official~~
1817 ~~ballot as it will appear at that polling place on election day.~~
1818 ~~Sample ballots shall be open to inspection by all electors in~~
1819 ~~any election, and a sufficient number of reduced-size ballots~~
1820 ~~may be furnished to election officials so that one may be given~~
1821 ~~to any elector desiring same.~~

1822 ~~(2)(a) Upon completion of the list of qualified~~
1823 ~~candidates, a Sample ballots must ballot shall be published by~~
1824 ~~the supervisor in a newspaper of general circulation in the~~
1825 ~~county, through the supervisor's website, or on the county's~~

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1826 website as provided in s. 50.0311. Such newspaper or online
1827 publication must occur no later than 7 days before the start of
1828 early voting as scheduled for an election in the county ~~before~~
1829 ~~the day of election.~~

1830 (b) In lieu of the publication required under paragraph
1831 (a), a supervisor may send a sample ballot to each registered
1832 voter no later than 7 days before the start of early voting as
1833 scheduled for an election in the county.

1834 1. If an e-mail address is on file, the sample ballot may
1835 be e-mailed or provided by other ~~elector by e-mail at least 7~~
1836 ~~days before an election if an e-mail address has been provided~~
1837 ~~and the elector has opted to receive a sample ballot by~~
1838 ~~electronic delivery.~~

1839 2. If an e-mail address is not on file ~~has not been~~
1840 ~~provided, or if the voter~~ ~~elector~~ has not opted for electronic
1841 delivery, a sample ballot may be mailed to each registered voter
1842 ~~elector~~ or to each household in which there is a registered
1843 voter no later than ~~elector at least~~ 7 days before the start of
1844 early voting as scheduled for an election in the county.

1845 (2) Sample ballots must be available in each polling place
1846 for voters to inspect, either as a display or upon request.

1847 (3) A sample ballot may be in the format of an official
1848 ballot but must be watermarked with the word "SAMPLE" or
1849 otherwise indicate that it is a sample ballot.

1850 **Section 27. Section 101.252, Florida Statutes, is amended**

1851 **to read:**

1852 101.252 Candidates entitled to have names printed on
 1853 certain ballots; exception.-

1854 ~~(1)~~ Any candidate for nomination who has qualified as
 1855 prescribed by law is entitled to have his or her name printed on
 1856 the official primary election ballot. However, when there is
 1857 only one candidate of any political party qualified for an
 1858 office, the name of the candidate may ~~shall~~ not be printed on
 1859 the primary election ballot, and such candidate shall be
 1860 declared nominated for the office. This section does not apply
 1861 to candidates for political party executive committees.

1862 ~~(2) Any candidate for party executive committee member who~~
 1863 ~~has qualified as prescribed by law is entitled to have his or~~
 1864 ~~her name printed on the primary election ballot. However, when~~
 1865 ~~there is only one candidate of any political party qualified for~~
 1866 ~~such an office, the name of the candidate shall not be printed~~
 1867 ~~on the primary election ballot, and such candidate shall be~~
 1868 ~~declared elected to the state or county executive committee.~~

1869 **Section 28. Section 101.2521, Florida Statutes, is created**
 1870 **to read:**

1871 101.2521 Restriction on the withdrawal of certain
 1872 candidates.-If a qualified candidate withdraws after the end of
 1873 qualifying for the primary election and his or her withdrawal
 1874 results in the winner of a contest in the primary election
 1875 becoming an unopposed candidate for the general election, such

1876 contest must be instead placed on the general election ballot.

1877 **Section 29. Subsection (4) of section 101.5606, Florida**
 1878 **Statutes, is amended to read:**

1879 101.5606 Requirements for approval of systems.—No
 1880 electronic or electromechanical voting system shall be approved
 1881 by the Department of State unless it is so constructed that:

1882 (4) ~~For systems using marksense ballots,~~ It accepts a
 1883 rejected ballot pursuant to subsection (3) if a voter chooses to
 1884 cast the ballot, but records no vote for any office that has
 1885 been overvoted or undervoted.

1886 **Section 30. Section 101.56075, Florida Statutes, is**
 1887 **amended to read:**

1888 101.56075 Voting methods.—For the purpose of designating
 1889 ballot selections, all voting must be by ~~marksense~~ ballot or
 1890 official ballot. Each location where voting takes place must
 1891 contain and make available for use both voting machines that
 1892 accept paper ballots completed by voters, using a manual marking
 1893 device and voting machines using ~~or~~ a voter interface device
 1894 that produces a voter-verifiable paper output of a voter's
 1895 selections and meets the voter accessibility requirements for
 1896 individuals with disabilities under s. 301 of the federal Help
 1897 America Vote Act of 2002 and s. 101.56062. The default voting
 1898 method is manual voting device. A voter may request and must be
 1899 provided a voter interface device that produces a voter
 1900 verifiable paper output.

Section 31. Subsections (1), (2), and (3) of section 101.5608, Florida Statutes, are amended to read:

101.5608 Voting by electronic or electromechanical method; procedures.—

(1) Each voter ~~elector~~ desiring to vote must ~~shall~~ be identified to the clerk or inspector of the election as a duly qualified voter ~~elector~~ of such election and must ~~shall~~ sign his or her name on the precinct register or other form or device provided by the supervisor. The inspector shall compare the signature with the signature on the identification provided by the voter and follow the procedures in s. 101.049 before proceeding with subsection (2) ~~elector~~. ~~If the inspector is reasonably sure that the person is entitled to vote, the inspector shall provide the person with a ballot.~~

(2) ~~When an electronic or electromechanical voting system utilizes a ballot card or marksense ballot,~~ The following procedures must ~~shall~~ be followed to vote:

(a) After receiving a ballot from an inspector, the voter ~~elector~~ shall, without leaving the polling place, retire to a booth or compartment and mark the ballot. After marking his or her ballot, the voter ~~elector~~ shall place the ballot in a secrecy envelope so that the ballot will be deposited in the tabulator without exposing the voter's choices.

(b) Any voter who spoils his or her ballot or makes an error may return the ballot to the election official and secure

1926 another ballot, except that in no case shall a voter be
 1927 furnished more than three ballots. If the vote tabulation device
 1928 has rejected a ballot, the ballot must ~~shall~~ be considered
 1929 spoiled and a new ballot must ~~shall~~ be provided to the voter
 1930 unless the voter chooses to cast the rejected ballot. The
 1931 election official, without examining the original ballot, shall
 1932 state the possible reasons for the rejection and shall provide
 1933 instruction to the voter pursuant to s. 101.5611. A spoiled
 1934 ballot must ~~shall~~ be preserved, without examination, in an
 1935 envelope provided for that purpose. The stub must ~~shall~~ be
 1936 removed from the ballot and placed in an envelope.

1937 (c) The supervisor of elections shall prepare for each
 1938 polling place at least one ballot box to contain the ballots of
 1939 a particular precinct, and each ballot box must ~~shall~~ be plainly
 1940 marked with the name of the precinct for which it is intended.

1941 (3) The Department of State shall promulgate rules
 1942 regarding voting procedures to be used ~~when an electronic or~~
 1943 ~~electromechanical voting system is of a type which does not~~
 1944 ~~utilize a ballot card or marksense ballot.~~

1945 **Section 32. Subsection (5) of section 101.5612, Florida**
 1946 **Statutes, is amended to read:**

1947 101.5612 Testing of tabulating equipment.—

1948 (5) Any tests involving ~~marksense~~ ballots pursuant to this
 1949 section must ~~shall~~ employ test ballots created by the supervisor
 1950 of elections using actual ballots that have been printed for the

1951 election. If ballot-on-demand ballots will be used in the
1952 election, the supervisor must ~~shall~~ also create test ballots
1953 using the ballot-on-demand technology that will be used to
1954 produce ballots in the election, using the same paper stock as
1955 will be used for ballots in the election.

1956 **Section 33. Subsection (4) of section 101.5614, Florida**
1957 **Statutes, is amended to read:**

1958 101.5614 Canvass of returns.—

1959 (4) (a) If any vote-by-mail ballot is physically damaged so
1960 that it cannot properly be counted by the voting system's
1961 automatic tabulating equipment, a true duplicate copy must ~~shall~~
1962 be made of the damaged ballot in an open and accessible room in
1963 the presence of witnesses and substituted for the damaged
1964 ballot. Likewise, a duplicate ballot must ~~shall~~ be made of a
1965 vote-by-mail ballot containing an overvoted race if there is a
1966 clear indication on the ballot that the voter has made a
1967 definite choice in the overvoted race or ballot measure. A
1968 duplicate must ~~shall~~ include all valid votes as determined by
1969 the canvassing board based on rules adopted by the division
1970 pursuant to s. 102.166(4). A duplicate may be made of a ballot
1971 containing an undervoted race or ballot measure if there is a
1972 clear indication on the ballot that the voter has made a
1973 definite choice in the undervoted race or ballot measure. A
1974 duplicate may not include a vote if the voter's intent in such
1975 race or on such measure is not clear. Upon request, a physically

1976 present candidate, a political party official, a political
1977 committee official, or an authorized designee thereof, must be
1978 allowed to observe the duplication of ballots upon signing an
1979 affidavit affirming his or her acknowledgment that disclosure of
1980 election results discerned from observing the ballot duplication
1981 process while the election is ongoing is a felony, as provided
1982 under subsection (8). The observer must be allowed to observe
1983 the duplication of ballots in such a way that the observer is
1984 able to see the markings on each ballot and the duplication
1985 taking place. All duplicate ballots must be clearly labeled
1986 "duplicate," bear a serial number which shall be recorded on the
1987 defective ballot, and be counted in lieu of the defective
1988 ballot. The duplication of ballots must happen in the presence
1989 of at least one canvassing board member. After a ballot has been
1990 duplicated, the defective ballot and the duplicate ballot must
1991 ~~shall~~ be placed in an envelope provided for that purpose, and
1992 presented to the canvassing board for review ~~the duplicate~~
1993 ~~ballot shall be tallied with the other ballots for that~~
1994 ~~precinct. If any observer makes a reasonable objection to a~~
1995 ~~duplicate of a ballot, the ballot must be presented to the~~
1996 ~~canvassing board for a determination of the validity of the~~
1997 ~~duplicate.~~ The canvassing board shall ~~must~~ document the serial
1998 number of the ballot in the canvassing board's minutes. The
1999 canvassing board shall ~~must~~ decide whether the duplication is
2000 valid. If the duplicate ballot is determined to be valid, the

2001 duplicate ballot must be counted. If the duplicate ballot is
 2002 determined to be invalid, the duplicate ballot must be rejected
 2003 and a proper duplicate ballot must be made and counted in lieu
 2004 of the original.

2005 (b) A true duplicate copy must ~~shall~~ be made of each
 2006 federal write-in absentee ballot in the presence of witnesses
 2007 and substituted for the federal write-in absentee ballot. The
 2008 duplicate ballot must include all valid votes as determined by
 2009 the canvassing board based on rules adopted by the division
 2010 pursuant to s. 102.166(4). All duplicate ballots must ~~shall~~ be
 2011 clearly labeled "duplicate," bear a serial number that must
 2012 ~~shall~~ be recorded on the federal write-in absentee ballot, and
 2013 be counted in lieu of the federal write-in absentee ballot.
 2014 After a ballot has been duplicated, the federal write-in
 2015 absentee ballot must ~~shall~~ be placed in an envelope provided for
 2016 that purpose, and the duplicate ballot must ~~shall~~ be tallied
 2017 with other ballots for that precinct.

2018 **Section 34. Subsection (2) of section 101.572, Florida**
 2019 **Statutes, is amended to read:**

2020 101.572 Public inspection of ballots.—

2021 (2) A candidate, a political party official, or a
 2022 political committee official, or an authorized designee thereof,
 2023 shall be granted reasonable access upon request to review or
 2024 inspect ballot materials before canvassing or tabulation,
 2025 including voter certificates on vote-by-mail envelopes, cure

2026 affidavits, corresponding comparison signatures, duplicate
 2027 ballots, and corresponding originals. Before the supervisor
 2028 begins comparing signatures on vote-by-mail voter certificates,
 2029 the supervisor shall ~~must~~ publish notice of the access to be
 2030 provided under this section, which may be access to the
 2031 documents or images thereof, and the method of requesting such
 2032 access. During such review, no person granted access for review
 2033 may make any copy of a signature. During a county canvassing
 2034 board's determination of voter intent s. 101.5614(4) (a), a
 2035 candidate, a political party official, or a political committee
 2036 official, or an authorized designee thereof, may object to the
 2037 canvassing board's determination of voter intent.

2038 **Section 35. Section 101.591, Florida Statutes, is amended**
 2039 **to read:**

2040 101.591 Voting system validation process ~~audit~~.-

2041 (1) Before ~~Immediately following~~ the certification of each
 2042 election, the county canvassing board or the local board
 2043 responsible for certifying the election shall conduct ~~a manual~~
 2044 ~~audit or~~ an automated, independent vote validation ~~audit~~ of the
 2045 voting systems used in all ~~randomly selected~~ precincts.

2046 (2) (a) ~~A manual audit shall consist of a public manual~~
 2047 ~~tally of the votes cast in one randomly selected race that~~
 2048 ~~appears on the ballot. The tally sheet shall include election-~~
 2049 ~~day, vote-by-mail, early voting, provisional, and overseas~~
 2050 ~~ballots, in at least 1 percent but no more than 2 percent of the~~

2051 ~~precincts chosen at random by the county canvassing board or the~~
2052 ~~local board responsible for certifying the election. If 1~~
2053 ~~percent of the precincts is less than one entire precinct, the~~
2054 ~~audit shall be conducted using at least one precinct chosen at~~
2055 ~~random by the county canvassing board or the local board~~
2056 ~~responsible for certifying the election. Such precincts shall be~~
2057 ~~selected at a publicly noticed canvassing board meeting.~~

2058 ~~(b) An automated vote validation process must ~~audit shall~~~~
2059 ~~consist of an a public automated verification of the tally of~~
2060 ~~the votes cast across every race that appears on the ballot. The~~
2061 ~~tally sheet must shall include election day, vote-by-mail, early~~
2062 ~~voting, provisional, and overseas ballots in all at least 20~~
2063 ~~percent of the precincts chosen at random by the county~~
2064 ~~canvassing board or the local board responsible for certifying~~
2065 ~~the election. Such precincts shall be selected at a publicly~~
2066 ~~noticed canvassing board meeting.~~

2067 ~~(c) The division shall adopt rules for approval of an~~
2068 ~~independent audit system which provide that the system, at a~~
2069 ~~minimum, must be:~~

- 2070 ~~1. Completely independent of the primary voting system.~~
2071 ~~2. Fast enough to produce final audit results within the~~
2072 ~~timeframe prescribed in subsection (4).~~
2073 ~~3. Capable of demonstrating that the ballots of record~~
2074 ~~have been accurately adjudicated by the audit system.~~

2075 (3) The canvassing board shall publish notice on the

2076 county website as provided in s. 50.0311, on the supervisor of
2077 election's website, or once in one or more newspapers of general
2078 circulation in the county ~~post a notice~~ of the automated vote
2079 validation process ~~audit~~, including the date, time, and place,
2080 ~~in four conspicuous places in the county and on the home page of~~
2081 ~~the county supervisor of elections website.~~ Such process must be
2082 open to the public.

