

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

ETHICS AND ELECTIONS
Senator Richter, Chair
Senator Legg, Vice Chair

MEETING DATE: Wednesday, October 21, 2015
TIME: 4:00—6:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

MEMBERS: Senator Richter, Chair; Senator Legg, Vice Chair; Senators Braynon, Clemens, Flores, Gaetz, Hays, Negrón, Smith, and Thompson

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	SB 112 Thompson (Similar H 361)	Absentee Voting; Replacing the term "absentee ballot" with the term "vote-by-mail ballot", etc. EE 10/21/2015 Favorable ATD RC	Favorable Yeas 8 Nays 0

2	SB 184 Bean	Military and Veterans Affairs; Requiring the application form for an original, renewal, or replacement driver license or identification card to include a voluntary checkoff authorizing veterans to request written or electronic information on federal, state, and local benefits and services for veterans; creating the Military and Overseas Voting Assistance Task Force within the Department of State; providing legislative findings regarding continuing education for veterans of the United States Armed Forces, etc. MS 10/06/2015 Favorable EE 10/21/2015 Favorable AP	Favorable Yeas 8 Nays 0
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TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Senate Confirmation Hearing: A public hearing will be held for consideration of the below-named executive appointments to the offices indicated. (See attached documentation for Tabs 3-21)			
Board of Athletic Training			
3	Riddle, Kari ()	10/31/2018	Recommend Confirm Yeas 8 Nays 0
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling			
4	Andrade, Fabio A. (Weston)	10/31/2016	Recommend Confirm Yeas 8 Nays 0
Florida Communities Trust			
5	Bell, Lynda (Homestead)	01/31/2019	Recommend Confirm Yeas 8 Nays 0

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Ethics and Elections

Wednesday, October 21, 2015, 4:00—6:00 p.m.

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Board of Trustees of Eastern Florida State College			
6	Harvin, Moses L., Sr. (Melbourne)	05/31/2019	Recommend Confirm Yeas 8 Nays 0
	Howse, Ronald S. (Cocoa)	05/31/2019	Recommend Confirm Yeas 8 Nays 0
Board of Trustees of Broward College			
7	Maymon, David R. (Fort Lauderdale)	05/31/2018	Recommend Confirm Yeas 8 Nays 0
Board of Trustees of Florida Keys Community College			
8	Spottswood, Elena G. (Key West)	05/31/2018	Recommend Confirm Yeas 8 Nays 0
Board of Trustees of Florida Gateway College			
9	Norris, Suzanne M. (Lake City)	05/31/2017	Recommend Confirm Yeas 8 Nays 0
Board of Trustees of State College of Florida, Manatee-Sarasota			
10	Long, J. Robert (Sarasota)	05/31/2018	Recommend Confirm Yeas 8 Nays 0
Board of Trustees of Miami-Dade College			
11	Diaz Leyva, Daniel (Coral Gables)	05/31/2018	Recommend Confirm Yeas 8 Nays 0
Construction Industry Licensing Board			
12	Kane, Richard (Satellite Beach)	10/31/2018	Recommend Confirm Yeas 8 Nays 0
Board of Trustees for the Florida School for the Deaf and the Blind			
13	DiGonzalez, Linda ()	02/07/2019	Recommend Confirm Yeas 8 Nays 0
Florida Development Finance Corporation			
14	Davis, Daniel J. (Jacksonville)	05/02/2018	Recommend Confirm Yeas 8 Nays 0
Board of Employee Leasing Companies			
15	Arfons, David E. (Palmetto)	10/31/2018	Recommend Confirm Yeas 8 Nays 0
Florida Commission on Human Relations			
16	Pichard, Jay B. ()	09/30/2016	Recommend Confirm Yeas 8 Nays 0
Board of Occupational Therapy Practice			
17	Spafford, James F. (Loxahatchee)	10/31/2018	Recommend Confirm Yeas 8 Nays 0

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Ethics and Elections

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TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
Board of Pharmacy			
18	Bisaillon, David John (Bradenton)	10/31/2018	Recommend Confirm Yeas 8 Nays 0
Florida Real Estate Appraisal Board			
19	Harris, Joshua A. (Orlando)	10/31/2017	Recommend Confirm Yeas 8 Nays 0
Treasure Coast Regional Planning Council, Region 10			
20	Overdorf, Tobin R. (Palm City)	10/01/2017	Recommend Confirm Yeas 8 Nays 0
State Retirement Commission			
21	Miller, Anthony B. (Tallahassee)	12/31/2016	Recommend Confirm Yeas 8 Nays 0

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
	Other Related Meeting Documents		

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: SB 112

INTRODUCER: Senator Thompson

SUBJECT: Absentee Voting

DATE: October 12, 2015

REVISED: 10/21/15

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Fox</u>	<u>Roberts</u>	<u>EE</u>	<u>Favorable</u>
2.	<u></u>	<u></u>	<u>ATD</u>	<u></u>
3.	<u></u>	<u></u>	<u>RC</u>	<u></u>

I. Summary:

SB 112 changes the phrase “absentee” to “vote-by-mail” where it appears in the Florida Statutes, most frequently in the context of the phrase “absentee ballot(s).”

The bill has no fiscal impact on state government.

The bill takes effect July 1, 2016.

II. Present Situation:

Originally, casting a ballot without going to the polls on election day was the province of the military; widespread absentee balloting in America had its origins during the Civil War,¹ as a means for both sides to afford soldiers in the field — a not insignificant portion of the electorate at the time — the opportunity to vote.² By 1924, all but a handful of states had absentee ballot

¹ Pennsylvania appears to have been the only state with an absentee ballot law pre-dating the Civil War (1813), allowing military personnel stationed more than two miles from their homes to cast an absentee ballot. See, Aaron Marshall, *Special Voting Access for the Military Nothing New, Dates from the Civil War, Mike DeWine Says* (Oct. 1, 2012), available on PolitifactOhio’s web site at <http://www.politifact.com/ohio/statements/2012/oct/01/mike-dewine/special-voting-access-military-nothing-new-dates-c/> (last accessed 10.12.2015) (citing, generally, John C. Fortier & Norman J. Ornstein, *The Absentee Ballot and the Secret Ballot: Challenges for Election Reform*, 36 U. MICH. J.L. REFORM 483 (2003)) [hereinafter, Marshall, *Special Military Voting*].

² *Voting Integrity Project, Inc. v. Keisling*, 259 F.3d 1169, 1175 (9th Cir. 2001); Marshall, *Special Military Voting*, *supra* at note 1. Nineteen of the 25 Union states (including the Border States) and 7 of 11 Confederate states had absentee voting laws for soldiers during the Civil War. *Id.* Though many states repealed their laws after the War — with only 6 states retaining them on the books as of 1915 — the advent of World War I ushered in a decade of new state absentee ballot laws. Daniel P. Tokaji & Ruth Colter, *Absentee Voting by People with Disabilities: Promoting Access and Integrity*, 38 MCGEORGE L.REV. 1015, 1020 (2007), reprinted at http://www.americanbar.org/content/dam/aba/migrated/aging/voting/pdfs/tokaji_authcheckdam.pdf (last accessed 10.12.2015) [hereinafter, Tokaji, *Absentee Voting*].

laws for members of the military, with many of them extending the franchise to civilians who could not attend the polls on account of illness or other physical disability.³

In 1986, the federal government codified the right of absent military and civilian overseas voters to cast an absentee ballot in federal races in the Uniformed Overseas Citizens Absentee Voting Act (“UOCAVA”).⁴ Through the 1990’s and especially the 2000’s, numerous states (including Florida)⁵ amended their absentee laws to allow for even greater absentee ballot participation by voters — removing the reasons that voters traditionally had to give in order to vote an absentee ballot.⁶ Today, a slim majority of states have some form of what the National Conference of State Legislatures refers to as “no-excuse absentee voting.”⁷

There seems, however, to be a lack of uniformity regarding what to call the current concepts of absentee voting. An Internet search of various statutes, federal and state executive agency sites for election administrators, and other professional organizations involved with voting indicates that the terms “absentee voting/balloting,” “no-excuse absentee balloting/voting,” “vote-by-mail,” and “all-mail balloting,” including derivations thereof, are *all* quite common.

Often, terms are used interchangeably; several Florida supervisor of elections websites, for example, refer to the process as both “vote-by-mail” and “absentee.”⁸ In other cases, multiple terms are used to refer to the same thing depending on who’s doing the characterizing. For example, the California statutes and its Secretary of State’s web site refer to the absentee process for UOCAVA (absent military/overseas) voters as “vote by mail;”⁹ the U.S. Department of Defense’s Federal Voting Assistance Program (“FVAP”) materials, designed to aid Californians in the military and citizens overseas cast valid ballots, refer to the California process as

³ *Id.*

⁴ 42 U.S.C. ss. 1973ff-1973ff-7.

⁵ Florida officially did away with reasons for voting absentee back in 2001, though voters had for years been able to obtain an absentee ballot by simply attesting to the fact that they *might* not be in their precincts on Election Day. Ch. 2001-40, s. 53, LAWS OF FLA.

⁶ Tokaji, *Absentee Voting* supra note 3 at 1021; see, Enrijeta Shino, *Absentee Voting: A Cross State Analysis* at pp. 3-5 (University of Florida, Mar. 8, 2014) (2000 general election signaled the turning point in easing legal requirements for absentee voting), available at The Florida Political Science Association web site at http://www.fpsanet.org/uploads/8/8/7/3/8873825/2014_nominee_shino.pdf (last accessed 10.12.2015).

⁷ National Conference of State Legislatures, *Absentee and Early Voting* (February 11, 2015), available at <http://www.ncsl.org/research/elections-and-campaigns/absentee-and-early-voting.aspx> (last accessed 10.12.2015).