2083 (4) The vote validation process ~~audit~~ must be completed
2084 and the results made public before the certification of the
2085 election by each county canvassing board and in accordance with
2086 s. 102.141 ~~no later than 11:59 p.m. on the 7th day following~~
2087 ~~certification of the election by the county canvassing board or~~
2088 ~~the local board responsible for certifying the election.~~

2089 (5) By December 15 of each general election year, the
2090 county canvassing board or the board responsible for certifying
2091 the election shall provide a report with the results of the vote
2092 validation ~~audit~~ to the Department of State in a standard format
2093 as prescribed by the department. Each county's ~~The~~ report must
2094 be consolidated into one report and included with the overvote
2095 and undervote report required under s. 101.595(1). The report
2096 must, at a minimum, contain all of ~~shall contain, but is not~~
2097 ~~limited to,~~ the following items:

2098 (a) The overall accuracy of vote validation ~~audit~~.

2099 (b) A description of any problems or discrepancies
2100 encountered.

2101 (c) The likely cause of such problems or discrepancies.

2102 (d) Recommended corrective action with respect to avoiding
2103 or mitigating such circumstances in future elections.

2104 ~~(6) If a manual recount is undertaken pursuant to s.~~
2105 ~~102.166, the canvassing board is not required to perform the~~
2106 ~~audit provided for in this section.~~

2107 **Section 36. Section 101.5911, Florida Statutes, is amended**
2108 **to read:**

2109 101.5911 Rulemaking authority for voting system vote
2110 validation audit procedures. ~~Effective upon this act becoming a~~
2111 ~~law,~~ The department of State shall adopt rules to implement the
2112 provisions of s. 101.591, ~~as amended by s. 8, chapter 2007-30,~~
2113 ~~Laws of Florida,~~ which prescribe detailed vote validation audit
2114 procedures for each voting system, which must ~~shall~~ be uniform
2115 to the extent practicable, along with the standard form for vote
2116 validation ~~audit~~ reports.

2117 **Section 37. Section 101.595, Florida Statutes, is amended**
2118 **to read:**

2119 101.595 Post general election report ~~Analysis and reports~~
2120 ~~of voting problems.-~~

2121 (1) (a) No later than December 15 of each general election
2122 year, the supervisor of elections in each county shall report to
2123 the Department of State the total number of overvotes and
2124 undervotes in the "President and Vice President" or "Governor
2125 and Lieutenant Governor" race that appears first on the ballot

2126 or, if neither appears, the first race appearing on the ballot
2127 pursuant to s. 101.151(2), along with the likely reasons for
2128 such overvotes and undervotes and other information as may be
2129 useful in evaluating the performance of the voting system and
2130 identifying problems with ballot design and instructions which
2131 may have contributed to voter confusion. ~~This report must be~~
2132 ~~consolidated into one report with the audit report required~~
2133 ~~under s. 101.591(5).~~

2134 (b)~~(2)~~ The Department of State, upon receipt of such
2135 information, shall prepare a public report on the performance of
2136 each type of voting system. The report must contain, but is not
2137 limited to, the following information:

2138 1.~~(a)~~ An identification of problems with the ballot design
2139 or instructions which may have contributed to voter confusion;

2140 2.~~(b)~~ An identification of voting system design problems;
2141 and

2142 3.~~(c)~~ Recommendations for correcting any problems
2143 identified.

2144 (2) The department shall submit the analysis of the report
2145 in subsection (1) as part of the consolidated reports required
2146 under ss. 101.591 and 102.143 to the Governor, the President of
2147 the Senate, and the Speaker of the House of Representatives by
2148 February 15 of each year following a general election.

2149 (3) The Department of State shall submit the report to the
2150 Governor, the President of the Senate, and the Speaker of the

2151 House of Representatives by February 15 of each year following a
 2152 general election.

2153 **Section 38. Section 101.6104, Florida Statutes, is amended**
 2154 **to read:**

2155 101.6104 Protest Challenge of votes.—If any elector
 2156 present for the canvass of votes believes that any ballot is
 2157 illegal due to any defect apparent on the voter's certificate,
 2158 the elector may, at any time before the ballot is removed from
 2159 the envelope, file with the canvassing board a protest against
 2160 the canvass of such ballot, specifying the reason he or she
 2161 believes the ballot to be illegal. No protest ~~challenge~~ based
 2162 upon any defect on the voter's certificate may ~~shall~~ be accepted
 2163 after the ballot has been removed from the return mailing
 2164 envelope.

2165 **Section 39. Section 101.62, Florida Statutes, is amended**
 2166 **to read:**

2167 101.62 Request for vote-by-mail ballots.—

2168 (1) REQUEST.—

2169 (a) Vote-by-mail request forms are not automatically
 2170 mailed out to voters. A voter must initiate the request for a
 2171 vote-by-mail ballot form from the supervisor of elections. The
 2172 supervisor shall accept a request for a vote-by-mail ballot only
 2173 from a voter or, if directly instructed by the voter, a member
 2174 of the voter's immediate family or the voter's legal guardian. A
 2175 request may be made in person, in writing, by telephone, or

2176 through the supervisor's website. A voter requesting a vote-by-
2177 mail ballot by mail or in person must use the paper or online
2178 version of the department shall prescribe by rule by October 1,
2179 ~~2023,~~ a uniform statewide application to make a written request
2180 for a vote-by-mail ballot which includes fields for all
2181 information required in this subsection. One request is deemed
2182 sufficient to receive a vote-by-mail ballot for all elections
2183 through the end of the calendar year of the next regularly
2184 scheduled general election, unless the voter or the voter's
2185 designee indicates at the time the request is made the elections
2186 within such period for which the voter desires to receive a
2187 vote-by-mail ballot. The supervisor shall ~~must~~ cancel a request
2188 for a vote-by-mail ballot when any first-class mail or
2189 nonforwardable mail sent by the supervisor to the voter is
2190 returned as undeliverable. If the voter requests a vote-by-mail
2191 ballot thereafter, the voter must provide or confirm his or her
2192 current residential address.

2193 (b) The supervisor may accept a request for a vote-by-mail
2194 ballot to be mailed to a voter's address on file in the Florida
2195 Voter Registration System from the voter, or, if directly
2196 instructed by the voter, a member of the voter's immediate
2197 family or the voter's legal guardian. If an in-person or a
2198 telephonic request is made, the voter must provide the voter's
2199 Florida driver license number, the voter's Florida
2200 identification card number, or the last four digits of the

2201 voter's social security number, whichever may be verified in the
 2202 supervisor's records. If the ballot is requested to be mailed to
 2203 an address other than the voter's address on file in the Florida
 2204 Voter Registration System, the request must be made in writing.
 2205 A written request must be signed by the voter and include the
 2206 voter's Florida driver license number, the voter's Florida
 2207 identification card number, or the last four digits of the
 2208 voter's social security number. However, an absent uniformed
 2209 services voter or an overseas voter seeking a vote-by-mail
 2210 ballot is not required to submit a signed, written request for a
 2211 vote-by-mail ballot that is being mailed to an address other
 2212 than the voter's address on file in the Florida Voter
 2213 Registration System. The person making the request must
 2214 disclose:

- 2215 1. The name of the voter for whom the ballot is requested.
- 2216 2. The voter's address.
- 2217 3. The voter's date of birth.
- 2218 4. The voter's Florida driver license number, the voter's
 2219 Florida identification card number, or the last four digits of
 2220 the voter's social security number, whichever may be verified in
 2221 the supervisor's records. If the voter's registration record
 2222 does not already include the voter's Florida driver license
 2223 number or Florida identification card number or the last four
 2224 digits of the voter's social security number, the number
 2225 provided must be recorded in the voter's registration record.

2226 5. The requester's name.

2227 6. The requester's address.

2228 7. The requester's driver license number, the requester's

2229 identification card number, or the last four digits of the

2230 requester's social security number, if available.

2231 8. The requester's relationship to the voter.

2232 9. The requester's signature (written requests only).

2233 (c) Upon receiving a request for a vote-by-mail ballot

2234 from an absent voter, the supervisor of elections shall notify

2235 the voter of the free access system that has been designated by

2236 the department for determining the status of his or her vote-by-

2237 mail ballot.

2238 (d) For purposes of this section, the term "immediate

2239 family" refers to the following, as applicable:

2240 1. The voter's spouse, parent, child, grandparent,

2241 grandchild, or sibling, or the parent, child, grandparent,

2242 grandchild, or sibling of the voter's spouse.

2243 2. The designee's spouse, parent, child, grandparent,

2244 grandchild, or sibling, or the parent, child, grandparent,

2245 grandchild, or sibling of the designee's spouse.

2246 (2) ACCESS TO VOTE-BY-MAIL REQUEST INFORMATION.—For each

2247 request for a vote-by-mail ballot received, the supervisor shall

2248 record the following information: the name of the voter; the

2249 date the request was made; the identity of the voter's designee

2250 making the request, if any; the method of request; whether the

2251 Florida driver license number, Florida identification card
 2252 number, or last four digits of the social security number of the
 2253 voter was provided, if required ~~with a written request~~; the date
 2254 the vote-by-mail ballot was delivered to the voter or the
 2255 voter's designee or the date the vote-by-mail ballot was
 2256 delivered to the post office or other carrier; the address to
 2257 which the ballot was mailed or the identity of the voter's
 2258 designee to whom the ballot was delivered; the date the ballot
 2259 was received by the supervisor; the absence of the voter's
 2260 signature on the voter's certificate, if applicable; whether the
 2261 voter's certificate contains a signature that does not match the
 2262 voter's signature in the registration books or precinct
 2263 register; and such other information he or she may deem
 2264 necessary. This information must be provided in electronic
 2265 format as provided by division rule. The information must be
 2266 updated and made available no later than 8 a.m. of each day,
 2267 including weekends, beginning 60 days before the primary until
 2268 15 days after the general election and must ~~shall~~ be
 2269 contemporaneously provided to the division. This information is
 2270 confidential and exempt from s. 119.07(1) and may ~~shall~~ be made
 2271 available to or reproduced only for the voter requesting the
 2272 ballot, a canvassing board, an election official, a political
 2273 party or official thereof, a candidate who has filed
 2274 qualification papers and is opposed in an upcoming election, and
 2275 registered political committees for political purposes only.

2276 (3) DELIVERY OF VOTE-BY-MAIL BALLOTS.—

2277 (a) No later than 45 days before each presidential
 2278 preference primary election, primary election, and general
 2279 election, the supervisor of elections shall send a vote-by-mail
 2280 ballot as provided in subparagraph (d)2. to each absent
 2281 uniformed services voter and to each overseas voter who has
 2282 requested a vote-by-mail ballot.

2283 (b) The supervisor shall mail a vote-by-mail ballot to
 2284 each absent qualified voter, other than those listed in
 2285 paragraph (a), who has requested such a ballot, between the 40th
 2286 and 33rd days before the presidential preference primary
 2287 election, primary election, and general election.

2288 (c) Except as otherwise provided in paragraph (a) or
 2289 paragraph (b), the supervisor shall mail vote-by-mail ballots
 2290 within 2 business days after receiving a request for such a
 2291 ballot, but no later than the 10th day before election day. The
 2292 deadline to submit a request for a ballot to be mailed is 5 p.m.
 2293 local time on the 12th day before an upcoming election.

2294 (d) Upon a request for a vote-by-mail ballot, the
 2295 supervisor shall provide a vote-by-mail ballot to each voter by
 2296 whom a request for that ballot has been made, by one of the
 2297 following means:

2298 1. By nonforwardable, return-if-undeliverable mail to the
 2299 voter's current mailing address on file with the supervisor or
 2300 any other address the voter specifies in the request. The

2301 envelopes must be prominently marked "Do Not Forward."

2302 2. By forwardable mail, e-mail, or facsimile machine
 2303 transmission to absent uniformed services voters and overseas
 2304 voters. The absent uniformed services voter or overseas voter
 2305 may designate in the vote-by-mail ballot request the preferred
 2306 method of transmission. If the voter does not designate the
 2307 method of transmission, the vote-by-mail ballot must be mailed.

2308 3. By personal delivery to the voter beginning on the 46th
 2309 day before election day ~~after vote-by-mail ballots have been~~
 2310 ~~mailed~~ and through up to 7 p.m. on election day upon
 2311 presentation of the identification required in s. 101.043.
 2312 However, starting pm the 10th day before election day and
 2313 through 7 p.m. on election day, delivery is subject to the
 2314 additional requirements of subparagraph 5.

2315 4. By delivery to the voter's designee beginning on the
 2316 46th day before election day, through ~~after vote-by-mail ballots~~
 2317 ~~have been mailed and up to~~ 7 p.m. on election day. However,
 2318 starting on the 10th day before election day and through 7 p.m.
 2319 on election day, delivery is subject to the additional
 2320 requirements in subparagraph 5. Any voter may designate in
 2321 writing a person to pick up the ballot for the voter; however,
 2322 the person designated may not pick up more than two vote-by-mail
 2323 ballots per election, other than the designee's own ballot,
 2324 except that additional ballots may be picked up for members of
 2325 the designee's immediate family. The designee shall provide to

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2326 | the supervisor the written authorization by the voter and a
2327 | picture identification of the designee and must complete an
2328 | affidavit. The designee shall state in the affidavit that the
2329 | designee is authorized by the voter to pick up that ballot and
2330 | shall indicate if the voter is a member of the designee's
2331 | immediate family and, if so, the relationship. The department
2332 | shall prescribe the form of the affidavit. If the supervisor is
2333 | satisfied that the designee is authorized to pick up the ballot
2334 | and that the signature of the voter on the written authorization
2335 | matches the signature of the voter on file, the supervisor must
2336 | give the ballot to that designee for delivery to the voter.

2337 | 5. Except as provided in s. 101.655, the supervisor may
2338 | not deliver a vote-by-mail ballot to a voter or a voter's
2339 | designee pursuant to subparagraph 3. or subparagraph 4.,
2340 | respectively, during the mandatory early voting period and
2341 | through up to 7 p.m. on election day, unless there is an
2342 | emergency, to the extent that the voter will be unable to go to
2343 | a designated early voting site in his or her county or to his or
2344 | her assigned polling place on election day. If a vote-by-mail
2345 | ballot is delivered, the voter or his or her designee must
2346 | execute an affidavit affirming to the facts which allow for
2347 | delivery of the vote-by-mail ballot. The department shall adopt
2348 | a rule providing for the form of the affidavit.

2349 | (4) SPECIAL CIRCUMSTANCES.—If the department is unable to
2350 | certify candidates for an election in time to comply with

2351 paragraph (3) (a), the Department of State is authorized to
 2352 prescribe rules for a ballot to be sent to absent uniformed
 2353 services voters and overseas voters.

2354 (5) MATERIALS.—Only the materials necessary to vote by
 2355 mail may be mailed or delivered with any vote-by-mail ballot.

2356 (6) PROHIBITION.—Except as expressly authorized for voters
 2357 having a disability under s. 101.662, for overseas voters under
 2358 s. 101.697, or for local referenda under ss. 101.6102 and
 2359 101.6103, a county, municipality, or state agency may not send a
 2360 vote-by-mail ballot to a voter unless the voter has requested a
 2361 vote-by-mail ballot in the manner authorized under this section.

2362 **Section 40. Section 101.64, Florida Statutes, is amended**
 2363 **to read:**

2364 101.64 Delivery of vote-by-mail ballots; envelopes; form.—

2365 (1) (a) The supervisor shall enclose with each vote-by-mail
 2366 ballot two envelopes: a secrecy envelope or privacy sleeve, into
 2367 which the absent voter ~~elector~~ shall enclose his or her marked
 2368 ballot; and a mailing envelope, into which the voter ~~absent~~
 2369 ~~elector~~ shall then place the secrecy envelope or privacy sleeve
 2370 enclosing the ballot, which must ~~shall~~ be addressed to the
 2371 supervisor and also bear on the back side a certificate in
 2372 substantially the following form:

2373
 2374 Note: Please Read Instructions Carefully Before
 2375 Marking Ballot and Completing Voter's Certificate.

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VOTER'S CERTIFICATE

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

... (Date) ...

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

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

... (Home Telephone Number) ...

... (Mobile Telephone Number) ...

(b) Each return mailing envelope must bear the absent voter's ~~elector's~~ name and any encoded mark used by the supervisor's office.

(c) A mailing envelope, ~~or~~ secrecy envelope, or privacy sleeve may not bear any indication of the political affiliation of an absent voter ~~elector~~.

(2) The certificate must ~~shall~~ be arranged on the back of the mailing envelope so that the line for the signature of the absent voter ~~elector~~ is across the seal of the envelope; however, no statement may ~~shall~~ appear on the envelope which

2401 indicates that a signature of the voter must cross the seal of
 2402 the envelope. The absent voter ~~elector~~ shall execute the
 2403 certificate on the envelope.

2404 (3) In lieu of the voter's certificate provided in this
 2405 section, the supervisor of elections shall provide each person
 2406 voting absentee under the Uniformed and Overseas Citizens
 2407 Absentee Voting Act with the standard oath prescribed by the
 2408 presidential designee.

2409 (4) The supervisor shall mark, code, indicate on, or
 2410 otherwise track the precinct of the absent voter ~~elector~~ for
 2411 each vote-by-mail ballot.

2412 (5) The secrecy envelope or privacy sleeve must include,
 2413 in bold font, substantially the following message:

2414
 2415 IN ORDER FOR YOUR VOTE-BY-MAIL BALLOT TO COUNT, YOUR
 2416 SUPERVISOR OF ELECTIONS MUST RECEIVE YOUR BALLOT BY 7
 2417 P.M. ON ELECTION DAY. IF YOU WAIT TO MAIL YOUR BALLOT,
 2418 YOUR VOTE MIGHT NOT COUNT. TO PREVENT THIS FROM
 2419 OCCURRING, PLEASE MAIL OR TURN IN YOUR BALLOT AS SOON
 2420 AS POSSIBLE.

2421
 2422 **Section 41. Subsection (1) of section 101.657, Florida**
 2423 **Statutes, is amended to read:**

2424 101.657 Early voting.—

2425 (1)(a) As a convenience to the voter, the supervisor of

2426 elections may ~~shall~~ allow a voter ~~an elector~~ to vote early in
2427 the main or branch office of the supervisor. The supervisor
2428 shall mark, code, indicate on, or otherwise track the voter's
2429 precinct for each early voted ballot. In order for a branch
2430 office to be used for early voting, it must ~~shall~~ be a permanent
2431 facility of the supervisor and shall have been designated and
2432 used as such for at least 1 year before ~~prior to~~ the election.
2433 The supervisor may also designate any city hall, permanent
2434 public library facility, fairground, civic center, courthouse,
2435 county commission building, stadium, convention center,
2436 government-owned senior center, or government-owned community
2437 center as an early voting site; however, if so designated, the
2438 sites must be geographically located so as to provide all voters
2439 in the county an equal opportunity to cast a ballot, insofar as
2440 is practicable, and must provide sufficient nonpermitted parking
2441 to accommodate the anticipated amount of voters. In addition, a
2442 supervisor may designate up to two ~~one~~ early voting sites ~~site~~
2443 per election in an area of the county that does not have any of
2444 the eligible early voting locations. Such additional early
2445 voting site must be geographically located so as to provide all
2446 voters in that area with an equal opportunity to cast a ballot,
2447 insofar as is practicable, and must provide sufficient
2448 nonpermitted parking to accommodate the anticipated amount of
2449 voters. ~~Each county shall, at a minimum, operate the same total~~
2450 ~~number of early voting sites for a general election which the~~

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2451 ~~county operated for the 2012 general election.~~ The results or
2452 tabulation of votes cast during early voting may not be made
2453 before the close of the polls on election day. Results must
2454 ~~shall~~ be reported by precinct.

2455 (b) The supervisor shall designate each early voting site
2456 by no later than the 30th day before ~~prior to~~ an election and
2457 shall designate an early voting area, as defined in s. 97.021,
2458 at each early voting site. The number of designated sites must
2459 be no less than the number of sites designated in the previously
2460 regularly scheduled general election. A supervisor may obtain a
2461 waiver from this requirement by filing notice certifying the
2462 facts and circumstances and obtaining approval from the
2463 department before the designation deadline. The supervisor shall
2464 provide to the division no later than the 30th day before an
2465 election the address of each early voting site and the hours
2466 that early voting will occur at each site.

2467 (c) All early voting sites in a county must ~~shall~~ allow
2468 any person in line at the closing of an early voting site to
2469 vote.

2470 (d) Early voting shall begin on the 10th day before an
2471 election that contains state or federal races and end on the 3rd
2472 day before the election, and shall be provided for no less than
2473 8 hours and no more than 12 hours per day at each site during
2474 the applicable period. ~~In addition, early voting may be offered~~
2475 ~~at the discretion of the supervisor of elections on the 15th,~~

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2476 ~~14th, 13th, 12th, 11th, or 2nd day before an election that~~
2477 ~~contains state or federal races for at least 8 hours per day,~~
2478 ~~but not more than 12 hours per day.~~ The supervisor of elections
2479 may provide early voting for elections that are not held in
2480 conjunction with a state or federal election. However, the
2481 supervisor has the discretion to determine the hours of
2482 operation of early voting sites in those elections.

2483 (e) Notwithstanding the requirements of s. 100.3605,
2484 municipalities may provide early voting in municipal elections
2485 that are not held in conjunction with county or state elections.
2486 If a municipality provides early voting, it may designate as
2487 many sites as necessary and shall conduct its activities in
2488 accordance with ~~the provisions of~~ paragraphs (a)-(c). The
2489 supervisor is not required to conduct early voting if it is
2490 provided pursuant to this subsection.

2491 (f) Notwithstanding the requirements of s. 189.04, special
2492 districts may provide early voting in any district election not
2493 held in conjunction with county or state elections. If a special
2494 district provides early voting, it may designate as many sites
2495 as necessary and must ~~shall~~ conduct its activities in accordance
2496 with the provisions of paragraphs (a)-(c). The supervisor is not
2497 required to conduct early voting if it is provided pursuant to
2498 this subsection.

2499 **Section 42. Subsections (2) and (4) of section 101.68,**
2500 **Florida Statutes, are amended to read:**

2501 101.68 Canvassing of vote-by-mail ballot.-
 2502 (2) (a) The county canvassing board may begin the
 2503 canvassing of vote-by-mail ballots upon the completion of the
 2504 public testing of automatic tabulating equipment pursuant to s.
 2505 101.5612(2), but must begin such canvassing by no later than
 2506 noon on the day following the election. However, notwithstanding
 2507 any such authorization to begin canvassing or otherwise
 2508 processing vote-by-mail ballots early, no result may ~~shall~~ be
 2509 released until after the closing of the polls in that county on
 2510 election day. Any supervisor, deputy supervisor, canvassing
 2511 board member, election board member, or election employee who
 2512 releases the results of a canvassing or processing of vote-by-
 2513 mail ballots before ~~prior to~~ the closing of the polls in that
 2514 county on election day commits a felony of the third degree,
 2515 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
 2516 (b) To ensure that all vote-by-mail ballots to be counted
 2517 by the canvassing board are accounted for, the canvassing board
 2518 shall compare the number of ballots in its possession with the
 2519 number of requests for ballots received to be counted according
 2520 to the supervisor's file or list.
 2521 (c)1. The canvassing board must, if the supervisor has not
 2522 already done so, compare the signature of the elector on the
 2523 voter's certificate or on the vote-by-mail ballot cure affidavit
 2524 as provided in subsection (4) with the signature of the elector
 2525 in the registration books or the precinct register to see that

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2526 | the elector is duly registered in the county and to determine
2527 | the legality of that vote-by-mail ballot. A vote-by-mail ballot
2528 | may only be counted if:

2529 | a. The signature on the voter's certificate or the cure
2530 | affidavit matches the elector's signature in the registration
2531 | books or precinct register; however, in the case of a cure
2532 | affidavit, the supporting identification listed in subsection
2533 | (4) must also confirm the identity of the elector; or

2534 | b. The cure affidavit contains a signature that does not
2535 | match the elector's signature in the registration books or
2536 | precinct register, but the elector has submitted a current and
2537 | valid Tier 1 identification pursuant to subsection (4) which
2538 | confirms the identity of the elector.

2539 |
2540 | For purposes of this subparagraph, any canvassing board finding
2541 | that an elector's signatures do not match must be by majority
2542 | vote and beyond a reasonable doubt.

2543 | 2. The ballot of an elector who casts a vote-by-mail
2544 | ballot shall be counted even if the elector dies on or before
2545 | election day, as long as, before the death of the voter, the
2546 | ballot was postmarked by the United States Postal Service, date-
2547 | stamped with a verifiable tracking number by a common carrier,
2548 | or already in the possession of the supervisor.

2549 | 3. A vote-by-mail ballot is not considered illegal if the
2550 | signature of the elector does not cross the seal of the mailing

2551 envelope.

2552 4. If any elector or candidate present believes that a
 2553 vote-by-mail ballot is illegal due to a defect apparent on the
 2554 voter's certificate or the cure affidavit, he or she may, at any
 2555 time before the ballot is removed from the envelope, file with
 2556 the canvassing board a protest against the canvass of that
 2557 ballot, specifying the precinct, the voter's certificate or the
 2558 cure affidavit, and the reason he or she believes the ballot to
 2559 be illegal. A protest ~~challenge~~ based upon a defect in the
 2560 voter's certificate or cure affidavit may not be accepted after
 2561 the ballot has been removed from the mailing envelope.

2562 5. If the canvassing board determines that a ballot is
 2563 illegal, a member of the board must, without opening the
 2564 envelope, mark across the face of the envelope: "rejected as
 2565 illegal." The cure affidavit, if applicable, the envelope, and
 2566 the ballot therein shall be preserved in the manner that
 2567 official ballots are preserved.

2568 (d) The canvassing board shall record the ballot upon the
 2569 proper record, unless the ballot has been previously recorded by
 2570 the supervisor. The mailing envelopes must ~~shall~~ be opened and
 2571 the secrecy envelopes must ~~shall~~ be mixed so as to make it
 2572 impossible to determine which secrecy envelope came out of which
 2573 signed mailing envelope; however, in any county in which an
 2574 electronic or electromechanical voting system is used, the
 2575 ballots may be sorted by ballot styles and the mailing envelopes

2576 | may be opened and the secrecy envelopes mixed separately for
 2577 | each ballot style. The votes on vote-by-mail ballots must ~~shall~~
 2578 | be included in the total vote of the county.

2579 | (4) (a) As soon as practicable, the supervisor shall, on
 2580 | behalf of the county canvassing board, attempt to notify an
 2581 | elector who has returned a vote-by-mail ballot that does not
 2582 | include the elector's signature or contains a signature that
 2583 | does not match the elector's signature in the registration books
 2584 | or precinct register by:

2585 | 1. Notifying the elector of the signature deficiency by e-
 2586 | mail and directing the elector to the cure affidavit and
 2587 | instructions on the supervisor's website;

2588 | 2. Notifying the elector of the signature deficiency by
 2589 | text message and directing the elector to the cure affidavit and
 2590 | instructions on the supervisor's website; or

2591 | 3. Notifying the elector of the signature deficiency by
 2592 | telephone and directing the elector to the cure affidavit and
 2593 | instructions on the supervisor's website.

2594 |
 2595 | In addition to the notification required under subparagraph 1.,
 2596 | subparagraph 2., or subparagraph 3., the supervisor must notify
 2597 | the elector of the signature deficiency by first-class mail and
 2598 | direct the elector to the cure affidavit and instructions on the
 2599 | supervisor's website. Beginning the day before the election, the
 2600 | supervisor is not required to provide notice of the signature

2601 deficiency by first-class mail, but shall continue to provide
 2602 notice as required under subparagraph 1., subparagraph 2., or
 2603 subparagraph 3.

2604 (b) The supervisor shall allow such an elector to complete
 2605 and submit an affidavit in order to cure the vote-by-mail ballot
 2606 until 5 p.m. on the 2nd day after the election.

2607 (c) The elector must complete a cure affidavit in
 2608 substantially the following form:

2609
 2610 VOTE-BY-MAIL BALLOT CURE AFFIDAVIT
 2611

2612 I,, am a qualified voter in this election and
 2613 registered voter of County, Florida. I do solemnly swear or
 2614 affirm that I requested and returned the vote-by-mail ballot and
 2615 that I have not and will not vote more than one ballot in this
 2616 election. I understand that if I commit or attempt any fraud in
 2617 connection with voting, vote a fraudulent ballot, or vote more
 2618 than once in an election, I may be convicted of a felony of the
 2619 third degree and fined up to \$5,000 and imprisoned for up to 5
 2620 years. I understand that my failure to sign this affidavit means
 2621 that my vote-by-mail ballot will be invalidated.

2622
 2623 ... (Voter's Signature) ...

2624 ... (Address) ...
 2625

2626 (d) Instructions must accompany the cure affidavit in
 2627 substantially the following form:

2628
 2629 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE
 2630 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR
 2631 BALLOT NOT TO COUNT.

2632
 2633 1. In order to ensure that your vote-by-mail ballot will
 2634 be counted, your affidavit should be completed and returned as
 2635 soon as possible so that it can reach the supervisor of
 2636 elections of the county in which your precinct is located no
 2637 later than 5 p.m. on the 2nd day after the election.

2638 2. You must sign your name on the line above (Voter's
 2639 Signature).

2640 3. You must make a copy of one of the following forms of
 2641 identification:

2642 a. Tier 1 identification.—Current and valid identification
 2643 that includes your name and photograph: Florida driver license;
 2644 Florida identification card issued by the Department of Highway
 2645 Safety and Motor Vehicles; United States passport or passport
 2646 card; ~~debit or credit card~~; United States Uniformed Services or
 2647 Merchant Marine military identification; ~~student identification~~;
 2648 ~~retirement center identification~~; ~~neighborhood association~~
 2649 ~~identification~~; ~~public assistance identification~~; veteran health
 2650 identification card issued by the United States Department of

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2651 Veterans Affairs; a Florida license to carry a concealed weapon
2652 or firearm; or any ~~an employee~~ identification card issued by any
2653 branch, department, agency, or entity of the Federal Government,
2654 the state, a county, or a municipality; or

2655 b. Tier 2 identification.—ONLY IF YOU DO NOT HAVE A TIER 1
2656 FORM OF IDENTIFICATION, identification that shows your name and
2657 current residence address: current utility bill, bank statement,
2658 government check, paycheck, or government document (excluding
2659 voter information card).

2660 4. Place the envelope bearing the affidavit into a mailing
2661 envelope addressed to the supervisor. Insert a copy of your
2662 identification in the mailing envelope. Mail (if time permits),
2663 deliver, or have delivered the completed affidavit along with
2664 the copy of your identification to your county supervisor of
2665 elections. Be sure there is sufficient postage if mailed and
2666 that the supervisor's address is correct. Remember, your
2667 information MUST reach your county supervisor of elections no
2668 later than 5 p.m. on the 2nd day after the election, or your
2669 ballot will not count.