⁸ See e.g., Escambia Co. Supervisor of Elections web site at <http://www.escambiavotes.com/vote-by-mail> and <http://www.escambiavotes.com/absentee-voting-and-registration> (generally, using the term “absentee ballot” to refer to military and overseas ballots and the phrase “vote-by-mail” to refer to other ballots)(last accessed 10.12.2015); Pasco Co. Supervisor of Elections web site at <http://www.pascovotes.com/Vote-by-Mail/About-Voting-by-Mail#mil> (referring to most ballots, including military, as vote-by mail ballots); Leon Co. Supervisor of Elections web site at <http://www.leonvotes.org/Request-an-Absentee-Ballot> and Sarasota Co. Supervisor of Elections web site at <http://www.sarasotavotes.com/content.aspx?id=19> (using both terms, “vote-by-mail” and “absentee,” interchangeably and simultaneously) (last accessed 10.12.2015).

⁹ See Cal Elec. Code s. 3000-3024 and 3101-3123 (detailing “vote by mail” requirements and procedures for all California voters, including UOCAVA military and overseas voters); see also, Cal. SOS web site at <http://www.sos.ca.gov/elections/voter-registration/military-overseas-voters/> and <http://www.sos.ca.gov/elections/voter-registration/vote-mail/> (using the phrase “vote-by-mail” to refer to all military and civilian voting) (last accessed 10.12.2015).

“absentee” voting.¹⁰ In still other cases, the absentee balloting process *itself* is bifurcated and referred to using multiple terms. For example, Oregon conducts so-called “*all-mail-ballot*” elections (no polling places).¹¹ While the statutes don’t specifically use *either* term, the Oregon Secretary of State’s web site refers to ballots mailed to a voter’s *in-state* home address as “*vote-by-mail ballots*,” while those mailed outside the state (or ballots sent to in-state voters who will be away from their home address during an election) are called “*absentee ballots*.”¹²

It’s also worth noting that Florida law currently includes the “*Mail Ballot Election Act*,” authorizing **all-mail-ballot** voting in certain local referenda elections.¹³ This could serve as a possible source of confusion with the term “vote-by-mail.”

III. Effect of Proposed Changes:

The bill changes the term “absentee” and “absentee ballot” to “vote-by-mail” and “vote-by-mail ballot,” respectively, where those terms appear in the Florida Statutes.

The bill takes effect July 1, 2016.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

¹⁰ See, FVAP California web site at <http://www.fvap.gov/california> and <http://www.fvap.gov/vao/vag/chapter2/california> (describing California’s voting process for UOCAVA voters as “absentee voting guidelines,” providing links to the State’s vote by mail information, and providing information on how to receive an “absentee ballot”) (last accessed 10.12. 2015).

¹¹ See, Or. Rev. Stat. s. 254.465(1) (2013) (provides simply that county clerks must conduct all elections by mail).

¹² See Oregon Secretary of State web site at <http://sos.oregon.gov/voting/Pages/voteinor.aspx>; see also, Oregon’s Absentee Ballot Request form for in-state voters away from home, available at <http://sos.oregon.gov/elections/Documents/SEL111.pdf> (last accessed 10.12.2015); E-mail from Brian Corley, Legislative Liaison for the Florida State Assn. of Supervisors of Elections and Supervisor of Pasco County to Jonathan Fox, Senate Ethics and Elections Chief Attorney (March 25, 2015) (information from Oregon indicates that the term “absentee ballot” is placed on the mailing envelopes for out-of-state voters requesting ballots).

¹³ Sections 101.6101-101.6107, F.S.

B. Private Sector Impact:

None.

C. Government Sector Impact:

County supervisors of elections will, *at a minimum*, have to print and distribute new absentee ballot *instructions* and absentee ballot *affidavits* that include the term “vote-by-mail.” They will likely choose to re-design and revise other related absentee ballot and election materials to conform. To the extent that any of these items have already been printed, the supervisors will incur additional printing costs. As each county’s situation will differ, the precise cost is indeterminate but expected to be relatively nominal.

VI. Technical Deficiencies:

None.

VII. Related Issues:

When this bill was heard last year, some expressed concerns that changing the statutes from “absentee balloting” to “vote-by-mail” could potentially: violate a U.S. Postal Service (“USPS”) regulation requiring the use of specific words on overseas absentee ballot mailing envelopes; and/or, create postal confusion, thereby delaying ballot processing, transmission and delivery in both directions.

The USPS regulations, however, specifically authorize the use of terms other than the prescribed “Official Absentee Balloting Material” — such as “Vote-By-Mail” — *if required by State law*.¹⁴ Further, nothing in the bill would prohibit the supervisors from continuing to use the term “Official Absentee Balloting Material” on their overseas ballots to minimize confusion within their local post offices; indeed, the law would still require that overseas ballot envelopes meet USPS and other federal requirements.¹⁵ On balance, the postal concerns don’t appear to be a significant legal or practical impediment to moving forward with the bill.

¹⁴ U.S.P.S. Regulations, DMM 703.8.2.5, available at <http://pe.usps.com/text/dmm300/703.htm> (last accessed 10.12.2015). The postal regulation at issue provides as follows:

8.2.5 Envelope

The envelope used to send balloting material and the envelope supplied for return of the ballots must have printed across the face the words “Official Absentee Balloting Material—First-Class Mail” (*or similar language required by state law*) in a rectangular box. Immediately below, the words “No Postage Necessary in the U.S. Mail—DMM 703.8.0” must be printed. ...

(emphasis added).

¹⁵ The current Florida law, which is not materially changed by this bill, provides that all “absentee envelopes” for UOCAVA voters comply with the specifications mandated by the U.S. Department of Defense’s Federal Voting Assistance Program and the USPS. Section 101.694(3), F.S. (NOTE: Although housed in a section of the statutes entitled “Mailing of ballots upon receipt of federal postcard application,” a 2005 change to the law clarified that the requirements were applicable to ALL envelopes printed for UOCAVA voters — not just those ballots requested with the federal postcard application. See Ch. 2005-277, s. 50, at 2664, LAWS OF FLA. (codified at s. 101.694(3), F.S.) (striking language limiting the section to federal postcard applicants); see also, Florida House of Representatives, Bill Analysis - CS/HB 1567 (2005), at p. 13 (Apr. 20, 2005) (discussing changes to s. 101.694 as impacting envelope requirements for “absent electors overseas,” without reference to

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 97.012, 97.021, 97.026, 98.065, 98.077, 98.0981, 98.255, 100.025, 101.051, 101.151, 101.5612, 101.5614, 101.572, 101.591, 101.6105, 101.62, 101.64, 101.65, 101.655, 101.661, 101.662, 101.663, 101.67, 101.68, 101.69, 101.6921, 101.6923, 101.6925, 101.694, 101.6951, 101.6952, 101.697, 102.031, 102.141, 102.168, 104.047, 104.0515, 104.0616, 104.17, 117.05, 394.459, 741.406, 916.107 .

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Thompson

12-00204-16

2016112__

1 A bill to be entitled
 2 An act relating to absentee voting; amending ss.
 3 97.012, 97.021, 97.026, 98.065, 98.077, 98.0981,
 4 98.255, 100.025, 101.051, 101.151, 101.5612, 101.5614,
 5 101.572, 101.591, 101.6105, 101.62, 101.64, 101.65,
 6 101.655, 101.661, 101.662, 101.663, 101.67, 101.68,
 7 101.69, 101.6921, 101.6923, 101.6925, 101.694,
 8 101.6951, 101.6952, 101.697, 102.031, 102.141,
 9 102.168, 104.047, 104.0515, 104.0616, 104.17, 117.05,
 10 394.459, 741.406, and 916.107, F.S.; replacing the
 11 term "absentee ballot" with the term "vote-by-mail
 12 ballot"; conforming terminology to changes made by the
 13 act; providing an effective date.
 14
 15 Be It Enacted by the Legislature of the State of Florida:
 16
 17 Section 1. Subsection (13) of section 97.012, Florida
 18 Statutes, is amended to read:
 19 97.012 Secretary of State as chief election officer.—The
 20 Secretary of State is the chief election officer of the state,
 21 and it is his or her responsibility to:
 22 (13) Designate an office within the department to be
 23 responsible for providing information regarding voter
 24 registration procedures and vote-by-mail ~~absentee~~ ballot
 25 procedures to absent uniformed services voters and overseas
 26 voters.
 27 Section 2. Subsections (1) and (13) of section 97.021,
 28 Florida Statutes, are amended to read:
 29 97.021 Definitions.—For the purposes of this code, except

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30 where the context clearly indicates otherwise, the term:
 31 (1) "Absent elector" means any registered and qualified
 32 voter who casts a vote-by-mail ~~an absentee~~ ballot.
 33 (13) "Election costs" shall include, but not be limited to,
 34 expenditures for all paper supplies such as envelopes,
 35 instructions to voters, affidavits, reports, ballot cards,
 36 ballot booklets for vote-by-mail ~~absentee~~ voters, postage,
 37 notices to voters; advertisements for registration book
 38 closings, testing of voting equipment, sample ballots, and
 39 polling places; forms used to qualify candidates; polling site
 40 rental and equipment delivery and pickup; data processing time
 41 and supplies; election records retention; and labor costs,
 42 including those costs uniquely associated with vote-by-mail
 43 ~~absentee~~ ballot preparation, poll workers, and election night
 44 canvass.
 45 Section 3. Section 97.026, Florida Statutes, is amended to
 46 read:
 47 97.026 Forms to be available in alternative formats and via
 48 the Internet.—It is the intent of the Legislature that all forms
 49 required to be used in chapters 97-106 shall be made available
 50 upon request, in alternative formats. Such forms shall include
 51 vote-by-mail ~~absentee~~ ballots as alternative formats for such
 52 ballots become available and the Division of Elections is able
 53 to certify systems that provide them. Whenever possible, such
 54 forms, with the exception of vote-by-mail ~~absentee~~ ballots,
 55 shall be made available by the Department of State via the
 56 Internet. Sections that contain such forms include, but are not
 57 limited to, ss. 97.051, 97.052, 97.053, 97.057, 97.058, 97.0583,
 58 97.071, 97.073, 97.1031, 98.075, 99.021, 100.361, 100.371,

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59 101.045, 101.171, 101.20, 101.6103, 101.62, 101.64, 101.65,
60 101.657, 105.031, 106.023, and 106.087.