2670 5. Alternatively, you may fax or e-mail your completed
2671 affidavit and a copy of your identification to the supervisor of
2672 elections. If e-mailing, please provide these documents as
2673 attachments.

2674
2675 (e) The department and each supervisor shall include the

2676 affidavit and instructions on their respective websites. The
2677 supervisor must include his or her office's mailing address, e-
2678 mail address, and fax number on the page containing the
2679 affidavit instructions, and the department's instruction page
2680 must include the office mailing addresses, e-mail addresses, and
2681 fax numbers of all supervisors of elections or provide a
2682 conspicuous link to such addresses.

2683 (f) The supervisor shall attach each affidavit received to
2684 the appropriate vote-by-mail ballot mailing envelope.

2685 (g) If a vote-by-mail ballot is validated following the
2686 submission of a cure affidavit, the supervisor must ~~shall~~ make a
2687 copy of the affidavit, affix it to a voter registration
2688 application, and immediately process it as a valid request for a
2689 signature update pursuant to s. 98.077.

2690 (h) After all election results on the ballot have been
2691 certified, the supervisor shall, on behalf of the county
2692 canvassing board, notify each elector whose ballot has been
2693 rejected as illegal and provide the specific reason the ballot
2694 was rejected. In addition, unless processed as a signature
2695 update pursuant to paragraph (g), the supervisor must ~~shall~~ mail
2696 a voter registration application to the elector to be completed
2697 indicating the elector's current signature if the signature on
2698 the voter's certificate or cure affidavit did not match the
2699 elector's signature in the registration books or precinct
2700 register.

2701 **Section 43. Paragraph (a) of subsection (2) of section**
2702 **101.69, Florida Statutes, is amended to read:**

2703 101.69 Voting in person; return of vote-by-mail ballot.—

2704 (2) (a) The supervisor shall allow an elector who has
2705 received a vote-by-mail ballot to physically return a voted
2706 vote-by-mail ballot to the supervisor by placing the return mail
2707 envelope containing his or her marked ballot in a secure ballot
2708 intake station. Secure ballot intake stations must ~~shall~~ be
2709 placed at the main office of the supervisor, ~~at each permanent~~
2710 ~~branch office of the supervisor which meets the criteria set~~
2711 ~~forth in s. 101.657(1) (a) for branch offices used for early~~
2712 ~~voting and which is open for at least the minimum number of~~
2713 ~~hours prescribed by s. 98.015(4),~~ and at each designated early
2714 voting site for the election. ~~Secure ballot intake stations may~~
2715 ~~also be placed at any other site that would otherwise qualify as~~
2716 ~~an early voting site under s. 101.657(1).~~ Secure ballot intake
2717 stations must be geographically located so as to provide all
2718 voters in the county with an equal opportunity to cast a ballot,
2719 insofar as is practicable. Except for secure ballot intake
2720 stations at the main ~~an~~ office of the supervisor, a secure
2721 ballot intake station may only be used during the county's early
2722 voting hours of operation ~~and must be monitored in person by an~~
2723 ~~employee of the supervisor's office~~. A secure ballot intake
2724 station ~~at an office of the supervisor~~ must be continuously
2725 monitored in person by an employee of the supervisor's office

2726 when the secure ballot intake station is accessible for deposit
 2727 of ballots. The department shall adopt rules to implement this
 2728 paragraph.

2729 **Section 44. Section 101.6921, Florida Statutes, is amended**
 2730 **to read:**

2731 101.6921 Delivery of special vote-by-mail ballot to
 2732 certain first-time voters.—

2733 (1) ~~The provisions of~~ This section applies ~~apply~~ to voters
 2734 who are subject to ~~the provisions~~ of s. 97.0535 and who have not
 2735 provided the identification or information ~~certification~~
 2736 required by s. 97.0535 by the time the vote-by-mail ballot is
 2737 mailed.

2738 (2) The supervisor shall enclose with each vote-by-mail
 2739 ballot three envelopes: a secrecy envelope or privacy sleeve,
 2740 into which the absent voter ~~elector~~ will enclose his or her
 2741 marked ballot; an envelope containing the Voter's Certificate,
 2742 into which the absent voter ~~elector~~ shall place the secrecy
 2743 envelope or privacy sleeve; and a mailing envelope, which must
 2744 ~~shall~~ be addressed to the supervisor and into which the absent
 2745 voter ~~elector~~ will place the envelope containing the Voter's
 2746 Certificate and a copy of the required identification.

2747 (3) The Voter's Certificate must ~~shall~~ be in substantially
 2748 the following form:

2749
 2750 Note: Please Read Instructions Carefully Before Marking Ballot

2751 and Completing Voter's Certificate.

2752

2753 VOTER'S CERTIFICATE

2754

2755 I,, do solemnly swear or affirm that I am a qualified
 2756 and registered voter of County, Florida, and that I have
 2757 not and will not vote more than one ballot in this election. I
 2758 understand that if I commit or attempt to commit any fraud in
 2759 connection with voting, vote a fraudulent ballot, or vote more
 2760 than once in an election, I can be convicted of a felony of the
 2761 third degree and fined up to \$5,000 and/or imprisoned for up to
 2762 5 years. I also understand that failure to sign this certificate
 2763 will invalidate my ballot. I understand that unless I meet one
 2764 of the exemptions below, I must provide a copy of a current and
 2765 valid identification as provided in the instruction sheet to the
 2766 supervisor of elections in order for my ballot to count.

2767 I further certify that I am exempt from the requirements to
 2768 furnish a copy of a current and valid identification with my
 2769 ballot because of one or more of the following (check all that
 2770 apply):

2771 I am 65 years of age or older.

2772 I have a permanent or temporary physical disability.

2773 I am a member of a uniformed service on active duty who,
 2774 by reason of such active duty, will be absent from the county on
 2775 election day.

2801
2802 1. In order to ensure that your vote-by-mail ballot will
2803 be counted, it should be completed and returned as soon as
2804 possible so that it can reach the supervisor of elections of the
2805 county in which your precinct is located no later than 7 p.m. on
2806 the date of the election. However, if you are an overseas voter
2807 casting a ballot in a presidential preference primary or general
2808 election, your vote-by-mail ballot must be postmarked or dated
2809 no later than the date of the election and received by the
2810 supervisor of elections of the county in which you are
2811 registered to vote no later than 10 days after the date of the
2812 election. Note that the later you return your ballot, the less
2813 time you will have to cure signature deficiencies, which is
2814 authorized until 5 p.m. local time on the 2nd day after the
2815 election.

2816 2. Mark your ballot in secret as instructed on the ballot.
2817 You must mark your own ballot unless you are unable to do so
2818 because of blindness, disability, or inability to read or write.

2819 3. Mark only the number of candidates or issue choices for
2820 a race as indicated on the ballot. If you are allowed to "Vote
2821 for One" candidate and you vote for more than one, your vote in
2822 that race will not be counted.

2823 4. Place your marked ballot in the enclosed secrecy
2824 envelope and seal the envelope.

2825 5. Insert the secrecy envelope into the enclosed envelope

2826 bearing the Voter's Certificate. Seal the envelope and
 2827 completely fill out the Voter's Certificate on the back of the
 2828 envelope.

2829 a. You must sign your name on the line above (Voter's
 2830 Signature).

2831 b. If you are an overseas voter, you must include the date
 2832 you signed the Voter's Certificate on the line above (Date) or
 2833 your ballot may not be counted.

2834 c. A vote-by-mail ballot will be considered illegal and
 2835 will not be counted if the signature on the Voter's Certificate
 2836 does not match the signature on record. The signature on file at
 2837 the start of the canvass of the vote-by-mail ballots is the
 2838 signature that will be used to verify your signature on the
 2839 Voter's Certificate. If you need to update your signature for
 2840 this election, send your signature update on a voter
 2841 registration application to your supervisor of elections so that
 2842 it is received before your vote-by-mail ballot is received.

2843 6. Unless you meet one of the exemptions in Item 7., you
 2844 must make a copy of one of the following forms of
 2845 identification:

2846 a. Identification which must include your name and
 2847 photograph: United States passport or passport card; ~~debit or~~
 2848 ~~credit card~~; United States uniformed services or Merchant marine
 2849 ~~military~~ identification; ~~student identification~~; ~~retirement~~
 2850 ~~center identification~~; ~~neighborhood association identification~~;

2851 ~~public assistance identification;~~ veteran health identification
2852 card issued by the United States Department of Veterans Affairs;
2853 a Florida license to carry a concealed weapon or firearm; or any
2854 ~~an employee~~ identification card issued by any branch,
2855 department, agency, or entity of the Federal Government, the
2856 state, a county, or a municipality; or

2857 b. Identification which shows your name and current
2858 residence address: current utility bill, bank statement,
2859 government check, paycheck, or government document (excluding
2860 voter information card).

2861 7. The identification requirements of Item 6. do not apply
2862 if you meet one of the following requirements:

2863 a. You are 65 years of age or older.

2864 b. You have a temporary or permanent physical disability.

2865 c. You are a member of a uniformed service on active duty
2866 who, by reason of such active duty, will be absent from the
2867 county on election day.

2868 d. You are a member of the Merchant Marine who, by reason
2869 of service in the Merchant Marine, will be absent from the
2870 county on election day.

2871 e. You are the spouse or dependent of a member referred to
2872 in paragraph c. or paragraph d. who, by reason of the active
2873 duty or service of the member, will be absent from the county on
2874 election day.

2875 f. You are currently residing outside the United States.

2876 8. Place the envelope bearing the Voter's Certificate into
 2877 the mailing envelope addressed to the supervisor. Insert a copy
 2878 of your identification in the mailing envelope. DO NOT PUT YOUR
 2879 IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR
 2880 INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR
 2881 BALLOT WILL NOT COUNT.

2882 9. Mail, deliver, or have delivered the completed mailing
 2883 envelope. Be sure there is sufficient postage if mailed.

2884 10. FELONY NOTICE. It is a felony under Florida law to
 2885 accept any gift, payment, or gratuity in exchange for your vote
 2886 for a candidate. It is also a felony under Florida law to vote
 2887 in an election using a false identity or false address, or under
 2888 any other circumstances making your ballot false or fraudulent.

2889 **Section 46. Subsection (5) of section 101.6952, Florida**
 2890 **Statutes, is amended to read:**

2891 101.6952 Vote-by-mail ballots for absent uniformed
 2892 services and overseas voters.—

2893 (5) A vote-by-mail ballot from an overseas voter in any
 2894 presidential preference primary or general election which is
 2895 postmarked or dated no later than the date of the election and
 2896 is received by the supervisor of elections of the county in
 2897 which the overseas voter is registered no later than 10 days
 2898 after the date of the election shall be counted as long as the
 2899 vote-by-mail ballot is otherwise proper unless the ballot is
 2900 transmitted via facsimile, in which case the ballot must be

2901 received by 7 p.m. on election day.

2902 **Section 47. Subsection (1) of section 101.694, Florida**
 2903 **Statutes, is amended to read:**

2904 101.694 Mailing of ballots upon receipt of federal
 2905 postcard application.—

2906 (1) Upon receipt of a federal postcard application for a
 2907 vote-by-mail ballot executed by a person whose registration is
 2908 in order or whose application is sufficient to register or
 2909 update the registration of that person, the supervisor shall
 2910 send the ballot in accordance with s. 101.62 ~~s. 101.62(3)~~.

2911 **Section 48. Section 101.697, Florida Statutes, is amended**
 2912 **to read:**

2913 101.697 Electronic transmission of election materials.—The
 2914 Department of State shall determine whether secure electronic
 2915 means can be established for receiving ballots from overseas
 2916 voters. If such security can be established, the department must
 2917 ~~shall~~ adopt rules to authorize a supervisor of elections to
 2918 accept from absent uniformed services members, absent state and
 2919 National Guard members as defined in s. 250.01, first responders
 2920 as defined in s. 112.1815(1), or from overseas civilian voters
 2921 due to an armed conflict involving United States Armed Forces or
 2922 mobilization of those forces, including the state National Guard
 2923 and reserve components ~~an overseas voter~~ a request for a vote-
 2924 by-mail ballot or a voted vote-by-mail ballot by secure
 2925 facsimile machine transmission or other secure electronic means.

2926 The rules must provide that in order to accept a voted ballot,
 2927 the verification of the voter must be established, the security
 2928 of the transmission must be established, and each ballot
 2929 received must be recorded.

2930 **Section 49. Section 101.698, Florida Statutes, is amended**
 2931 **to read:**

2932 101.698 Absentee voting in emergency situations.—If a
 2933 national or local emergency or other situation arises which
 2934 makes substantial compliance with the provisions of state or
 2935 federal law relating to the methods of voting impossible or
 2936 unreasonable for absent uniformed services and absent state and
 2937 National Guard as defined in s. 250.01, a first responder as
 2938 defined in s. 112.1815(1) ~~for overseas voters impossible or~~
 2939 ~~unreasonable~~, such as an armed conflict involving United States
 2940 Armed Forces or mobilization of those forces, including state
 2941 National Guard and reserve components, the department ~~Elections~~
 2942 ~~Canvassing Commission~~ may adopt by emergency rules such special
 2943 procedures or requirements necessary to facilitate absentee
 2944 voting by those persons directly affected who are otherwise
 2945 eligible to vote in the election.

2946 **Section 50. Subsection (5) of section 102.031, Florida**
 2947 **Statutes, is amended to read:**

2948 102.031 Maintenance of good order at polls; authorities;
 2949 persons allowed in polling rooms and early voting areas;
 2950 unlawful solicitation of voters.—

2951 (5) No photography, including videography and other visual
 2952 or audio recording, is allowed ~~permitted~~ in the polling room or
 2953 early voting area, except a voter ~~an elector~~ may photograph his
 2954 or her own ballot.

2955 **Section 51. Section 102.141, Florida Statutes, is amended**
 2956 **to read:**

2957 102.141 County canvassing board; duties.—

2958 (1) MEMBERSHIP.—The county canvassing board shall be
 2959 composed of the supervisor of elections; a county court judge,
 2960 appointed by the chief judge of the judicial circuit in which
 2961 the county is located, and who shall act as chair; and the chair
 2962 of the board of county commissioners. The names of the
 2963 canvassing board members must be published on the supervisor's
 2964 website upon completion of the logic and accuracy test. At least
 2965 two alternate canvassing board members must be appointed
 2966 pursuant to paragraph (b) ~~(e)~~.

2967 (a) In the event any member of the county canvassing board
 2968 is unable to serve, is a candidate who has opposition in the
 2969 election being canvassed, or is an active participant,
 2970 including, but not limited to, publicly endorsing or donating to
 2971 ~~in~~ the campaign or candidacy of any candidate who has opposition
 2972 in the election being canvassed, or is an active participant
 2973 including, but not limited to, publicly endorsing or donating to
 2974 the support or opposition of a public measure on the ballot
 2975 being canvassed, such member shall be replaced as follows:

2976 1.~~(a)~~ If a county court judge is unable to serve or if all
 2977 are disqualified, the chief judge of the judicial circuit in
 2978 which the county is located must appoint as a substitute member
 2979 a qualified voter ~~elector~~ of the county who is not a candidate
 2980 with opposition in the election being canvassed and who is not
 2981 an active participant, including , but not limited to, publicly
 2982 endorsing or donating to the support or opposition of in the
 2983 campaign or candidacy of any candidate with opposition in the
 2984 election being canvassed, or is an active participant including,
 2985 but not limited to, publicly endorsing or donating to the
 2986 support or opposition of a public measure on the ballot being
 2987 canvassed. In such event, the members of the county canvassing
 2988 board shall meet and elect a chair.