61 Section 4. Paragraph (c) of subsection (4) of section
62 98.065, Florida Statutes, is amended to read:

63 98.065 Registration list maintenance programs.—
64 (4)

65 (c) The supervisor must designate as inactive all voters
66 who have been sent an address confirmation final notice and who
67 have not returned the postage prepaid, preaddressed return form
68 within 30 days or for which the final notice has been returned
69 as undeliverable. Names on the inactive list may not be used to
70 calculate the number of signatures needed on any petition. A
71 voter on the inactive list may be restored to the active list of
72 voters upon the voter updating his or her registration,
73 requesting a vote-by-mail ~~an absentee~~ ballot, or appearing to
74 vote. However, if the voter does not update his or her voter
75 registration information, request a vote-by-mail ~~an absentee~~
76 ballot, or vote by the second general election after being
77 placed on the inactive list, the voter's name shall be removed
78 from the statewide voter registration system and the voter shall
79 be required to reregister to have his or her name restored to
80 the statewide voter registration system.

81 Section 5. Subsection (4) of section 98.077, Florida
82 Statutes, is amended to read:

83 98.077 Update of voter signature.—
84 (4) All signature updates for use in verifying vote-by-mail
85 ~~absentee~~ and provisional ballots must be received by the
86 appropriate supervisor of elections no later than the start of
87 the canvassing of vote-by-mail ~~absentee~~ ballots by the

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88 canvassing board. The signature on file at the start of the
89 canvass of the vote-by-mail ~~absentee~~ ballots is the signature
90 that shall be used in verifying the signature on the vote-by-
91 mail ~~absentee~~ and provisional ballot certificates.

92 Section 6. Paragraphs (b) and (d) of subsection (1) and
93 paragraph (a) of subsection (2) of section 98.0981, Florida
94 Statutes, are amended to read:

95 98.0981 Reports; voting history; statewide voter
96 registration system information; precinct-level election
97 results; book closing statistics.—

98 (1) VOTING HISTORY AND STATEWIDE VOTER REGISTRATION SYSTEM
99 INFORMATION.—

100 (b) After receipt of the information in paragraph (a), the
101 department shall prepare a report in electronic format which
102 contains the following information, separately compiled for the
103 primary and general election for all voters qualified to vote in
104 either election:

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

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

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

112 4. Each qualified voter's current state representative
113 district, state senatorial district, and congressional district,
114 assigned by the supervisor of elections;

115 5. Each qualified voter's current precinct; and
116 6. Voting history as transmitted under paragraph (a) to

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117 include whether the qualified voter voted at a precinct
 118 location, voted during the early voting period, voted by vote-
 119 by-mail absentee ballot, attempted to vote by vote-by-mail
 120 ~~absentee~~ ballot that was not counted, attempted to vote by
 121 provisional ballot that was not counted, or did not vote.

122 (d) File specifications are as follows:

123 1. The file shall contain records designated by the
 124 categories below for all qualified voters who, regardless of the
 125 voter's county of residence or active or inactive registration
 126 status at the book closing for the corresponding election that
 127 the file is being created for:

128 a. Voted a regular ballot at a precinct location.
 129 b. Voted at a precinct location using a provisional ballot
 130 that was subsequently counted.
 131 c. Voted a regular ballot during the early voting period.
 132 d. Voted during the early voting period using a provisional
 133 ballot that was subsequently counted.
 134 e. Voted by vote-by-mail absentee ballot.
 135 f. Attempted to vote by vote-by-mail absentee ballot, but
 136 the ballot was not counted.
 137 g. Attempted to vote by provisional ballot, but the ballot
 138 was not counted in that election.

139 2. Each file shall be created or converted into a tab-
 140 delimited format.

141 3. File names shall adhere to the following convention:

142 a. Three-character county identifier as established by the
 143 department followed by an underscore.
 144 b. Followed by four-character file type identifier of
 145 'VH03' followed by an underscore.

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146 c. Followed by FVRS election ID followed by an underscore.
 147 d. Followed by Date Created followed by an underscore.
 148 e. Date format is YYYYMMDD.
 149 f. Followed by Time Created - HHMMSS.
 150 g. Followed by ".txt".

151 4. Each record shall contain the following columns: Record
 152 Identifier, FVRS Voter ID Number, FVRS Election ID Number, Vote
 153 Date, Vote History Code, Precinct, Congressional District, House
 154 District, Senate District, County Commission District, and
 155 School Board District.

156 (2) PRECINCT-LEVEL ELECTION RESULTS.—

157 (a) Within 30 days after certification by the Elections
 158 Canvassing Commission of a presidential preference primary
 159 election, special election, primary election, or general
 160 election, the supervisors of elections shall collect and submit
 161 to the department precinct-level election results for the
 162 election in a uniform electronic format specified by paragraph
 163 (c). The precinct-level election results shall be compiled
 164 separately for the primary or special primary election that
 165 preceded the general or special general election, respectively.
 166 The results shall specifically include for each precinct the
 167 total of all ballots cast for each candidate or nominee to fill
 168 a national, state, county, or district office or proposed
 169 constitutional amendment, with subtotals for each candidate and
 170 ballot type, unless fewer than 10 voters voted a ballot type.
 171 "All ballots cast" means ballots cast by voters who cast a
 172 ballot whether at a precinct location, by vote-by-mail absentee
 173 ballot including overseas vote-by-mail absentee ballots, during
 174 the early voting period, or by provisional ballot.

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175 Section 7. Subsection (1) of section 98.255, Florida
 176 Statutes, is amended to read:
 177 98.255 Voter education programs.—
 178 (1) The Department of State shall adopt rules prescribing
 179 minimum standards for nonpartisan voter education. The standards
 180 shall, at a minimum, address:
 181 (a) Voter registration;
 182 (b) Balloting procedures, by mail ~~absentee~~ and polling
 183 place;
 184 (c) Voter rights and responsibilities;
 185 (d) Distribution of sample ballots; and
 186 (e) Public service announcements.

187 Section 8. Section 100.025, Florida Statutes, is amended to
 188 read:
 189 100.025 Citizens residing overseas; notice of elections.—A
 190 citizen of this state who is residing overseas may notify the
 191 supervisor of elections in the county where he or she is
 192 registered of his or her overseas address; and, thereafter, the
 193 supervisor shall notify such citizen at least 90 days prior to
 194 regular primary and general elections and when possible prior to
 195 any special election so that such citizen may follow the
 196 procedures for ~~absentee~~ voting by mail provided by law.

197 Section 9. Subsection (3) of section 101.051, Florida
 198 Statutes, is amended to read:
 199 101.051 Electors seeking assistance in casting ballots;
 200 oath to be executed; forms to be furnished.—
 201 (3) Any elector applying to cast a vote-by-mail ~~an absentee~~
 202 ballot in the office of the supervisor, in any election, who
 203 requires assistance to vote by reason of blindness, disability,

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204 or inability to read or write may request the assistance of some
 205 person of his or her own choice, other than the elector's
 206 employer, an agent of the employer, or an officer or agent of
 207 his or her union, in casting his or her vote-by-mail ~~absentee~~
 208 ballot.

209 Section 10. Paragraph (b) of subsection (1) of section
 210 101.151, Florida Statutes, is amended to read:
 211 101.151 Specifications for ballots.—
 212 (1)
 213 (b) Early voting sites may employ a ballot-on-demand
 214 production system to print individual marksense ballots,
 215 including provisional ballots, for eligible electors pursuant to
 216 s. 101.657. Ballot-on-demand technology may be used to produce
 217 marksense vote-by-mail ~~absentee~~ and election-day ballots.

218 Section 11. Subsection (3) of section 101.5612, Florida
 219 Statutes, is amended to read:
 220 101.5612 Testing of tabulating equipment.—
 221 (3) For electronic or electromechanical voting systems
 222 configured to tabulate vote-by-mail ~~absentee~~ ballots at a
 223 central or regional site, the public testing shall be conducted
 224 by processing a preaudited group of ballots so produced as to
 225 record a predetermined number of valid votes for each candidate
 226 and on each measure and to include one or more ballots for each
 227 office which have activated voting positions in excess of the
 228 number allowed by law in order to test the ability of the
 229 automatic tabulating equipment to reject such votes. If any
 230 error is detected, the cause therefor shall be corrected and an
 231 errorless count shall be made before the automatic tabulating
 232 equipment is approved. The test shall be repeated and errorless

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 233 results achieved immediately before the start of the official
 234 count of the ballots and again after the completion of the
 235 official count. The programs and ballots used for testing shall
 236 be sealed and retained under the custody of the county
 237 canvassing board.

Section 12. Paragraph (a) of subsection (5) and subsections
 239 (7) and (8) of section 101.5614, Florida Statutes, are amended
 240 to read:

101.5614 Canvass of returns.—

(5) (a) If any vote-by-mail ~~absentee~~ ballot is physically
 242 damaged so that it cannot properly be counted by the automatic
 243 tabulating equipment, a true duplicate copy shall be made of the
 244 damaged ballot in the presence of witnesses and substituted for
 245 the damaged ballot. Likewise, a duplicate ballot shall be made
 246 of a vote-by-mail ~~an absentee~~ ballot containing an overvoted
 247 race or a marked vote-by-mail ~~absentee~~ ballot in which every
 248 race is undervoted which shall include all valid votes as
 249 determined by the canvassing board based on rules adopted by the
 250 division pursuant to s. 102.166(4). All duplicate ballots shall
 251 be clearly labeled "duplicate," bear a serial number which shall
 252 be recorded on the defective ballot, and be counted in lieu of
 253 the defective ballot. After a ballot has been duplicated, the
 254 defective ballot shall be placed in an envelope provided for
 255 that purpose, and the duplicate ballot shall be tallied with the
 256 other ballots for that precinct.

(7) Vote-by-mail ~~Absentee~~ ballots may be counted by
 258 automatic tabulating equipment if they have been marked in a
 259 manner which will enable them to be properly counted by such
 260 equipment.
 261

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 262 (8) The return printed by the automatic tabulating
 263 equipment, to which has been added the return of write-in, vote-
 264 by-mail ~~absentee~~, and manually counted votes and votes from
 265 provisional ballots, shall constitute the official return of the
 266 election upon certification by the canvassing board. Upon
 267 completion of the count, the returns shall be open to the
 268 public. A copy of the returns may be posted at the central
 269 counting place or at the office of the supervisor of elections
 270 in lieu of the posting of returns at individual precincts.

Section 13. Section 101.572, Florida Statutes, is amended
 271 to read:

101.572 Public inspection of ballots.—The official ballots
 273 and ballot cards received from election boards and removed from
 274 vote-by-mail ~~absentee~~ ballot mailing envelopes shall be open for
 275 public inspection or examination while in the custody of the
 276 supervisor of elections or the county canvassing board at any
 277 reasonable time, under reasonable conditions; however, no
 278 persons other than the supervisor of elections or his or her
 279 employees or the county canvassing board shall handle any
 280 official ballot or ballot card. If the ballots are being
 281 examined prior to the end of the contest period in s. 102.168,
 282 the supervisor of elections shall make a reasonable effort to
 283 notify all candidates whose names appear on such ballots or
 284 ballot cards by telephone or otherwise of the time and place of
 285 the inspection or examination. All such candidates, or their
 286 representatives, shall be allowed to be present during the
 287 inspection or examination.

Section 14. Paragraphs (a) and (b) of subsection (2) of
 289 section 101.591, Florida Statutes, are amended to read:
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291 101.591 Voting system audit.-

292 (2) (a) A manual audit shall consist of a public manual
293 tally of the votes cast in one randomly selected race that
294 appears on the ballot. The tally sheet shall include election-
295 day, vote-by-mail absentee, early voting, provisional, and
296 overseas ballots, in at least 1 percent but no more than 2
297 percent of the precincts chosen at random by the county
298 canvassing board or the local board responsible for certifying
299 the election. If 1 percent of the precincts is less than one
300 entire precinct, the audit shall be conducted using at least one
301 precinct chosen at random by the county canvassing board or the
302 local board responsible for certifying the election. Such
303 precincts shall be selected at a publicly noticed canvassing
304 board meeting.

305 (b) An automated audit shall consist of a public automated
306 tally of the votes cast across every race that appears on the
307 ballot. The tally sheet shall include election day, vote-by-mail
308 absentee, early voting, provisional, and overseas ballots in at
309 least 20 percent of the precincts chosen at random by the county
310 canvassing board or the local board responsible for certifying
311 the election. Such precincts shall be selected at a publicly
312 noticed canvassing board meeting.

313 Section 15. Section 101.6105, Florida Statutes, is amended
314 to read:

315 101.6105 Vote-by-mail Absentee voting.-The provisions of
316 the election code relating to vote-by-mail absentee voting and
317 vote-by-mail absentee ballots shall apply to elections under ss.
318 101.6101-101.6107 only insofar as they do not conflict with the
319 provisions of ss. 101.6101-101.6107.

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320 Section 16. Section 101.62, Florida Statutes, is amended to
321 read:

322 101.62 Request for vote-by-mail absentee ballots.-

323 (1) (a) The supervisor shall accept a request for a vote-by-
324 mail an absentee ballot from an elector in person or in writing.
325 One request shall be deemed sufficient to receive a vote-by-mail
326 an absentee ballot for all elections through the end of the
327 calendar year of the second ensuing regularly scheduled general
328 election, unless the elector or the elector's designee indicates
329 at the time the request is made the elections for which the
330 elector desires to receive a vote-by-mail an absentee ballot.
331 Such request may be considered canceled when any first-class
332 mail sent by the supervisor to the elector is returned as
333 undeliverable.

334 (b) The supervisor may accept a written or telephonic
335 request for a vote-by-mail an absentee ballot to be mailed to an
336 elector's address on file in the Florida Voter Registration
337 System from the elector, or, if directly instructed by the
338 elector, a member of the elector's immediate family, or the
339 elector's legal guardian; if the ballot is requested to be
340 mailed to an address other than the elector's address on file in
341 the Florida Voter Registration System, the request must be made
342 in writing and signed by the elector. However, an absent
343 uniformed service voter or an overseas voter seeking a vote-by-
344 mail an absentee ballot is not required to submit a signed,
345 written request for a vote-by-mail an absentee ballot that is
346 being mailed to an address other than the elector's address on
347 file in the Florida Voter Registration System. For purposes of
348 this section, the term "immediate family" has the same meaning

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349 as specified in paragraph (4) (c). The person making the request
350 must disclose:

- 351 1. The name of the elector for whom the ballot is
- 352 requested.
- 353 2. The elector's address.
- 354 3. The elector's date of birth.
- 355 4. The requester's name.
- 356 5. The requester's address.
- 357 6. The requester's driver license number, if available.
- 358 7. The requester's relationship to the elector.
- 359 8. The requester's signature (written requests only).

360 (c) Upon receiving a request for a vote-by-mail ~~an absentee~~
361 ballot from an absent voter, the supervisor of elections shall
362 notify the voter of the free access system that has been
363 designated by the department for determining the status of his
364 or her vote-by-mail ~~absentee~~ ballot.

365 (2) A request for a vote-by-mail ~~an absentee~~ ballot to be
366 mailed to a voter must be received no later than 5 p.m. on the
367 sixth day before the election by the supervisor of elections.
368 The supervisor of elections shall mail vote-by-mail ~~absentee~~
369 ballots to voters requesting ballots by such deadline no later
370 than 4 days before the election.

371 (3) For each request for a vote-by-mail ~~an absentee~~ ballot
372 received, the supervisor shall record the date the request was
373 made, the date the vote-by-mail ~~absentee~~ ballot was delivered to
374 the voter or the voter's designee or the date the vote-by-mail
375 ~~absentee~~ ballot was delivered to the post office or other
376 carrier, the date the ballot was received by the supervisor, the
377 absence of the voter's signature on the voter's certificate, if

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378 applicable, and such other information he or she may deem
379 necessary. This information shall be provided in electronic
380 format as provided by rule adopted by the division. The
381 information shall be updated and made available no later than 8
382 a.m. of each day, including weekends, beginning 60 days before
383 the primary until 15 days after the general election and shall
384 be contemporaneously provided to the division. This information
385 shall be confidential and exempt from s. 119.07(1) and shall be
386 made available to or reproduced only for the voter requesting
387 the ballot, a canvassing board, an election official, a
388 political party or official thereof, a candidate who has filed
389 qualification papers and is opposed in an upcoming election, and
390 registered political committees for political purposes only.

391 (4) (a) No later than 45 days before each presidential
392 preference primary election, primary election, and general
393 election, the supervisor of elections shall send a vote-by-mail
394 ~~an absentee~~ ballot as provided in subparagraph (c)2. to each
395 absent uniformed services voter and to each overseas voter who
396 has requested a vote-by-mail ~~an absentee~~ ballot.

397 (b) The supervisor of elections shall mail a vote-by-mail
398 ~~an absentee~~ ballot to each absent qualified voter, other than
399 those listed in paragraph (a), who has requested such a ballot,
400 between the 35th and 28th days before the presidential
401 preference primary election, primary election, and general
402 election. Except as otherwise provided in subsection (2) and
403 after the period described in this paragraph, the supervisor
404 shall mail vote-by-mail ~~absentee~~ ballots within 2 business days
405 after receiving a request for such a ballot.

406 (c) The supervisor shall provide a vote-by-mail ~~an absentee~~

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407 ballot to each elector by whom a request for that ballot has
408 been made by one of the following means:

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

412 2. By forwardable mail, e-mail, or facsimile machine
413 transmission to absent uniformed services voters and overseas
414 voters. The absent uniformed services voter or overseas voter
415 may designate in the vote-by-mail ~~absentee~~ ballot request the
416 preferred method of transmission. If the voter does not
417 designate the method of transmission, the vote-by-mail ~~absentee~~
418 ballot shall be mailed.

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

422 4. By delivery to a designee on election day or up to 5
423 days prior to the day of an election. Any elector may designate
424 in writing a person to pick up the ballot for the elector;
425 however, the person designated may not pick up more than two
426 vote-by-mail ~~absentee~~ ballots per election, other than the
427 designee's own ballot, except that additional ballots may be
428 picked up for members of the designee's immediate family. For
429 purposes of this section, "immediate family" means the
430 designee's spouse or the parent, child, grandparent, or sibling
431 of the designee or of the designee's spouse. The designee shall
432 provide to the supervisor the written authorization by the
433 elector and a picture identification of the designee and must
434 complete an affidavit. The designee shall state in the affidavit
435 that the designee is authorized by the elector to pick up that

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436 ballot and shall indicate if the elector is a member of the
437 designee's immediate family and, if so, the relationship. The
438 department shall prescribe the form of the affidavit. If the
439 supervisor is satisfied that the designee is authorized to pick
440 up the ballot and that the signature of the elector on the
441 written authorization matches the signature of the elector on
442 file, the supervisor shall give the ballot to that designee for
443 delivery to the elector.