2989 2.~~(b)~~ If the supervisor of elections is unable to serve or
 2990 is disqualified, the chair of the board of county commissioners
 2991 must appoint as a substitute member a member of the board of
 2992 county commissioners who is not a candidate with opposition in
 2993 the election being canvassed and who is not an active
 2994 participant, including, but not limited to, publicly endorsing
 2995 or donating to the support or opposition of in the campaign or
 2996 candidacy of any candidate with opposition in the election being
 2997 canvassed, or is an active participant, including, but not
 2998 limited to, publicly endorsing or donating to the support or
 2999 opposition of a public measure on the ballot being canvassed.
 3000 The supervisor, however, shall act in an advisory capacity to

3001 the canvassing board.

3002 3.(e) If the chair of the board of county commissioners is
3003 unable to serve or is disqualified, the board of county
3004 commissioners must appoint as a substitute member one of its
3005 members who is not a candidate with opposition in the election
3006 being canvassed and who is not an active participant, including,
3007 but not limited to, publicly endorsing or donating to the
3008 support or opposition of in the campaign or candidacy of any
3009 candidate with opposition in the election being canvassed, or is
3010 an active participant including, but not limited to, publicly
3011 endorsing or donating to the support or opposition of a public
3012 measure on the ballot being canvassed.

3013 ~~(d) If a substitute member or alternate member cannot be~~
3014 ~~appointed as provided elsewhere in this subsection, or in the~~
3015 ~~event of a vacancy in such office, the chief judge of the~~
3016 ~~judicial circuit in which the county is located must appoint as~~
3017 ~~a substitute member or alternate member a qualified elector of~~
3018 ~~the county who is not a candidate with opposition in the~~
3019 ~~election being canvassed and who is not an active participant in~~
3020 ~~the campaign or candidacy of any candidate with opposition in~~
3021 ~~the election being canvassed.~~

3022 (b)1.(e)1. The chief judge of the judicial circuit in
3023 which the county is located shall appoint a county court judge
3024 as an alternate member of the county canvassing board or, if
3025 each county court judge is unable to serve or is disqualified,

3026 shall appoint an alternate member who is qualified to serve as a
 3027 substitute member under paragraph (a). Any alternate may serve
 3028 in any seat.

3029 2. The chair of the board of county commissioners shall
 3030 appoint a member of the board of county commissioners as an
 3031 alternate member of the county canvassing board or, if each
 3032 member of the board of county commissioners is unable to serve
 3033 or is disqualified, shall appoint an alternate member who is
 3034 qualified to serve as a substitute member under paragraph (d).

3035 3. If a member of the county canvassing board is unable to
 3036 participate in a meeting of the board, the chair of the county
 3037 canvassing board or his or her designee must designate which
 3038 alternate member will serve as a member of the board in the
 3039 place of the member who is unable to participate at that
 3040 meeting.

3041 4. If not serving as one of the three members of the
 3042 county canvassing board, an alternate member may be present,
 3043 observe, and communicate with the three members constituting the
 3044 county canvassing board, but may not vote in the board's
 3045 decisions or determinations.

3046 (c) If a substitute member or alternate member cannot be
 3047 appointed as provided in this subsection, or in the event of a
 3048 vacancy in such office, the chief judge of the judicial circuit
 3049 in which the county is located must appoint as a substitute
 3050 member or alternate member a qualified voter of the county who

3051 is not a candidate with opposition in the election being
3052 canvassed and who is not an active participant, including
3053 endorsing, supporting, or donating, in the campaign or candidacy
3054 of a candidate who has opposition in the election being
3055 canvassed or in the support or opposition of a public measure on
3056 the ballot being canvassed.

3057 (2) IDENTIFICATION.—Each member, substitute member, and
3058 alternate member of the county canvassing board and all clerical
3059 help must wear identification badges during any period in which
3060 the county canvassing board is canvassing votes or engaging in
3061 other official duties. The identification badges must be worn in
3062 a conspicuous or unobstructed area, and include the name of the
3063 individual and his or her official position.

3064 (3) LEGAL REPRESENTATION.—The county canvassing board
3065 shall retain the county attorney of the county in which the
3066 canvassing board sits for any legal representation. The
3067 canvassing board may retain legal counsel other than the county
3068 attorney upon the affirmative vote of at least two of the
3069 members of the board.

3070 (4) PUBLIC MEETING NOTICE.—

3071 (a) The county canvassing board shall meet in a building
3072 accessible to the public in the county where the election
3073 occurred at a time and place to be designated by the supervisor
3074 to publicly canvass the absent voter's ~~electors'~~ ballots as
3075 provided for in s. 101.68 and provisional ballots as provided by

3076 ss. 101.048, 101.049, and 101.6925. During each meeting of the
3077 county canvassing board, each political party and each candidate
3078 may have one watcher able to view directly or on a display
3079 screen ballots being examined for signature matching and other
3080 processes. Provisional ballots cast pursuant to s. 101.049 shall
3081 be canvassed in a manner that votes for candidates and issues on
3082 those ballots can be segregated from other votes. As soon as the
3083 absent voter's ~~electors'~~ ballots and the provisional ballots are
3084 canvassed, the board shall proceed to publicly canvass the vote
3085 given each candidate, nominee, constitutional amendment, or
3086 other measure submitted to the electorate of the county, as
3087 shown by the returns then on file in the office of the
3088 supervisor.

3089 (b) Public notice of the canvassing board members,
3090 alternates, time, and place at which the county canvassing board
3091 shall meet to canvass the absent voters' ~~electors'~~ ballots and
3092 provisional ballots must be given at least 48 hours prior
3093 thereto by publication on the county's website as provided in s.
3094 50.0311, on the supervisor's website, or in one or more
3095 newspapers of general circulation in the county. If the
3096 applicable website becomes unavailable or there is no newspaper
3097 of general circulation in the county, the notice must be posted
3098 in at least four conspicuous places in the county. The time
3099 given in the notice as to the convening of the meeting of the
3100 county canvassing board must be specific and may not be a time

3101 period during which the board may meet.

3102 (c) If the county canvassing board suspends or recesses a
 3103 meeting publicly noticed pursuant to paragraph (b) for a period
 3104 lasting more than 60 minutes, the board must post on the
 3105 supervisor's website the anticipated time at which the board
 3106 expects to reconvene. If the county canvassing board does not
 3107 reconvene at the specified time, the board must provide at least
 3108 2 hours' notice, which must be posted on the supervisor's
 3109 website, before reconvening.

3110 (d) During any meeting of the county canvassing board, a
 3111 physical notice must be placed in a conspicuous area near the
 3112 public entrance to the building in which the meeting is taking
 3113 place. The physical notice must include the names of the
 3114 individuals officially serving as the county canvassing board,
 3115 the names of any alternate members, the time of the meeting, and
 3116 a brief statement as to the anticipated activities of the county
 3117 canvassing board.

3118 (5)-(3) CANVASS OF RETURNS AND PROVISIONAL BALLOTS.—The
 3119 canvass, except the canvass of absent voters' ~~electors'~~ returns
 3120 and the canvass of provisional ballots, must ~~shall~~ be made from
 3121 the returns and certificates of the inspectors as signed and
 3122 filed by them with the supervisor, and the county canvassing
 3123 board may ~~shall~~ not change the number of votes cast for a
 3124 candidate, nominee, constitutional amendment, or other measure
 3125 submitted to the electorate of the county, respectively, in any

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3126 | polling place, as shown by the returns. All returns must ~~shall~~
3127 | be made to the board on or before 2 a.m. of the day following
3128 | any primary, general, or other election. If the returns from any
3129 | precinct are missing, if there are any omissions on the returns
3130 | from any precinct, or if there is an obvious error on any such
3131 | returns, the canvassing board must ~~shall~~ order a retabulation of
3132 | the returns from such precinct. Before canvassing such returns,
3133 | the canvassing board shall examine the tabulation of the ballots
3134 | cast in such precinct and determine whether the returns
3135 | correctly reflect the votes cast. If there is a discrepancy
3136 | between the returns and the tabulation of the ballots cast, the
3137 | tabulation of the ballots cast must ~~shall~~ be presumed correct
3138 | and such votes shall be canvassed accordingly.

3139 | (4) PRELIMINARY RESULTS.—

3140 | (a) The supervisor of elections shall upload into the
3141 | county's election management system by 7 p.m. local time on the
3142 | day before the election the results of all early voting and
3143 | vote-by-mail ballots that have been canvassed and tabulated by
3144 | the end of the early voting period. Pursuant to ss. 101.5614(8),
3145 | 101.657, and 101.68(2), the tabulation of votes cast or the
3146 | results of such uploads may not be made public before the close
3147 | of the polls on election day.

3148 | (b) The supervisor of elections, on behalf of the
3149 | canvassing board shall report all early voting and all tabulated
3150 | vote-by-mail results to the Department of State within 30

3151 minutes after the polls close. Thereafter, ~~the canvassing board~~
3152 ~~shall report~~, with the exception of provisional ballot results,
3153 updated precinct election results must be uploaded to the
3154 department at least every 45 minutes until all results are
3155 completely reported. The supervisor of elections shall notify
3156 the department immediately of any circumstances that do not
3157 permit periodic updates as required. Results must ~~shall~~ be
3158 submitted in a format prescribed by the department.

3159 (7) ~~(5)~~ UNOFFICIAL RETURNS.—

3160 (a) The canvassing board shall submit on forms or in
3161 formats provided by the division unofficial returns to the
3162 Department of State for each federal, statewide, state, or
3163 multicounty office or ballot measure no later than noon on the
3164 third day after any primary election and no later than noon on
3165 the fourth day after any general or other election. Such returns
3166 must ~~shall~~ include the canvass of all ballots, including write-
3167 in votes, as required by subsection (2).

3168 (b) After unofficial results are reported, each county
3169 shall conduct a machine vote validation process to validate that
3170 the votes processed through the vote tabulation system for a
3171 candidate for any office, candidate for retention to a judicial
3172 office, or a measure appearing on the ballot are not within one-
3173 half of one percent or less; or if the vote validation process
3174 results in a change in the outcome of the contest, even if by
3175 less than one-half of one percent. The machine vote validation

3176 procedure must be completed no later than noon on the 7th day
 3177 after any general or other election.

3178 (c)-(6) If the county canvassing board determines, after
 3179 the county conducts the automated independent vote validation
 3180 process in accordance with s. 101.591 and the comparison of the
 3181 results of the vote tabulation and the automated independent
 3182 cote validation indicates that the unofficial returns may
 3183 contain a counting error in which the vote tabulation system
 3184 failed to count votes that were properly marked in accordance
 3185 with the instructions on the ballot, the county canvassing board
 3186 shall:

3187 1.-(a) Correct the error and retabulate the affected
 3188 ballots with the vote tabulation system; or

3189 2.-(b) Request that the Department of State verify the
 3190 tabulation software. When the Department of State verifies such
 3191 software, the department shall compare the software used to
 3192 tabulate the votes with the software filed with the department
 3193 pursuant to s. 101.5607 and check the election parameters.

3194 (8)-(7) MANUAL REVIEW.-

3195 (a) If the comparison of the results of the vote
 3196 tabulation and the automated independent vote validation
 3197 procedure reflects a difference of more than one-half of one
 3198 percent of the results for any candidate for an office,
 3199 candidate for retention to judicial office, or a measure
 3200 appearing on the ballot, the proper county election official

3201 under the oversight of the county canvassing board must conduct
3202 a manual review using the images in the vote validation system
3203 of the differences, which must include, but need not be limited
3204 to, a review of any clear overvotes or undervotes that appear in
3205 the automated independent vote validation system to adjudicate
3206 the voter intent of such differences before certification of the
3207 county's official results ~~unofficial returns reflect that a~~
3208 ~~candidate for any office was defeated or eliminated by one-half~~
3209 ~~of a percent or less of the votes cast for such office, that a~~
3210 ~~candidate for retention to a judicial office was retained or not~~
3211 ~~retained by one-half of a percent or less of the votes cast on~~
3212 ~~the question of retention, or that a measure appearing on the~~
3213 ~~ballot was approved or rejected by one-half of a percent or less~~
3214 ~~of the votes cast on such measure, a recount shall be ordered of~~
3215 ~~the votes cast with respect to such office or measure. The~~
3216 Secretary of State is responsible for ordering such manual
3217 reviews ~~recounts~~ in races that are federal or, state races that
3218 are, ~~and~~ multicounty, and any other multicounty races. The
3219 county canvassing board or the local board responsible for
3220 certifying the election is responsible for ordering a manual
3221 review under this subsection ~~recounts~~ in all other races. A
3222 manual review ~~recount~~ need not be ordered with respect to the
3223 returns for any office, however, if the candidate or candidates
3224 defeated or eliminated from contention for such office by one-
3225 half of a percent or less of the votes cast for such office

3226 request in writing that a manual review ~~recount~~ not be made.

3227 ~~(a) Each canvassing board responsible for conducting a~~

3228 ~~recount shall put each marksense ballot through automatic~~

3229 ~~tabulating equipment and determine whether the returns correctly~~

3230 ~~reflect the votes cast. If any marksense ballot is physically~~

3231 ~~damaged so that it cannot be properly counted by the automatic~~

3232 ~~tabulating equipment during the recount, a true duplicate shall~~

3233 ~~be made of the damaged ballot pursuant to the procedures in s.~~

3234 ~~101.5614(4). Immediately before the start of the recount, a test~~

3235 ~~of the tabulating equipment shall be conducted as provided in s.~~

3236 ~~101.5612. If the test indicates no error, the recount tabulation~~

3237 ~~of the ballots cast shall be presumed correct and such votes~~

3238 ~~shall be canvassed accordingly. If an error is detected, the~~

3239 ~~cause therefor shall be ascertained and corrected and the~~

3240 ~~recount repeated, as necessary. The canvassing board shall~~

3241 ~~immediately report the error, along with the cause of the error~~

3242 ~~and the corrective measures being taken, to the Department of~~

3243 ~~State. No later than 11 days after the election, the canvassing~~

3244 ~~board shall file a separate incident report with the Department~~

3245 ~~of State, detailing the resolution of the matter and identifying~~

3246 ~~any measures that will avoid a future recurrence of the error.~~

3247 ~~If the automatic tabulating equipment used in a recount is not~~

3248 ~~part of the voting system and the ballots have already been~~

3249 ~~processed through such equipment, the canvassing board is not~~

3250 ~~required to put each ballot through any automatic tabulating~~

3251 ~~equipment again.~~

3252 (b) ~~Each canvassing board responsible for conducting a~~
3253 ~~recount where touchscreen ballots were used shall examine the~~
3254 ~~counters on the precinct tabulators to ensure that the total of~~
3255 ~~the returns on the precinct tabulators equals the overall~~
3256 ~~election return. If there is a discrepancy between the overall~~
3257 ~~election return and the counters of the precinct tabulators, the~~
3258 ~~counters of the precinct tabulators shall be presumed correct~~
3259 ~~and such votes shall be canvassed accordingly.~~

3260 (c) ~~The canvassing board shall submit on forms or in~~
3261 ~~formats provided by the division a second set of unofficial~~
3262 ~~returns to the Department of State for each federal, statewide,~~
3263 ~~state, or multicounty office or ballot measure. The returns~~
3264 ~~shall be filed no later than 3 p.m. on the 5th day after any~~
3265 ~~primary election and no later than 3 p.m. on the 9th day after~~
3266 ~~any general election in which a recount was ordered by the~~
3267 ~~Secretary of State. If the canvassing board is unable to~~
3268 ~~complete the recount prescribed in this subsection by the~~
3269 ~~deadline, the second set of unofficial returns submitted by the~~
3270 ~~canvassing board shall be identical to the initial unofficial~~
3271 ~~returns and the submission shall also include a detailed~~
3272 ~~explanation of why it was unable to timely complete the recount.~~
3273 ~~However, the canvassing board shall complete the recount~~
3274 ~~prescribed in this subsection, along with any manual recount~~
3275 ~~prescribed in s. 102.166, and certify election returns in~~

3276 ~~accordance with the requirements of this chapter.~~

3277 ~~(d) The Department of State shall adopt detailed rules~~
3278 ~~prescribing additional recount procedures for each certified~~
3279 ~~voting system, which shall be uniform to the extent practicable.~~

3280 ~~(8)~~ The canvassing board may employ such clerical help to
3281 assist with the work of the board as it deems necessary, with at
3282 least one member of the board present at all times, until the
3283 canvass of the returns is completed. The clerical help must
3284 ~~shall~~ be paid from the same fund as inspectors and other
3285 necessary election officials.

3286 (c) The canvassing board shall publish notice on the
3287 county website as provided in s. 50.0311, on the supervisor of
3288 elections' website, or once in one or more newspapers of general
3289 circulation in the county of the manual review, including the
3290 date, time, and place. Such review is open to the public.

3291 (d) The canvassing board shall submit on forms or in
3292 formats provided by the division a vote validation report to the
3293 department for each federal, statewide, state, or multicounty
3294 office or ballot measure in accordance with paragraph (7) (b). If
3295 the canvassing board is unable to complete the manual review by
3296 the deadline, the vote validation report submitted by the
3297 canvassing board must be identical to the initial unofficial
3298 returns and the submission must also include a detailed
3299 explanation of the reason it was unable to timely complete the
3300 manual review. However, the canvassing board shall complete the

3301 manual review prescribed in this subsection, along with any
 3302 manual review prescribed and certify official election returns
 3303 in accordance with the requirements of this chapter.

3304 (e) The department shall adopt rules prescribing
 3305 additional manual review procedures for each certified voting
 3306 system, which must be uniform to the extent practicable.

3307 ~~(9) Each member, substitute member, and alternate member~~
 3308 ~~of the county canvassing board and all clerical help must wear~~
 3309 ~~identification badges during any period in which the county~~
 3310 ~~canvassing board is canvassing votes or engaging in other~~
 3311 ~~official duties. The identification badges should be worn in a~~
 3312 ~~conspicuous and unobstructed area, and include the name of the~~
 3313 ~~individual and his or her official position.~~

3314 ~~(10)(a) The supervisor shall file a report with the~~
 3315 ~~Division of Elections on the conduct of the election no later~~
 3316 ~~than 20 business days after the Elections Canvassing Commission~~
 3317 ~~certifies the election. The report must, at a minimum, describe~~
 3318 ~~all of the following:~~

3319 ~~1. All equipment or software malfunctions at the precinct~~
 3320 ~~level, at a counting location, or within computer and~~
 3321 ~~telecommunications networks supporting a county location, and~~
 3322 ~~the steps that were taken to address the malfunctions.~~

3323 ~~2. All election definition errors that were discovered~~
 3324 ~~after the logic and accuracy test, and the steps that were taken~~
 3325 ~~to address the errors.~~

3326 ~~3. All ballot printing errors, vote by mail ballot mailing~~
3327 ~~errors, or ballot supply problems, and the steps that were taken~~
3328 ~~to address the errors or problems.~~

3329 ~~4. All staffing shortages or procedural violations by~~
3330 ~~employees or precinct workers which were addressed by the~~
3331 ~~supervisor of elections or the county canvassing board during~~
3332 ~~the conduct of the election, and the steps that were taken to~~
3333 ~~correct such issues.~~

3334 ~~5. All instances where needs for staffing or equipment~~
3335 ~~were insufficient to meet the needs of the voters.~~

3336 ~~6. Any additional information regarding material issues or~~
3337 ~~problems associated with the conduct of the election.~~

3338 ~~(b) If a supervisor discovers new or additional~~
3339 ~~information on any of the items required to be included in the~~
3340 ~~report pursuant to paragraph (a) after the report is filed, the~~
3341 ~~supervisor must notify the division that new information has~~
3342 ~~been discovered no later than the next business day after the~~
3343 ~~discovery, and the supervisor must file an amended report signed~~
3344 ~~by the supervisor of elections on the conduct of the election~~
3345 ~~within 10 days after the discovery.~~

3346 ~~(c) Such reports must be maintained on file in the~~
3347 ~~Division of Elections and must be available for public~~
3348 ~~inspection.~~

3349 ~~(d) The division shall review the conduct of election~~
3350 ~~reports to determine what problems may be likely to occur in~~

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3351 ~~other elections and disseminate such information, along with~~
3352 ~~possible solutions and training, to the supervisors of~~
3353 ~~elections.~~

3354 ~~(e) The department shall submit the analysis of these~~
3355 ~~reports for the general election as part of the consolidated~~
3356 ~~reports required under ss. 101.591 and 101.595 to the Governor,~~
3357 ~~the President of the Senate, and the Speaker of the House of~~
3358 ~~Representatives by February 15 of each year following a general~~
3359 ~~election.~~

3360 ~~(11) The supervisor shall file with the department a copy~~
3361 ~~of or an export file from the results database of the county's~~
3362 ~~voting system and other statistical information as may be~~
3363 ~~required by the department, the Legislature, or the Election~~
3364 ~~Assistance Commission. The department shall adopt rules~~
3365 ~~establishing the required content and acceptable formats for the~~
3366 ~~filings and time for filings.~~

3367 **Section 52. Section 102.143, Florida Statutes, is created**
3368 **to read:**

3369 102.143 Conduct of election report.—

3370 (1) (a) The supervisor shall file a report with the
3371 division on the conduct of the election no later than 20
3372 business days after the Election Canvassing Commission certifies
3373 the election. The report must, at a minimum, describe all of the
3374 following:

3375 1. All equipment or software malfunctions at the precinct

3376 level, at a counting location, or within computer and
3377 telecommunications networks supporting a county location and the
3378 steps that were taken to address the errors.

3379 2. All election definition errors that were discovered
3380 after the logic and accuracy test, and the steps that were taken
3381 to address the errors.

3382 3. All ballot printing errors, vote-by-mail mailing
3383 errors, or ballot supply problems and the steps that were taken
3384 to address the errors or problems.

3385 4. All staffing shortages or procedural violations by
3386 employees or precinct workers which were addressed by the
3387 supervisor of elections or the county canvassing board during
3388 the conduct of the election, and the steps that were taken to
3389 correct such issues.

3390 5. All instances where needs for staffing or equipment
3391 were insufficient to meet the needs of the voters.

3392 6. Any additional information regarding material issues or
3393 problems associated with the conduct of the election.

3394 (b) If a supervisor discovers new or additional
3395 information for any of the items required to be included in the
3396 report pursuant to paragraph (a) after the report is filed, the
3397 supervisor must notify the division that new information has
3398 been discovered no later than the next business day after the
3399 discovery, and the supervisor must file an amended report signed
3400 by the supervisor of elections on the conduct of the election

3401 within 10 days after the discovery.

3402 (c) Such reports must be maintained on file in the
 3403 division and must be available for public inspection.

3404 (2) The division shall review the conduct of election
 3405 reports to determine what problems may be likely to occur in
 3406 other elections and disseminate such information, along with
 3407 possible solutions and training, to the supervisors of
 3408 elections.

3409 (3) For the general election, the department shall submit
 3410 the analysis of these reports as part of the consolidated
 3411 reports required under ss. 101.591 and 101.595 to the Governor,
 3412 the President of the Senate, and the Speaker of the House of
 3413 Representatives by February 15 of each year following a general
 3414 election.

3415 **Section 53. Section 102.166, Florida Statutes, is amended**
 3416 **to read:**

3417 102.166 Manual review ~~recounts~~ of overvotes and
 3418 undervotes.-

3419 (1) If the comprehensive, validated results of the
 3420 automated independent vote validation process conducted ~~second~~
 3421 ~~set of unofficial returns~~ pursuant to ss. 101.591 and 102.141 ~~s.~~
 3422 ~~102.141~~ indicates that a candidate for any office was defeated
 3423 or eliminated by one-quarter of a percent or less of the votes
 3424 cast for such office, that a candidate for retention to a
 3425 judicial office was retained or not retained by one-quarter of a

3426 | percent or less of the votes cast on the question of retention,
 3427 | or that a measure appearing on the ballot was approved or
 3428 | rejected by one-quarter of a percent or less of the votes cast
 3429 | on such measure, a manual review ~~recount~~ of the overvotes and
 3430 | undervotes cast in the entire geographic jurisdiction of such
 3431 | office or ballot measure must ~~shall~~ be ordered unless:

3432 | (a) The candidate or candidates defeated or eliminated
 3433 | from contention by one-quarter of 1 percent or fewer of the
 3434 | votes cast for such office request in writing that a manual
 3435 | review ~~recount~~ not be made; or

3436 | (b) The number of overvotes and undervotes is fewer than
 3437 | the number of votes needed to change the outcome of the
 3438 | election.

3439 |
 3440 | The Secretary of State is responsible for ordering such manual
 3441 | review in races that are a manual recount for federal or state
 3442 | races that are multicounty, and any other multicounty races. The
 3443 | county canvassing board or local board responsible for
 3444 | certifying the election is responsible for ordering a manual
 3445 | review ~~recount~~ for all other races. A manual review ~~recount~~
 3446 | consists of a review ~~recount~~ of paper ~~marksense~~ ballots and if
 3447 | an independent tabulation system is used, ~~or~~ of digital images
 3448 | of those ballots by a person.

3449 | (2) Any hardware or software used to identify and sort
 3450 | overvotes and undervotes for a given race or ballot measure must

3451 be certified by the Department of State. Any such hardware or
3452 software must be capable of simultaneously identifying and
3453 sorting overvotes and undervotes in multiple races while
3454 simultaneously counting votes. Overvotes and undervotes must be
3455 identified and sorted while conducting the vote validation
3456 process ~~recounting ballots~~ pursuant to s. 102.141. Overvotes and
3457 undervotes may be identified and sorted physically or digitally.

3458 (3) Any manual review is ~~recount shall be~~ open to the
3459 public. Each political party may designate one person with
3460 expertise in the computer field who must be allowed in the
3461 central counting room when all tests are being conducted and
3462 when the official votes are being counted. The designee may not
3463 interfere with the normal operation of the canvassing board.

3464 (4) (a) A vote for a candidate or ballot measure must ~~shall~~
3465 be counted if there is a clear indication on the ballot that the
3466 voter has made a definite choice.

3467 (b) The Department of State shall adopt specific rules for
3468 the federal write-in absentee ballot and for each certified
3469 voting system prescribing what constitutes a "clear indication
3470 on the ballot that the voter has made a definite choice." The
3471 rules must ~~shall~~ be consistent, to the extent practicable, and
3472 may not:

3473 1. Authorize the use of any electronic or
3474 electromechanical reading device to review a hybrid voting
3475 system ballot that is produced using a voter interface device

3476 and that contains both machine-readable fields and machine-
3477 printed text of the contest titles and voter selections, unless
3478 the printed text is illegible;

3479 2. Exclusively provide that the voter must properly mark
3480 or designate his or her choice on the ballot; or

3481 3. Contain a catch-all provision that fails to identify
3482 specific standards, such as "any other mark or indication
3483 clearly indicating that the voter has made a definite choice."

3484 (c) The rule for the federal write-in absentee ballot must
3485 address, at a minimum, the following issues:

3486 1. The appropriate lines or spaces for designating a
3487 candidate choice and, for state and local races, the office or
3488 ballot measure to be voted, including the proximity of each to
3489 the other and the effect of intervening blank lines.

3490 2. The sufficiency of designating a candidate's first or
3491 last name when no other candidate in the race has the same or a
3492 similar name.

3493 3. The sufficiency of designating a candidate's first or
3494 last name when an opposing candidate has the same or a similar
3495 name, notwithstanding generational suffixes and titles such as
3496 "Jr.," "Sr.," or "III." The rule should contemplate the
3497 sufficiency of additional first names and first initials, middle
3498 names and middle initials, generational suffixes and titles,
3499 nicknames, and, in general elections, the name or abbreviation
3500 of a political party.

3501 4. Candidate designations containing both a qualified
 3502 candidate's name and a political party, including those in which
 3503 the party designated is the candidate's party, is not the
 3504 candidate's party, has an opposing candidate in the race, or
 3505 does not have an opposing candidate in the race.

3506 5. Situations where the abbreviation or name of a
 3507 candidate is the same as the abbreviation or name of a political
 3508 party to which the candidate does not belong, including those in
 3509 which the party designated has another candidate in the race or
 3510 does not have a candidate in the race.

3511 6. The use of marks, symbols, or language, such as arrows,
 3512 quotation marks, or the word "same" or "ditto," to indicate that
 3513 the same political party designation applies to all listed
 3514 offices or the elector's approval or disapproval of all listed
 3515 ballot measures.

3516 7. Situations in which an elector designates the name of a
 3517 qualified candidate for an incorrect office.

3518 8. Situations in which an elector designates an otherwise
 3519 correct office name that includes an incorrect district number.

3520 (5) Procedures for a manual review ~~recount~~ are as follows:

3521 (a) The county canvassing board shall appoint as many
 3522 counting teams of at least two electors as is necessary to
 3523 manually review ~~recount~~ the ballots. A counting team must have,
 3524 when possible, members of at least two political parties. A
 3525 candidate involved in the race shall not be a member of the

3526 counting team.

3527 (b) Each duplicate ballot prepared pursuant to s.
 3528 101.5614(4) or s. 102.141(8) ~~s. 102.141(7)~~ shall be compared
 3529 with the original ballot to ensure the correctness of the
 3530 duplicate.

3531 (c) If a counting team is unable to determine whether the
 3532 ballot contains a clear indication that the voter has made a
 3533 definite choice, the ballot must ~~shall~~ be presented to the
 3534 county canvassing board for a determination.

3535 (d) The Department of State shall adopt detailed rules
 3536 prescribing additional review ~~recount~~ procedures for each
 3537 certified voting system which must ~~shall~~ be uniform to the
 3538 extent practicable. The rules must, at a minimum, ~~shall~~ address,
 3539 ~~at a minimum,~~ the following areas:

- 3540 1. Security of ballots during the manual review ~~recount~~
- 3541 process;
- 3542 2. Time and place of manual reviews ~~recounts~~;
- 3543 3. Public observance of manual reviews ~~recounts~~;
- 3544 4. Objections to ballot determinations;
- 3545 5. Record of manual review ~~recount~~ proceedings;
- 3546 6. Procedures relating to candidate and petitioner
- 3547 representatives; and
- 3548 7. Procedures relating to the certification and the use of
- 3549 automatic tabulating equipment that is not part of a voting
- 3550 system.