444 5. Except as provided in s. 101.655, the supervisor may not
445 deliver a vote-by-mail ~~an absentee~~ ballot to an elector or an
446 elector's immediate family member on the day of the election
447 unless there is an emergency, to the extent that the elector
448 will be unable to go to his or her assigned polling place. If a
449 vote-by-mail ~~an absentee~~ ballot is delivered, the elector or his
450 or her designee shall execute an affidavit affirming to the
451 facts which allow for delivery of the vote-by-mail ~~absentee~~
452 ballot. The department shall adopt a rule providing for the form
453 of the affidavit.

454 (5) If the department is unable to certify candidates for
455 an election in time to comply with paragraph (4) (a), the
456 Department of State is authorized to prescribe rules for a
457 ballot to be sent to absent uniformed services voters and
458 overseas voters.

459 (6) ~~Only Nothing other than~~ the materials necessary to vote
460 by mail ~~may absentee shall~~ be mailed or delivered with any vote-
461 by-mail ~~absentee~~ ballot.

462 Section 17. Subsections (1) and (4) of section 101.64,
463 Florida Statutes, are amended to read:

464 101.64 Delivery of vote-by-mail ~~absentee~~ ballots;

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465 envelopes; form.-

466 (1) The supervisor shall enclose with each vote-by-mail
 467 ~~absentee~~ ballot two envelopes: a secrecy envelope, into which
 468 the absent elector shall enclose his or her marked ballot; and a
 469 mailing envelope, into which the absent elector shall then place
 470 the secrecy envelope, which shall be addressed to the supervisor
 471 and also bear on the back side a certificate in substantially
 472 the following form:

474 Note: Please Read Instructions Carefully Before
 475 Marking Ballot and Completing Voter's Certificate.

476 VOTER'S CERTIFICATE

478 I,, do solemnly swear or affirm that I am a qualified
 479 and registered voter of County, Florida, and that I have
 480 not and will not vote more than one ballot in this election. I
 481 understand that if I commit or attempt to commit any fraud in
 482 connection with voting, vote a fraudulent ballot, or vote more
 483 than once in an election, I can be convicted of a felony of the
 484 third degree and fined up to \$5,000 and/or imprisoned for up to
 485 5 years. I also understand that failure to sign this certificate
 486 will invalidate my ballot.

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

489 (4) The supervisor shall mark, code, indicate on, or
 490 otherwise track the precinct of the absent elector for each
 491 vote-by-mail ~~absentee~~ ballot.

492 Section 18. Section 101.65, Florida Statutes, is amended to
 493

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494 read:

495 101.65 Instructions to absent electors.-The supervisor
 496 shall enclose with each vote-by-mail ~~absentee~~ ballot separate
 497 printed instructions in substantially the following form:

498 READ THESE INSTRUCTIONS CAREFULLY
 499 BEFORE MARKING BALLOT.

501 1. VERY IMPORTANT. In order to ensure that your vote-by-
 502 mail ~~absentee~~ ballot will be counted, it should be completed and
 503 returned as soon as possible so that it can reach the supervisor
 504 of elections of the county in which your precinct is located no
 505 later than 7 p.m. on the day of the election. However, if you
 506 are an overseas voter casting a ballot in a presidential
 507 preference primary or general election, your vote-by-mail
 508 ~~absentee~~ ballot must be postmarked or dated no later than the
 509 date of the election and received by the supervisor of elections
 510 of the county in which you are registered to vote no later than
 511 10 days after the date of the election.

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

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

519 4. Place your marked ballot in the enclosed secrecy
 520 envelope.

521 5. Insert the secrecy envelope into the enclosed mailing
 522 envelope which is addressed to the supervisor.

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

525 7. VERY IMPORTANT. In order for your vote-by-mail ~~absentee~~
 526 ballot to be counted, you must sign your name on the line above
 527 (Voter's Signature). A vote-by-mail ~~An absentee~~ ballot will be
 528 considered illegal and not be counted if the signature on the
 529 voter's certificate does not match the signature on record. The
 530 signature on file at the start of the canvass of the vote-by-
 531 mail ~~absentee~~ ballots is the signature that will be used to
 532 verify your signature on the voter's certificate. If you need to
 533 update your signature for this election, send your signature
 534 update on a voter registration application to your supervisor of
 535 elections so that it is received no later than the start of the
 536 canvassing of vote-by-mail ~~absentee~~ ballots, which occurs no
 537 earlier than the 15th day before election day.

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

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

543 10. FELONY NOTICE. It is a felony under Florida law to
 544 accept any gift, payment, or gratuity in exchange for your vote
 545 for a candidate. It is also a felony under Florida law to vote
 546 in an election using a false identity or false address, or under
 547 any other circumstances making your ballot false or fraudulent.

548 Section 19. Subsections (1) and (2) of section 101.655,
 549 Florida Statutes, are amended to read:
 550 101.655 Supervised voting by absent electors in certain
 551 facilities.-

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552 (1) The supervisor of elections of a county shall provide
 553 supervised voting for absent electors residing in any assisted
 554 living facility, as defined in s. 429.02, or nursing home
 555 facility, as defined in s. 400.021, within that county at the
 556 request of any administrator of such a facility. Such request
 557 for supervised voting in the facility shall be made by
 558 submitting a written request to the supervisor of elections no
 559 later than 21 days prior to the election for which that request
 560 is submitted. The request shall specify the name and address of
 561 the facility and the name of the electors who wish to vote by
 562 mail ~~absentee~~ in that election. If the request contains the
 563 names of fewer than five voters, the supervisor of elections is
 564 not required to provide supervised voting.

565 (2) The supervisor of elections may, in the absence of a
 566 request from the administrator of a facility, provide for
 567 supervised voting in the facility for those persons who have
 568 requested vote-by-mail ~~absentee~~ ballots. The supervisor of
 569 elections shall notify the administrator of the facility that
 570 supervised voting will occur.

571 Section 20. Section 101.661, Florida Statutes, is amended
 572 to read:
 573 101.661 Voting vote-by-mail ~~absentee~~ ballots.—All electors
 574 must personally mark or designate their choices on the vote-by-
 575 mail ~~absentee~~ ballot, except:
 576 (1) Electors who require assistance to vote because of
 577 blindness, disability, or inability to read or write, who may
 578 have some person of the elector's choice, other than the
 579 elector's employer, an agent of the employer, or an officer or
 580 agent of the elector's union, mark the elector's choices or

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581 assist the elector in marking his or her choices on the ballot.

582 (2) As otherwise provided in s. 101.051 or s. 101.655.

583 Section 21. Section 101.662, Florida Statutes, is amended
584 to read:

585 101.662 Accessibility of vote-by-mail ~~absentee~~ ballots.—It
586 is the intent of the Legislature that voting by vote-by-mail
587 ~~absentee~~ ballot be by methods that are fully accessible to all
588 voters, including voters having a disability. The Department of
589 State shall work with the supervisors of elections and the
590 disability community to develop and implement procedures and
591 technologies, as possible, which will include procedures for
592 providing vote-by-mail ~~absentee~~ ballots, upon request, in
593 alternative formats that will allow all voters to cast a secret,
594 independent, and verifiable vote-by-mail ~~absentee~~ ballot without
595 the assistance of another person.

596 Section 22. Section 101.663, Florida Statutes, is amended
597 to read:

598 101.663 Electors; change of residence to another state.—An
599 elector registered in this state who moves his or her permanent
600 residence to another state after the registration books in that
601 state have closed is shall be permitted to vote by mail ~~absentee~~
602 in the county of his or her former residence for the offices of
603 President and Vice President of the United States.

604 Section 23. Section 101.67, Florida Statutes, is amended to
605 read:

606 101.67 Safekeeping of mailed ballots; deadline for
607 receiving vote-by-mail ~~absentee~~ ballots.—

608 (1) The supervisor of elections shall safely keep in his or
609 her office any envelopes received containing marked ballots of

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610 absent electors, and he or she shall, before the canvassing of
611 the election returns, deliver the envelopes to the county
612 canvassing board along with his or her file or list kept
613 regarding said ballots.

614 (2) Except as provided in s. 101.6952(5), all marked absent
615 electors' ballots to be counted must be received by the
616 supervisor by 7 p.m. the day of the election. All ballots
617 received thereafter shall be marked with the time and date of
618 receipt and filed in the supervisor's office.

619 Section 24. Section 101.68, Florida Statutes, is amended to
620 read:

621 101.68 Canvassing of vote-by-mail ~~absentee~~ ballot.—

622 (1) The supervisor of the county where the absent elector
623 resides shall receive the voted ballot, at which time the
624 supervisor shall compare the signature of the elector on the
625 voter's certificate with the signature of the elector in the
626 registration books or the precinct register to determine whether
627 the elector is duly registered in the county and may record on
628 the elector's registration certificate that the elector has
629 voted. However, effective July 1, 2005, an elector who dies
630 after casting a vote-by-mail ~~an absentee~~ ballot but on or before
631 election day shall remain listed in the registration books until
632 the results have been certified for the election in which the
633 ballot was cast. The supervisor shall safely keep the ballot
634 unopened in his or her office until the county canvassing board
635 canvasses the vote. Except as provided in subsection (4), after
636 a vote-by-mail ~~an absentee~~ ballot is received by the supervisor,
637 the ballot is deemed to have been cast, and changes or additions
638 may not be made to the voter's certificate.