3551 (6) Nothing in this section precludes a county canvassing
3552 board or local board involved in the manual review ~~recount~~ from
3553 comparing a digital image of a ballot to the corresponding
3554 physical paper ballot during a manual review ~~recount~~.

3555 **Section 54. Subsections (1), (3), and (4) of section**
3556 **103.021, Florida Statutes, are amended to read:**

3557 103.021 Nomination for presidential electors.—Candidates
3558 for presidential electors shall be nominated in the following
3559 manner:

3560 (1)(a) The Governor shall nominate the presidential
3561 electors of each political party. The state executive committee
3562 of each political party shall by resolution recommend candidates
3563 for presidential electors equal to the number of senators and
3564 representatives which this state has in Congress and deliver a
3565 certified copy thereof to the Governor no later than noon on the
3566 third day after the primary election in August 24 ~~of~~ each
3567 presidential election year. The Governor shall nominate only the
3568 electors recommended by the state executive committee of the
3569 respective political party.

3570 (b) The state executive committee of each political party
3571 shall also certify to the Governor ~~submit~~ the Florida voter
3572 registration number and contact information of each presidential
3573 elector recommended no later than noon on the third day after
3574 the primary election in each presidential election year. Contact
3575 information must include mailing address, phone number, and e-

3576 mail address. Each such presidential elector must be a qualified
 3577 registered voter of this state and member of the party he or she
 3578 represents who has taken a written oath that he or she will vote
 3579 for the candidates of the party that he or she is nominated to
 3580 represent.

3581 (c) The state executive committee of each political party
 3582 shall also certify to the Governor and submit the names of its
 3583 candidates for President and Vice President of the United States
 3584 no later than noon on the third day after the primary election
 3585 in each presidential election year.

3586 (d) The Governor shall certify to the Department of State
 3587 each political party's submission no later than 5 p.m. on the
 3588 third day after the primary election ~~August 24,~~ in each
 3589 presidential election year, ~~the names of a number of electors~~
 3590 ~~for each political party equal to the number of senators and~~
 3591 ~~representatives which this state has in Congress.~~

3592 (3) Candidates for President and Vice President with no
 3593 party affiliation may have their names printed on the general
 3594 election ballots if a petition is signed by 1 percent of the
 3595 registered voters of this state, as shown by the compilation by
 3596 the Department of State for the last preceding general election.
 3597 A separate petition from each county for which signatures are
 3598 solicited must ~~shall~~ be submitted to the supervisor of elections
 3599 of the respective county no later than noon on July 15 of each
 3600 presidential election year. The supervisor shall check the names

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3601 and, on or before the date of the primary election, shall
3602 certify the number shown as registered voters of the county. The
3603 supervisor shall be paid by the person requesting the
3604 certification the cost of checking the petitions as prescribed
3605 in s. 99.097. The supervisor shall then forward the certificate
3606 to the Department of State which must ~~shall~~ determine whether ~~or~~
3607 ~~not~~ the percentage factor required in this section has been met.
3608 If ~~When~~ the percentage factor required in this section has been
3609 met, the candidates must submit to the Department of State no
3610 later than 5 p.m. on the third day after the primary election in
3611 each presidential election year, a certificate listing the name,
3612 Florida voter registration number, and contact information of
3613 each presidential elector equal to the number of senators and
3614 representatives which this state has in Congress. Contact
3615 information must include mailing address, phone number, and e-
3616 mail address. Each such presidential elector must be a qualified
3617 voter of this state and registered as unaffiliated with any
3618 political party and must have taken a written oath that he or
3619 she will vote for the candidates that he or she is nominated to
3620 represent. Upon timely certification, the department shall order
3621 the names of the candidates for whom the petition was circulated
3622 to be included on the ballot and ~~shall allow the required number~~
3623 ~~of persons to be certified as presidential electors in the same~~
3624 ~~manner as party candidates.~~

3625 (4) (a) A minor political party that is affiliated with a

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3626 national party holding a national convention to nominate
3627 candidates for President and Vice President of the United States
3628 may have the names of its candidates for President and Vice
3629 President of the United States printed on the general election
3630 ballot by filing with the Department of State a certificate
3631 naming the candidates for President and Vice President and
3632 listing the name, Florida voter registration number, and contact
3633 information of each presidential elector equal to the number of
3634 senators and representatives which this state has in Congress.
3635 Contact information must include mailing address, phone number,
3636 and e-mail address. Each such presidential elector must be a
3637 qualified voter of this state and registered as a member of the
3638 minor political party and must have taken a written oath that he
3639 or she will vote for the candidates that he or she is nominated
3640 to represent ~~required number of persons to serve as presidential~~
3641 ~~electors~~. Notification to the Department of State under this
3642 subsection must be made no later than 5 p.m. on the third day
3643 after the primary election in the presidential election ~~August~~
3644 ~~24 of the year in which the general election is held.~~ Upon
3645 timely certification, ~~When~~ the Department of State ~~has been so~~
3646 ~~notified,~~ it shall order the names of the candidates nominated
3647 by the minor political party to be included on the ballot ~~and~~
3648 ~~shall allow the required number of persons to be certified as~~
3649 ~~presidential electors in the same manner as other party~~
3650 candidates. As used in this section, the term "national party"

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3651 means a political party that is registered with and recognized
3652 as a qualified national committee of a political party by the
3653 Federal Election Commission.

3654 (b) A minor political party that is not affiliated with a
3655 national party holding a national convention to nominate
3656 candidates for President and Vice President of the United States
3657 may have the names of its candidates for President and Vice
3658 President printed on the general election ballot if a petition
3659 for the minor political party is signed by 1 percent of the
3660 registered voters of this state, as shown by the compilation by
3661 the Department of State for the preceding general election. A
3662 separate petition from each county for which signatures are
3663 solicited must be submitted to the supervisors of elections of
3664 the respective county no later than noon on July 15 of each
3665 presidential election year. The supervisor shall check the names
3666 and, on or before the date of the primary election, shall
3667 certify the number shown as registered voters of the county. The
3668 supervisor shall be paid by the person requesting the
3669 certification the cost of checking the petitions as prescribed
3670 in s. 99.097. The supervisor shall then forward the certificate
3671 to the Department of State, which shall determine whether or not
3672 the percentage factor required in this section has been met. If
3673 ~~When~~ the percentage factor required in this section has been
3674 met, the minor political party must submit to the Department of
3675 State no later than 5 p.m. on the third day after the primary

3676 election in each presidential election year, a certificate
 3677 nominating its candidates for President and Vice President and
 3678 listing the name, Florida voter registration number, and contact
 3679 information of each presidential elector equal to the number of
 3680 senators and representatives which this state has in Congress.
 3681 Contact information must include a mailing address, a phone
 3682 number, and an e-mail address. Each such presidential elector
 3683 must be a qualified voter of this state and registered as
 3684 unaffiliated with any political party and must have taken a
 3685 written oath that he or she will vote for the candidates that he
 3686 or she is nominated to represent. Upon timely certification, the
 3687 department shall order the names of the candidates ~~for whom the~~
 3688 ~~petition was circulated~~ to be included on the ballot and shall
 3689 ~~allow the required number of persons to be certified as~~
 3690 ~~presidential electors in the same manner as other party~~
 3691 ~~candidates.~~

3692 **Section 55. Subsection (2) of section 103.121, Florida**
 3693 **Statutes, is amended to read:**

3694 103.121 Powers and duties of executive committees.—

3695 (2) The chair and treasurer of an executive committee of
 3696 any political party shall be accountable for the funds of such
 3697 committee and jointly liable for their proper expenditure for
 3698 authorized purposes only. The funds of each such state executive
 3699 committee shall be ~~publicly~~ audited by a licensed certified
 3700 public accountant at the end of each calendar year and a copy of

3701 such audit furnished to the Department of State for its
3702 examination prior to April 1 of the ensuing year. When filed
3703 with the Department of State, copies of such audit shall be
3704 public documents. The treasurer of each county executive
3705 committee shall maintain adequate records evidencing receipt and
3706 disbursement of all party funds received by him or her, and such
3707 records shall be ~~publicly~~ audited by a licensed certified public
3708 accountant at the end of each calendar year and a copy of such
3709 audit filed with the supervisor of elections and the state
3710 executive committee prior to April 1 of the ensuing year.

3711 **Section 56. Subsections (3) and (4) are added to section**
3712 **104.047, Florida Statutes, to read:**

3713 104.047 Vote-by-mail ballots and voting; violations.-

3714 (3) Any private or commercial mail forwarding delivery
3715 courier or service may not further forward any voter's official
3716 vote-by-mail ballot or envelope that has been delivered to the
3717 courier's or service's address. A person who willfully violates
3718 this subsection is guilty of a felony of the third degree,
3719 punishable as provided s. 775.082, s. 775.083, or s. 775.084.

3720 (4) If a person physically collects a voter's request for
3721 a vote-by-mail ballot and copies or retains the voter's request
3722 or copies or retains a voter's personal information, such as the
3723 voter's Florida driver license number, Florida identification
3724 card number, social security number, or signature on such
3725 request, the person commits a felony of the third degree,

3726 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

3727 **Section 57.** Section 105.09, Florida Statutes, is repealed.

3728 **Section 58. Paragraph (a) of subsection (1) of section**
 3729 **106.021, Florida Statutes, is amended to read:**

3730 106.021 Campaign treasurers; deputies; primary and
 3731 secondary depositories.—

3732 (1) (a) Each candidate for nomination or election to office
 3733 and each political committee shall appoint a campaign treasurer.
 3734 Each person who seeks to qualify for nomination or election to,
 3735 or retention in, office shall appoint a campaign treasurer and
 3736 designate a primary campaign depository before qualifying for
 3737 office. A candidate may not appoint himself or herself, or a
 3738 member of the candidate's immediate family as defined in s.
 3739 101.62(1)(d), as the treasurer of his or her own campaign. Any
 3740 person who seeks to qualify for election or nomination to any
 3741 office by means of the petitioning process shall appoint a
 3742 treasurer and designate a primary depository on or before the
 3743 date he or she obtains the petitions. At the same time a
 3744 candidate designates a campaign depository and appoints a
 3745 treasurer, the candidate shall also designate the office for
 3746 which he or she is a candidate. If the candidate is running for
 3747 an office that will be grouped on the ballot with two or more
 3748 similar offices to be filled at the same election, the candidate
 3749 must indicate for which group or district office he or she is
 3750 running. This subsection does not prohibit a candidate, at a

3751 later date, from changing the designation of the office for
3752 which he or she is a candidate. However, if a candidate changes
3753 the designated office for which he or she is a candidate, the
3754 candidate must notify all contributors in writing of the intent
3755 to seek a different office and offer to return pro rata, upon
3756 their request, those contributions given in support of the
3757 original office sought. This notification must ~~shall~~ be given
3758 within 15 days after the filing of the change of designation and
3759 shall include a standard form developed by the Division of
3760 Elections for requesting the return of contributions. The notice
3761 requirement does not apply to any change in a numerical
3762 designation resulting solely from redistricting. If, within 30
3763 days after being notified by the candidate of the intent to seek
3764 a different office, the contributor notifies the candidate in
3765 writing that the contributor wishes his or her contribution to
3766 be returned, the candidate must ~~shall~~ return the contribution,
3767 on a pro rata basis, calculated as of the date the change of
3768 designation is filed. Up to a maximum of the contribution limits
3769 specified in s. 106.08, a candidate who runs for an office other
3770 than the office originally designated may use any contribution
3771 that a donor does not request be returned within the 30-day
3772 period for the newly designated office, provided the candidate
3773 disposes of any amount exceeding the contribution limit pursuant
3774 to the options in s. 106.11(5)(b) and (c) or s. 106.141(4)(a)1.,
3775 2., or 4.; notwithstanding, the full amount of the contribution

3776 for the original office shall count toward the contribution
 3777 limits specified in s. 106.08 for the newly designated office. A
 3778 person may not accept any contribution or make any expenditure
 3779 with a view to bringing about his or her nomination, election,
 3780 or retention in public office, or authorize another to accept
 3781 such contributions or make such expenditure on the person's
 3782 behalf, unless such person has appointed a campaign treasurer
 3783 and designated a primary campaign depository. A candidate for an
 3784 office voted upon statewide may appoint not more than 15 deputy
 3785 campaign treasurers, and any other candidate or political
 3786 committee may appoint not more than 3 deputy campaign
 3787 treasurers. The names and addresses of the campaign treasurer
 3788 and deputy campaign treasurers so appointed must ~~shall~~ be filed
 3789 with the officer before whom such candidate is required to
 3790 qualify or with whom such political committee is required to
 3791 register pursuant to s. 106.03.

3792 **Section 59. Paragraph (a) of subsection (4) of section**
 3793 **106.07, Florida Statutes, is amended to read:**

3794 106.07 Reports; certification and filing.—

3795 (4) (a) Except for daily reports, to which only the
 3796 contributions provisions below apply, and except as provided in
 3797 paragraph (b), each report required by this section must
 3798 contain:

3799 1. The full name, address, and occupation, if any, of each
 3800 person who has made one or more contributions to or for such

3801 committee or candidate within the reporting period, together
3802 with the amount and date of such contributions. For
3803 corporations, the report must provide as clear a description as
3804 practicable of the principal type of business conducted by the
3805 corporation. However, if the contribution is \$100 or less or is
3806 from a relative, as defined in s. 112.312, provided that the
3807 relationship is reported, the occupation of the contributor or
3808 the principal type of business need not be listed.

3809 2. The name and address of each political committee from
3810 which the reporting committee or the candidate received, or to
3811 which the reporting committee or candidate made, any transfer of
3812 funds, together with the amounts and dates of all transfers.

3813 3.a. Each loan for campaign purposes to or from any person
3814 or political committee within the reporting period, together
3815 with the full names, addresses, and occupations, and principal
3816 places of business, if any, of the lender and endorsers, if any,
3817 and the date and amount of such loans.

3818 b.(I) If a candidate makes a loan of more than \$500 to his
3819 or her own committee, the candidate also must file an affidavit
3820 attesting that the loan is from his or her own funds and
3821 identifying the financial institutions from which the loan was
3822 made and received. Within 7 days after making such loan, the
3823 candidate must file an affidavit with the officer before whom
3824 the candidate is required by law to qualify. All candidates who
3825 file with the Department of State shall file their affidavits

3826 pursuant to s. 106.0705. Except as provided in s. 106.0705,
3827 affidavits must be filed no later than 5 p.m. of the day
3828 designated; however, any affidavit postmarked by the United
3829 States Postal Service no later than midnight of the day
3830 designated is deemed to have been filed in a timely manner. Any
3831 affidavit received by the filing officer within 5 days after the
3832 designated due date that was delivered by the United States
3833 Postal Service is deemed timely filed unless it has a postmark
3834 that indicates that the affidavit was mailed after the
3835 designated due date. A certificate of mailing obtained from and
3836 dated by the United States Postal Service at the time of
3837 mailing, or a receipt from an established courier company, which
3838 bears a date on or before the date on which the affidavit is
3839 due, suffices as proof of mailing in a timely manner. Affidavits
3840 are open to public inspection.

3841 (II) This sub-subparagraph does not prohibit the governing
3842 body of a political subdivision, by ordinance or resolution,
3843 from imposing upon its own officers and candidates electronic
3844 filing requirements not in conflict with s. 106.0705.
3845 Expenditure of public funds for such purpose is deemed to be for
3846 a valid public purpose.