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639 (2) (a) The county canvassing board may begin the canvassing
 640 of vote-by-mail ~~absentee~~ ballots at 7 a.m. on the 15th day
 641 before the election, but not later than noon on the day
 642 following the election. In addition, for any county using
 643 electronic tabulating equipment, the processing of vote-by-mail
 644 ~~absentee~~ ballots through such tabulating equipment may begin at
 645 7 a.m. on the 15th day before the election. However,
 646 notwithstanding any such authorization to begin canvassing or
 647 otherwise processing vote-by-mail ~~absentee~~ ballots early, no
 648 result shall be released until after the closing of the polls in
 649 that county on election day. Any supervisor of elections, deputy
 650 supervisor of elections, canvassing board member, election board
 651 member, or election employee who releases the results of a
 652 canvassing or processing of vote-by-mail ~~absentee~~ ballots prior
 653 to the closing of the polls in that county on election day
 654 commits a felony of the third degree, punishable as provided in
 655 s. 775.082, s. 775.083, or s. 775.084.

656 (b) To ensure that all vote-by-mail ~~absentee~~ ballots to be
 657 counted by the canvassing board are accounted for, the
 658 canvassing board shall compare the number of ballots in its
 659 possession with the number of requests for ballots received to
 660 be counted according to the supervisor's file or list.

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

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668 ballot of an elector who casts a vote-by-mail ~~an absentee~~ ballot
 669 shall be counted even if the elector dies on or before election
 670 day, as long as, prior to the death of the voter, the ballot was
 671 postmarked by the United States Postal Service, date-stamped
 672 with a verifiable tracking number by a common carrier, or
 673 already in the possession of the supervisor of elections. A
 674 vote-by-mail ~~An absentee~~ ballot ~~is shall be~~ considered illegal
 675 if the voter's certificate or vote-by-mail ~~absentee~~ ballot
 676 affidavit does not include the signature of the elector, as
 677 shown by the registration records or the precinct register.
 678 However, a vote-by-mail ~~an absentee~~ ballot is not considered
 679 illegal if the signature of the elector does not cross the seal
 680 of the mailing envelope. If the canvassing board determines that
 681 any ballot is illegal, a member of the board shall, without
 682 opening the envelope, mark across the face of the envelope:
 683 "rejected as illegal." The vote-by-mail ~~absentee~~ ballot
 684 affidavit, if applicable, the envelope, and the ballot contained
 685 therein shall be preserved in the manner that official ballots
 686 voted are preserved.

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

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697 mailing envelope.

698 (d) The canvassing board shall record the ballot upon the
699 proper record, unless the ballot has been previously recorded by
700 the supervisor. The mailing envelopes shall be opened and the
701 secrecy envelopes shall be mixed so as to make it impossible to
702 determine which secrecy envelope came out of which signed
703 mailing envelope; however, in any county in which an electronic
704 or electromechanical voting system is used, the ballots may be
705 sorted by ballot styles and the mailing envelopes may be opened
706 and the secrecy envelopes mixed separately for each ballot
707 style. The votes on vote-by-mail absentee ballots shall be
708 included in the total vote of the county.

709 (3) The supervisor or the chair of the county canvassing
710 board shall, after the board convenes, have custody of the vote-
711 by-mail absentee ballots until a final proclamation is made as
712 to the total vote received by each candidate.

713 (4) (a) The supervisor of elections shall, on behalf of the
714 county canvassing board, notify each elector whose ballot was
715 rejected as illegal and provide the specific reason the ballot
716 was rejected. The supervisor shall mail a voter registration
717 application to the elector to be completed indicating the
718 elector's current signature if the elector's ballot was rejected
719 due to a difference between the elector's signature on the
720 voter's certificate or vote-by-mail absentee ballot affidavit
721 and the elector's signature in the registration books or
722 precinct register. This section does not prohibit the supervisor
723 from providing additional methods for updating an elector's
724 signature.

725 (b) Until 5 p.m. on the day before an election, the

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726 supervisor shall allow an elector who has returned a vote-by-
727 mail an absentee ballot that does not include the elector's
728 signature to complete and submit an affidavit in order to cure
729 the unsigned vote-by-mail absentee ballot.

730 (c) The elector shall provide identification to the
731 supervisor and must complete a vote-by-mail an absentee ballot
732 affidavit in substantially the following form:

733

734 VOTE-BY-MAIL ABSENTEE BALLOT AFFIDAVIT

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

746

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

748

749 . . . (Address) . . .

750

751 (d) Instructions must accompany the vote-by-mail absentee
752 ballot affidavit in substantially the following form:

753

754 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE

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755 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR
756 BALLOT NOT TO COUNT.

757
758 1. In order to ensure that your vote-by-mail ~~absentee~~
759 ballot will be counted, your affidavit should be completed and
760 returned as soon as possible so that it can reach the supervisor
761 of elections of the county in which your precinct is located no
762 later than 5 p.m. on the 2nd day before the election.

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

765 3. You must make a copy of one of the following forms of
766 identification:

767 a. Identification that includes your name and photograph:
768 United States passport; debit or credit card; military
769 identification; student identification; retirement center
770 identification; neighborhood association identification; or
771 public assistance identification; or

772 b. Identification that shows your name and current
773 residence address: current utility bill, bank statement,
774 government check, paycheck, or government document (excluding
775 voter identification card).

776 4. Place the envelope bearing the affidavit into a mailing
777 envelope addressed to the supervisor. Insert a copy of your
778 identification in the mailing envelope. Mail, deliver, or have
779 delivered the completed affidavit along with the copy of your
780 identification to your county supervisor of elections. Be sure
781 there is sufficient postage if mailed and that the supervisor's
782 address is correct.

783 5. Alternatively, you may fax or e-mail your completed

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784 affidavit and a copy of your identification to the supervisor of
785 elections. If e-mailing, please provide these documents as
786 attachments.

787 (e) The department and each supervisor shall include the
788 affidavit and instructions on their respective websites. The
789 supervisor must include his or her office's mailing address, e-
790 mail address, and fax number on the page containing the
791 affidavit instructions; the department's instruction page must
792 include the office mailing addresses, e-mail addresses, and fax
793 numbers of all supervisors of elections or provide a conspicuous
794 link to such addresses.

795 (f) The supervisor shall attach each affidavit received to
796 the appropriate vote-by-mail ~~absentee~~ ballot mailing envelope.

797 Section 25. Section 101.69, Florida Statutes, is amended to
798 read:

799 101.69 Voting in person; return of vote-by-mail ~~absentee~~
800 ballot.—The provisions of this code shall not be construed to
801 prohibit any elector from voting in person at the elector's
802 precinct on the day of an election or at an early voting site,
803 notwithstanding that the elector has requested a vote-by-mail ~~an~~
804 ~~absentee~~ ballot for that election. An elector who has returned a
805 voted vote-by-mail ~~absentee~~ ballot to the supervisor, however,
806 is deemed to have cast his or her ballot and is not entitled to
807 vote another ballot or to have a provisional ballot counted by
808 the county canvassing board. An elector who has received a vote-
809 by-mail ~~an absentee~~ ballot and has not returned the voted ballot
810 to the supervisor, but desires to vote in person, shall return
811 the ballot, whether voted or not, to the election board in the
812 elector's precinct or to an early voting site. The returned

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813 ballot shall be marked "canceled" by the board and placed with
814 other canceled ballots. However, if the elector does not return
815 the ballot and the election official:

816 (1) Confirms that the supervisor has received the elector's
817 vote-by-mail absentee ballot, the elector shall not be allowed
818 to vote in person. If the elector maintains that he or she has
819 not returned the vote-by-mail absentee ballot or remains
820 eligible to vote, the elector shall be provided a provisional
821 ballot as provided in s. 101.048.

822 (2) Confirms that the supervisor has not received the
823 elector's vote-by-mail absentee ballot, the elector shall be
824 allowed to vote in person as provided in this code. The
825 elector's vote-by-mail absentee ballot, if subsequently
826 received, shall not be counted and shall remain in the mailing
827 envelope, and the envelope shall be marked "Rejected as
828 Illegal."

829 (3) Cannot determine whether the supervisor has received
830 the elector's vote-by-mail absentee ballot, the elector may vote
831 a provisional ballot as provided in s. 101.048.

832 Section 26. Subsections (1) and (2) of section 101.6921,
833 Florida Statutes, are amended to read:

834 101.6921 Delivery of special vote-by-mail absentee ballot
835 to certain first-time voters.-

836 (1) The provisions of this section apply to voters who are
837 subject to the provisions of s. 97.0535 and who have not
838 provided the identification or certification required by s.
839 97.0535 by the time the vote-by-mail absentee ballot is mailed.

840 (2) The supervisor shall enclose with each vote-by-mail
841 absentee ballot three envelopes: a secrecy envelope, into which

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842 the absent elector will enclose his or her marked ballot; an
843 envelope containing the Voter's Certificate, into which the
844 absent elector shall place the secrecy envelope; and a mailing
845 envelope, which shall be addressed to the supervisor and into
846 which the absent elector will place the envelope containing the
847 Voter's Certificate and a copy of the required identification.

848 Section 27. Section 101.6923, Florida Statutes, is amended
849 to read:

850 101.6923 Special vote-by-mail absentee ballot instructions
851 for certain first-time voters.-

852 (1) The provisions of this section apply to voters who are
853 subject to the provisions of s. 97.0535 and who have not
854 provided the identification or information required by s.
855 97.0535 by the time the vote-by-mail absentee ballot is mailed.