3847 (III) If a candidate fails to submit the affidavit as
3848 required by sub-sub-subparagraph (I), he or she must be fined
3849 \$50 for each date.

3850 4. A statement of each contribution, rebate, refund, or

3851 other receipt not otherwise listed under subparagraphs 1.
3852 through 3.

3853 5. The total sums of all loans, in-kind contributions, and
3854 other receipts by or for such committee or candidate during the
3855 reporting period. The reporting forms shall be designed to
3856 elicit separate totals for in-kind contributions, loans, and
3857 other receipts.

3858 6. The full name and address of each person to whom
3859 expenditures have been made by or on behalf of the committee or
3860 candidate within the reporting period; the amount, date, and
3861 purpose of each such expenditure; and the name and address of,
3862 and office sought by, each candidate on whose behalf such
3863 expenditure was made. However, expenditures made from the petty
3864 cash fund provided by s. 106.12 need not be reported
3865 individually.

3866 7. The full name and address of each person to whom an
3867 expenditure for personal services, salary, or reimbursement for
3868 authorized expenses as provided in s. 106.021(3) has been made
3869 and which is not otherwise reported, including the amount, date,
3870 and purpose of such expenditure. However, expenditures made from
3871 the petty cash fund provided for in s. 106.12 need not be
3872 reported individually. Receipts for reimbursement for authorized
3873 expenditures shall be retained by the treasurer along with the
3874 records for the campaign account.

3875 8. The total amount withdrawn and the total amount spent

3876 for petty cash purposes pursuant to this chapter during the
3877 reporting period.

3878 9. The total sum of expenditures made by such committee or
3879 candidate during the reporting period.

3880 10. The amount and nature of debts and obligations owed by
3881 or to the committee or candidate, which relate to the conduct of
3882 any political campaign.

3883 11. Transaction information for each credit card purchase.
3884 Receipts for each credit card purchase shall be retained by the
3885 treasurer with the records for the campaign account.

3886 12. The amount and nature of any separate interest-bearing
3887 accounts or certificates of deposit and identification of the
3888 financial institution in which such accounts or certificates of
3889 deposit are located.

3890 13. The primary purposes of an expenditure made indirectly
3891 through a campaign treasurer pursuant to s. 106.021(3) for goods
3892 and services such as communications media placement or
3893 procurement services, campaign signs, insurance, and other
3894 expenditures that include multiple components as part of the
3895 expenditure. The primary purpose of an expenditure shall be that
3896 purpose, including integral and directly related components,
3897 that comprises 80 percent of such expenditure.

3898 **Section 60. Subsection (12) of section 106.08, Florida**
3899 **Statutes, is amended to read:**

3900 106.08 Contributions; limitations on.—

3901 (12) (a)1. For purposes of this subsection, the term
 3902 "foreign national" means:
 3903 a. A foreign government;
 3904 b. A foreign political party;
 3905 c. A foreign corporation, partnership, association,
 3906 organization, or other combination of persons organized under
 3907 the laws of or having its principal place of business in a
 3908 foreign country;
 3909 d. A person with foreign citizenship; or
 3910 e. A person who is not a citizen or national of the United
 3911 States ~~and is not lawfully admitted to the United States for~~
 3912 ~~permanent residence.~~
 3913 2. The term does not include:
 3914 ~~a.~~ A person who is a dual citizen or dual national of the
 3915 United States and a foreign country.
 3916 ~~b.~~ ~~A domestic subsidiary of a foreign corporation,~~
 3917 ~~partnership, association, organization, or other combination of~~
 3918 ~~persons organized under the laws of or having its principal~~
 3919 ~~place of business in a foreign country if:~~
 3920 ~~(I) The donations and disbursements used toward a~~
 3921 ~~contribution or an expenditure are derived entirely from funds~~
 3922 ~~generated by the subsidiary's operations in the United States;~~
 3923 ~~and~~
 3924 ~~(II) All decisions concerning donations and disbursements~~
 3925 ~~used toward a contribution or an expenditure are made by~~

3926 ~~individuals who either hold United States citizenship or are~~
3927 ~~permanent residents of the United States. For purposes of this~~
3928 ~~sub-sub-subparagraph, decisions concerning donations and~~
3929 ~~disbursements do not include decisions regarding the~~
3930 ~~subsidiary's overall budget for contributions or expenditures in~~
3931 ~~connection with an election.~~

3932 (b) A foreign national may not make or offer to make,
3933 directly or indirectly, a contribution or expenditure in
3934 connection with any election held in the state, including any of
3935 the following:

3936 1. In support or opposition to a candidate for any
3937 elective office in this state, including an office of a
3938 political party.

3939 2. In support or opposition to a statewide ballot issue or
3940 question, regardless of whether the ballot issue or question has
3941 yet been certified to appear on the ballot.

3942 3. For the direct cost of producing or airing an
3943 electioneering communication.

3944 4. To a candidate, campaign committee, political action
3945 committee, political contributing entity, legislative campaign
3946 fund, state candidate fund, to any committee created to support
3947 or oppose a ballot issue or question, or, to the maximum extent
3948 permitted by law and by the Constitution of the United States
3949 and the State Constitution, to a continuing association.

3950 (c) A foreign national may not promise, either expressly

3951 or implicitly, to make a contribution, an expenditure, an
3952 independent expenditure, or disbursement described in
3953 subparagraph (b)1., subparagraph (b)2., subparagraph (b)3., or
3954 subparagraph (b)4.

3955 (d) A political party, a political committee, a committee
3956 created to support or oppose a ballot issue or question, an
3957 electioneering communications organization, or a candidate may
3958 not knowingly accept or solicit directly or indirectly, a
3959 contribution from a foreign national in connection with any
3960 election held in this state. A person who violates this section
3961 commits a felony of the third degree, punishable as provided in
3962 s. 775.082, s. 775.083, or s. 775.084.

3963 (e)1. A person who knowingly violates paragraph (b)
3964 commits a misdemeanor of the first degree on a first offense and
3965 commits a felony of the third degree on a second or subsequent
3966 offense. The violator shall also be fined an amount equal to
3967 three times the amount involved in the violation or \$10,000,
3968 whichever is greater.

3969 2. A person who knowingly violates paragraph (c) commits a
3970 misdemeanor of the first degree on a first offense and commits a
3971 felony of the third degree on a second or subsequent offense.
3972 The violator shall also be fined an amount equal to three times
3973 the amount involved in the violation or \$10,000 dollars,
3974 whichever amount is greater, and is required to return the total
3975 amount accepted in violation of this section to the division.

3976 **Section 61. Paragraph (a) of subsection (1) of section**
 3977 **106.087, Florida Statutes, is amended to read:**

3978 106.087 Independent expenditures; contribution limits;
 3979 restrictions on political parties and political committees.—

3980 (1) (a) As a condition of receiving a rebate of filing fees
 3981 and party assessment funds pursuant to s. 99.061(1)(b) ~~s.~~
 3982 ~~99.061(2)~~, s. 99.092(1), s. 99.103, or s. 103.121(1)(b), the
 3983 chair or treasurer of a state or county executive committee
 3984 shall take and subscribe to an oath or affirmation in writing.
 3985 During the qualifying period for state candidates and prior to
 3986 distribution of such funds, a printed copy of the oath or
 3987 affirmation shall be filed with the Secretary of State and shall
 3988 be substantially in the following form:

3989
 3990 State of Florida
 3991 County of....

3992 Before me, an officer authorized to administer oaths,
 3993 personally appeared ...(name)..., to me well known, who, being
 3994 sworn, says that he or she is the ...(title)... of the ...(name
 3995 of party)... ...(state or specified county)... executive
 3996 committee; that the executive committee has not made, either
 3997 directly or indirectly, an independent expenditure in support of
 3998 or opposition to a candidate or elected public official in the
 3999 prior 6 months; that the executive committee will not make,
 4000 either directly or indirectly, an independent expenditure in

4001 support of or opposition to a candidate or elected public
 4002 official, through and including the upcoming general election;
 4003 and that the executive committee will not violate the
 4004 contribution limits applicable to candidates under s. 106.08(2),
 4005 Florida Statutes.

4006 ... (Signature of committee officer) ...
 4007 ... (Address) ...
 4008

4009 Sworn to and subscribed before me this day of,
 4010 ... (year) ..., at County, Florida.

4011 ... (Signature and title of officer administering oath) ...

4012 **Section 62.** Section 113.01, Florida Statutes, is repealed.

4013 **Section 63.** Section 113.02, Florida Statutes, is repealed.

4014 **Section 64.** Section 113.03, Florida Statutes, is repealed.

4015 **Section 65. Section 113.051, Florida Statutes, is amended**

4016 **to read:**

4017 113.051 Grants and commissions.—All grants and commissions
 4018 shall be in the name and under the authority of the State of
 4019 Florida, sealed with the great seal of the state, signed by the
 4020 Governor, and countersigned by the Secretary of State. A
 4021 commission may not be issued by the Governor or attested to by
 4022 the Secretary of State or bear the deal of the state until the
 4023 oath of office is filed as required by s. 113.06.

4024 **Section 66. Subsection (2) of section 117.01, Florida**
 4025 **Statutes, is amended to read:**

4026 117.01 Appointment, application, suspension, revocation,
4027 application fee, bond, and oath.—

4028 (2) The application for appointment shall be signed and
4029 sworn to by the applicant and shall be accompanied by a fee of
4030 ~~\$25, together with the \$10 commission fee required by s. 113.01,~~
4031 and a surcharge of \$4, which \$4 is appropriated to the Executive
4032 Office of the Governor to be used to educate and assist notaries
4033 public. The Executive Office of the Governor may contract with
4034 private vendors to provide the services set forth in this
4035 section. However, no commission fee shall be required for the
4036 issuance of a commission as a notary public to a veteran who
4037 served during a period of wartime service, as defined in s.
4038 1.01(14), and who has been rated by the United States Government
4039 or the United States Department of Veterans Affairs or its
4040 predecessor to have a disability rating of 50 percent or more;
4041 such a disability is subject to verification by the Secretary of
4042 State, who has authority to adopt reasonable procedures to
4043 implement this act. The oath of office and notary bond required
4044 by this section shall also accompany the application and shall
4045 be in a form prescribed by the Department of State which shall
4046 require, but not be limited to, the following information: full
4047 name, residence address and telephone number, business address
4048 and telephone number, date of birth, race, sex, social security
4049 number, citizenship status, driver license number or the number
4050 of other official state-issued identification, affidavit of good

4051 character from someone unrelated to the applicant who has known
4052 the applicant for 1 year or more, a list of all professional
4053 licenses and commissions issued by the state during the previous
4054 10 years and a statement as to whether or not the applicant has
4055 had such license or commission revoked or suspended, and a
4056 statement as to whether or not the applicant has been convicted
4057 of a felony, and, if there has been a conviction, a statement of
4058 the nature of the felony and restoration of civil rights. The
4059 applicant may not use a fictitious or assumed name other than a
4060 nickname on an application for commission. The application shall
4061 be maintained by the Department of State for the full term of a
4062 notary commission. A notary public shall notify, in writing, the
4063 Department of State of any change in his or her business
4064 address, home telephone number, business telephone number, home
4065 address, or criminal record within 60 days after such change.
4066 The Governor may require any other information he or she deems
4067 necessary for determining whether an applicant is eligible for a
4068 notary public commission. Each applicant must swear or affirm on
4069 the application that the information on the application is true
4070 and correct.

4071 **Section 67. Subsection (3) of section 117.225, Florida**
4072 **Statutes, is amended to read:**

4073 117.225 Registration; qualifications.—A notary public, a
4074 civil-law notary appointed under chapter 118, or a commissioner
4075 of deeds appointed under part IV of chapter 721 may complete

4076 registration as an online notary public with the Department of
 4077 State by:

4078 ~~(3) Paying a notary public registration fee as required by~~
 4079 ~~s. 113.01.~~

4080 **Section 68. Paragraph (b) of subsection (2) of section**
 4081 **117.295, Florida Statutes, is amended to read:**

4082 117.295 Standards for electronic and online notarization;
 4083 rulemaking authority.—

4084 (2) The Department of State shall:

4085 (b) Publish on its website a list containing each online
 4086 notary public, the online notary public's RON service providers
 4087 from January 1, 2022, and thereafter, the effective dates during
 4088 which the online notary public used each RON service provider,
 4089 as identified pursuant to ss. 117.225(4) and 117.265(5)(b) ~~ss.~~
 4090 ~~117.225(5) and 117.265(5)(b)~~, any secure repositories to which
 4091 the online notary public may have delegated his or her duties
 4092 pursuant to s. 117.245(4) from January 1, 2022, and thereafter,
 4093 and the effective dates of that delegation.

4094 **Section 69. Section 322.034, Florida Statutes, is created**
 4095 **to read:**

4096 322.034 Legal status designation on state-issued driver
 4097 licenses and identification cards.—

4098 (1) A driver license or Florida identification card issued
 4099 new or as a renewal to a qualified application must include the
 4100 legal status of the licensee or card-holder as a United States

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4101 citizen, an immigrant, or non-immigrant as last recorded in the
4102 system at the time of issuance or renewal.

4103 (2) An applicant seeking to update his or her legal status
4104 of immigrant or non-immigrant to a legal status of United States
4105 citizen upon presentation of the requisite documentation must be
4106 permitted to do so without paying a fee for renewal.

4107 (3) The Department of Highway Safety and Motor Vehicles
4108 must be in compliance with this section no later than July 1,
4109 2026.

4110 **Section 70. Paragraph (d) is added to subsection (8) of**
4111 **section 895.02, Florida Statutes, to read:**

4112 895.02 Definitions.—As used in ss. 895.01-895.08, the
4113 term:

4114 (8) "Racketeering activity" means to commit, to attempt to
4115 commit, to conspire to commit, or to solicit, coerce, or
4116 intimidate another person to commit:

4117 (d) A violation of the Florida Election Code, relating to
4118 irregularities or fraud involving voter registration, voting, or
4119 candidate petitions.

4120 **Section 71. Paragraph (t) of subsection (2) of section**
4121 **1003.42, Florida Statutes, is amended to read:**

4122 1003.42 Required instruction.—

4123 (2) Members of the instructional staff of the public
4124 schools, subject to the rules of the State Board of Education
4125 and the district school board, shall teach efficiently and

4126 faithfully, using the books and materials required that meet the
4127 highest standards for professionalism and historical accuracy,
4128 following the prescribed courses of study, and employing
4129 approved methods of instruction, the following:

4130 (t) Civic and character education on the qualities and
4131 responsibilities of patriotism and citizenship, including
4132 kindness; respect for authority, life, liberty, and personal
4133 property; honesty; charity; racial, ethnic, and religious
4134 tolerance; and cooperation and, for grades 11 and 12, voting
4135 using the uniform primary and general election ballot described
4136 in s. 101.151(6) ~~s. 101.151(9)~~.

4137
4138 The State Board of Education is encouraged to adopt standards
4139 and pursue assessment of the requirements of this subsection.
4140 Instructional programming that incorporates the values of the
4141 recipients of the Congressional Medal of Honor and that is
4142 offered as part of a social studies, English Language Arts, or
4143 other schoolwide character building and veteran awareness
4144 initiative meets the requirements of paragraph (u).

4145 **Section 72.** This act shall take effect July 1, 2025.