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

859
860 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR
861 BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE
862 YOUR BALLOT NOT TO COUNT.

863
864 1. In order to ensure that your vote-by-mail absentee
865 ballot will be counted, it should be completed and returned as
866 soon as possible so that it can reach the supervisor of
867 elections of the county in which your precinct is located no
868 later than 7 p.m. on the date of the election. However, if you
869 are an overseas voter casting a ballot in a presidential
870 preference primary or general election, your vote-by-mail

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871 ~~absentee~~ ballot must be postmarked or dated no later than the
872 date of the election and received by the supervisor of elections
873 of the county in which you are registered to vote no later than
874 10 days after the date of the election.

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

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

882 4. Place your marked ballot in the enclosed secrecy
883 envelope and seal the envelope.

884 5. Insert the secrecy envelope into the enclosed envelope
885 bearing the Voter's Certificate. Seal the envelope and
886 completely fill out the Voter's Certificate on the back of the
887 envelope.

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

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

893 c. A vote-by-mail ~~An absentee~~ ballot will be considered
894 illegal and will not be counted if the signature on the Voter's
895 Certificate does not match the signature on record. The
896 signature on file at the start of the canvass of the vote-by-
897 mail ~~absentee~~ ballots is the signature that will be used to
898 verify your signature on the Voter's Certificate. If you need to
899 update your signature for this election, send your signature

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900 update on a voter registration application to your supervisor of
901 elections so that it is received no later than the start of
902 canvassing of vote-by-mail ~~absentee~~ ballots, which occurs no
903 earlier than the 15th day before election day.

904 6. Unless you meet one of the exemptions in Item 7., you
905 must make a copy of one of the following forms of
906 identification:

907 a. Identification which must include your name and
908 photograph: United States passport; debit or credit card;
909 military identification; student identification; retirement
910 center identification; neighborhood association identification;
911 or public assistance identification; or

912 b. Identification which shows your name and current
913 residence address: current utility bill, bank statement,
914 government check, paycheck, or government document (excluding
915 voter identification card).

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

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

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

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

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

926 e. You are the spouse or dependent of a member referred to
927 in paragraph c. or paragraph d. who, by reason of the active
928 duty or service of the member, will be absent from the county on

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929 election day.

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

931 8. Place the envelope bearing the Voter's Certificate into

932 the mailing envelope addressed to the supervisor. Insert a copy

933 of your identification in the mailing envelope. DO NOT PUT YOUR

934 IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR

935 INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR

936 BALLOT WILL NOT COUNT.

937 9. Mail, deliver, or have delivered the completed mailing

938 envelope. Be sure there is sufficient postage if mailed.

939 10. FELONY NOTICE. It is a felony under Florida law to

940 accept any gift, payment, or gratuity in exchange for your vote

941 for a candidate. It is also a felony under Florida law to vote

942 in an election using a false identity or false address, or under

943 any other circumstances making your ballot false or fraudulent.

944 Section 28. Subsections (1) and (2) of section 101.6925,

945 Florida Statutes, are amended to read:

946 101.6925 Canvassing special vote-by-mail ~~absentee~~ ballots.-

947 (1) The supervisor of the county where the absent elector

948 resides shall receive the voted special vote-by-mail ~~absentee~~

949 ballot, at which time the mailing envelope shall be opened to

950 determine if the voter has enclosed the identification required

951 or has indicated on the Voter's Certificate that he or she is

952 exempt from the identification requirements.

953 (2) If the identification is enclosed or the voter has

954 indicated that he or she is exempt from the identification

955 requirements, the supervisor shall make the note on the

956 registration records of the voter and proceed to canvass the

957 vote-by-mail ~~absentee~~ ballot as provided in s. 101.68.

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958 Section 29. Section 101.694, Florida Statutes, is amended

959 to read:

960 101.694 Mailing of ballots upon receipt of federal postcard

961 application.-

962 (1) Upon receipt of a federal postcard application for a

963 vote-by-mail ~~an absentee~~ ballot executed by a person whose

964 registration is in order or whose application is sufficient to

965 register or update the registration of that person, the

966 supervisor shall send the ballot in accordance with s.

967 101.62(4).

968 (2) Upon receipt of a federal postcard application for a

969 vote-by-mail ~~an absentee~~ ballot executed by a person whose

970 registration is not in order and whose application is

971 insufficient to register or update the registration of that

972 person, the supervisor shall follow the procedure set forth in

973 s. 97.073.

974 (3) Vote-by-mail ~~Absentee~~ envelopes printed for voters

975 entitled to vote by mail ~~absentee~~ under the Uniformed and

976 Overseas Citizens Absentee Voting Act shall meet the

977 specifications as determined by the Federal Voting Assistance

978 Program of the United States Department of Defense and the

979 United States Postal Service.

980 (4) Cognizance shall be taken of the fact that vote-by-mail

981 ~~absentee~~ ballots and other materials such as instructions and

982 envelopes are to be carried via air mail, and, to the maximum

983 extent possible, such ballots and materials shall be reduced in

984 size and weight of paper. The same ballot shall be used,

985 however, as is used by other vote-by-mail ~~absentee~~ voters.

986 Section 30. Subsections (1) and (4) of section 101.6951,

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987 Florida Statutes, are amended to read:

988 101.6951 State write-in vote-by-mail ballot.-

989 (1) An overseas voter may request, not earlier than 180
990 days before a general election, a state write-in vote-by-mail
991 ~~absentee~~ ballot from the supervisor of elections in the county
992 of registration. In order to receive a state write-in ballot,
993 the voter shall state that due to military or other
994 contingencies that preclude normal mail delivery, the voter
995 cannot vote a vote-by-mail ~~an absentee~~ ballot during the normal
996 vote-by-mail ~~absentee~~ voting period. State write-in vote-by-mail
997 ~~absentee~~ ballots shall be made available to voters 90 to 180
998 days prior to a general election. The Department of State shall
999 prescribe by rule the form of the state write-in vote-by-mail
1000 ballot.

1001 (4) The state write-in vote-by-mail ballot shall contain
1002 all offices, federal, state, and local, for which the voter
1003 would otherwise be entitled to vote.

1004 Section 31. Section 101.6952, Florida Statutes, is amended
1005 to read:

1006 101.6952 Vote-by-mail ~~Absentee~~ ballots for absent uniformed
1007 services and overseas voters.-

1008 (1) If an absent uniformed services voter's or an overseas
1009 voter's request for an official vote-by-mail ~~absentee~~ ballot
1010 pursuant to s. 101.62 includes an e-mail address, the supervisor
1011 of elections shall:

1012 (a) Record the voter's e-mail address in the vote-by-mail
1013 ~~absentee~~ ballot record;

1014 (b) Confirm by e-mail that the vote-by-mail ~~absentee~~ ballot
1015 request was received and include in that e-mail the estimated

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1016 date the vote-by-mail ~~absentee~~ ballot will be sent to the voter;
1017 and

1018 (c) Notify the voter by e-mail when the voted vote-by-mail
1019 ~~absentee~~ ballot is received by the supervisor of elections.

1020 (2) (a) An absent uniformed services voter or an overseas
1021 voter who makes timely application for but does not receive an
1022 official vote-by-mail ~~absentee~~ ballot may use the federal write-
1023 in absentee ballot to vote in any federal, state, or local
1024 election.

1025 (b)1. In an election for federal office, an elector may
1026 designate a candidate by writing the name of a candidate on the
1027 ballot. Except for a primary or special primary election, the
1028 elector may alternatively designate a candidate by writing the
1029 name of a political party on the ballot. A written designation
1030 of the political party shall be counted as a vote for the
1031 candidate of that party if there is such a party candidate in
1032 the race.

1033 2. In a state or local election, an elector may vote in the
1034 section of the federal write-in absentee ballot designated for
1035 nonfederal races by writing on the ballot the title of each
1036 office and by writing on the ballot the name of the candidate
1037 for whom the elector is voting. Except for a primary, special
1038 primary, or nonpartisan election, the elector may alternatively
1039 designate a candidate by writing the name of a political party
1040 on the ballot. A written designation of the political party
1041 shall be counted as a vote for the candidate of that party if
1042 there is such a party candidate in the race. In addition, the
1043 elector may vote on any ballot measure presented in such
1044 election by identifying the ballot measure on which he or she

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1045 desires to vote and specifying his or her vote on the measure.
 1046 For purposes of this section, a vote cast in a judicial merit
 1047 retention election shall be treated in the same manner as a
 1048 ballot measure in which the only allowable responses are "Yes"
 1049 or "No."

1050 (c) In the case of a joint candidacy, such as for the
 1051 offices of President/Vice President or Governor/Lieutenant
 1052 Governor, a valid vote for one or both qualified candidates on
 1053 the same ticket shall constitute a vote for the joint candidacy.

1054 (d) For purposes of this subsection and except when the
 1055 context clearly indicates otherwise, such as when a candidate in
 1056 the election is affiliated with a political party whose name
 1057 includes the word "Independent," "Independence," or a similar
 1058 term, a voter designation of "No Party Affiliation" or
 1059 "Independent," or any minor variation, misspelling, or
 1060 abbreviation thereof, shall be considered a designation for the
 1061 candidate, other than a write-in candidate, who qualified to run
 1062 in the race with no party affiliation. If more than one
 1063 candidate qualifies to run as a candidate with no party
 1064 affiliation, the designation may not count for any candidate
 1065 unless there is a valid, additional designation of the
 1066 candidate's name.

1067 (e) Any abbreviation, misspelling, or other minor variation
 1068 in the form of the name of an office, the name of a candidate,
 1069 the ballot measure, or the name of a political party must be
 1070 disregarded in determining the validity of the ballot.

1071 (3) (a) An absent uniformed services voter or an overseas
 1072 voter who submits a federal write-in absentee ballot and later
 1073 receives an official vote-by-mail ~~absentee~~ ballot may submit the

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1074 official vote-by-mail ~~absentee~~ ballot. An elector who submits a
 1075 federal write-in absentee ballot and later receives and submits
 1076 an official vote-by-mail ~~absentee~~ ballot should make every
 1077 reasonable effort to inform the appropriate supervisor of
 1078 elections that the elector has submitted more than one ballot.

1079 (b) A federal write-in absentee ballot may not be canvassed
 1080 until 7 p.m. on the day of the election. A federal write-in
 1081 absentee ballot from an overseas voter in a presidential
 1082 preference primary or general election may not be canvassed
 1083 until the conclusion of the 10-day period specified in
 1084 subsection (5). Each federal write-in absentee ballot received
 1085 by 7 p.m. on the day of the election shall be canvassed pursuant
 1086 to ss. 101.5614(5) and 101.68, unless the elector's official
 1087 vote-by-mail ~~absentee~~ ballot is received by 7 p.m. on election
 1088 day. Each federal write-in absentee ballot from an overseas
 1089 voter in a presidential preference primary or general election
 1090 received by 10 days after the date of the election shall be
 1091 canvassed pursuant to ss. 101.5614(5) and 101.68, unless the
 1092 overseas voter's official vote-by-mail ~~absentee~~ ballot is
 1093 received by 10 days after the date of the election. If the
 1094 elector's official vote-by-mail ~~absentee~~ ballot is received by 7
 1095 p.m. on election day, or, for an overseas voter in a
 1096 presidential preference primary or general election, no later
 1097 than 10 days after the date of the election, the federal write-
 1098 in absentee ballot is invalid and the official vote-by-mail
 1099 ~~absentee~~ ballot shall be canvassed. The time shall be regulated
 1100 by the customary time in standard use in the county seat of the
 1101 locality.

1102 (4) For vote-by-mail ~~absentee~~ ballots received from absent

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1103 uniformed services voters or overseas voters, there is a
 1104 presumption that the envelope was mailed on the date stated on
 1105 the outside of the return envelope, regardless of the absence of
 1106 a postmark on the mailed envelope or the existence of a postmark
 1107 date that is later than the date of the election.

1108 (5) A vote-by-mail ~~An absentee~~ ballot from an overseas
 1109 voter in any presidential preference primary or general election
 1110 which is postmarked or dated no later than the date of the
 1111 election and is received by the supervisor of elections of the
 1112 county in which the overseas voter is registered no later than
 1113 10 days after the date of the election shall be counted as long
 1114 as the vote-by-mail ~~absentee~~ ballot is otherwise proper.

1115 Section 32. Section 101.697, Florida Statutes, is amended
 1116 to read:

1117 101.697 Electronic transmission of election materials.—The
 1118 Department of State shall determine whether secure electronic
 1119 means can be established for receiving ballots from overseas
 1120 voters. If such security can be established, the department
 1121 shall adopt rules to authorize a supervisor of elections to
 1122 accept from an overseas voter a request for a vote-by-mail ~~an~~
 1123 ~~absentee~~ ballot or a voted vote-by-mail ~~absentee~~ ballot by
 1124 secure facsimile machine transmission or other secure electronic
 1125 means. The rules must provide that in order to accept a voted
 1126 ballot, the verification of the voter must be established, the
 1127 security of the transmission must be established, and each
 1128 ballot received must be recorded.

1129 Section 33. Paragraph (a) of subsection (4) of section
 1130 102.031, Florida Statutes, is amended to read:

1131 102.031 Maintenance of good order at polls; authorities;

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1132 persons allowed in polling rooms and early voting areas;
 1133 unlawful solicitation of voters.—

1134 (4) (a) No person, political committee, or other group or
 1135 organization may solicit voters inside the polling place or
 1136 within 100 feet of the entrance to any polling place, a polling
 1137 room where the polling place is also a polling room, an early
 1138 voting site, or an office of the supervisor of elections where
 1139 vote-by-mail ~~absentee~~ ballots are requested and printed on
 1140 demand for the convenience of electors who appear in person to
 1141 request them. Before the opening of the polling place or early
 1142 voting site, the clerk or supervisor shall designate the no-
 1143 solicitation zone and mark the boundaries.

1144 Section 34. Subsections (2), (3), and (4) of section
 1145 102.141, Florida Statutes, are amended to read:

1146 102.141 County canvassing board; duties.—

1147 (2) The county canvassing board shall meet in a building
 1148 accessible to the public in the county where the election
 1149 occurred at a time and place to be designated by the supervisor
 1150 of elections to publicly canvass the absent ~~absentee~~ electors'
 1151 ballots as provided for in s. 101.68 and provisional ballots as
 1152 provided by ss. 101.048, 101.049, and 101.6925. Provisional
 1153 ballots cast pursuant to s. 101.049 shall be canvassed in a
 1154 manner that votes for candidates and issues on those ballots can
 1155 be segregated from other votes. Public notice of the time and
 1156 place at which the county canvassing board shall meet to canvass
 1157 the absent ~~absentee~~ electors' ballots and provisional ballots
 1158 shall be given at least 48 hours prior thereto by publication on
 1159 the supervisor of elections' website and once in one or more
 1160 newspapers of general circulation in the county or, if there is

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1161 no newspaper of general circulation in the county, by posting
 1162 such notice in at least four conspicuous places in the county.
 1163 As soon as the ~~absent absentee~~ electors' ballots and the
 1164 provisional ballots are canvassed, the board shall proceed to
 1165 publicly canvass the vote given each candidate, nominee,
 1166 constitutional amendment, or other measure submitted to the
 1167 electorate of the county, as shown by the returns then on file
 1168 in the office of the supervisor of elections.

1169 (3) The canvass, except the canvass of absent ~~absentee~~
 1170 electors' returns and the canvass of provisional ballots, shall
 1171 be made from the returns and certificates of the inspectors as
 1172 signed and filed by them with the supervisor, and the county
 1173 canvassing board shall not change the number of votes cast for a
 1174 candidate, nominee, constitutional amendment, or other measure
 1175 submitted to the electorate of the county, respectively, in any
 1176 polling place, as shown by the returns. All returns shall be
 1177 made to the board on or before 2 a.m. of the day following any
 1178 primary, general, or other election. If the returns from any
 1179 precinct are missing, if there are any omissions on the returns
 1180 from any precinct, or if there is an obvious error on any such
 1181 returns, the canvassing board shall order a retabulation of the
 1182 returns from such precinct. Before canvassing such returns, the
 1183 canvassing board shall examine the tabulation of the ballots
 1184 cast in such precinct and determine whether the returns
 1185 correctly reflect the votes cast. If there is a discrepancy
 1186 between the returns and the tabulation of the ballots cast, the
 1187 tabulation of the ballots cast shall be presumed correct and
 1188 such votes shall be canvassed accordingly.

1189 (4) (a) The supervisor of elections shall upload into the

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1190 county's election management system by 7 p.m. on the day before
 1191 the election the results of all early voting and vote-by-mail
 1192 ~~absentee~~ ballots that have been canvassed and tabulated by the
 1193 end of the early voting period. Pursuant to ss. 101.5614(9),
 1194 101.657, and 101.68(2), the tabulation of votes cast or the
 1195 results of such uploads may not be made public before the close
 1196 of the polls on election day.

1197 (b) The canvassing board shall report all early voting and
 1198 all tabulated vote-by-mail ~~absentee~~ results to the Department of
 1199 State within 30 minutes after the polls close. Thereafter, the
 1200 canvassing board shall report, with the exception of provisional
 1201 ballot results, updated precinct election results to the
 1202 department at least every 45 minutes until all results are
 1203 completely reported. The supervisor of elections shall notify
 1204 the department immediately of any circumstances that do not
 1205 permit periodic updates as required. Results shall be submitted
 1206 in a format prescribed by the department.

1207 Section 35. Subsection (8) of section 102.168, Florida
 1208 Statutes, is amended to read:

1209 102.168 Contest of election.—

1210 (8) In any contest that requires a review of the canvassing
 1211 board's decision on the legality of a vote-by-mail ~~an absentee~~
 1212 ballot pursuant to s. 101.68 based upon a comparison of the
 1213 signature on the voter's certificate and the signature of the
 1214 elector in the registration records, the circuit court may not
 1215 review or consider any evidence other than the signature on the
 1216 voter's certificate and the signature of the elector in the
 1217 registration records. The court's review of such issue shall be
 1218 to determine only if the canvassing board abused its discretion

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1219 in making its decision.

1220 Section 36. Subsection (1) of section 104.047, Florida
1221 Statutes, is amended to read:

1222 104.047 Vote-by-mail ~~Absentee~~ ballots and voting;
1223 violations.—

1224 (1) Except as provided in s. 101.62 or s. 101.655, any
1225 person who requests a vote-by-mail ~~an absentee~~ ballot on behalf
1226 of an elector is guilty of a felony of the third degree,
1227 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

1228 Section 37. Paragraph (b) of subsection (2) of section
1229 104.0515, Florida Statutes, is amended to read:

1230 104.0515 Voting rights; deprivation of, or interference
1231 with, prohibited; penalty.—

1232 (2) No person acting under color of law shall:

1233 (b) Deny the right of any individual to vote in any
1234 election because of an error or omission on any record or paper
1235 relating to any application, registration, or other act
1236 requisite to voting, if such error or omission is not material
1237 in determining whether such individual is qualified under law to
1238 vote in such election. This paragraph shall apply to vote-by-
1239 mail ~~absentee~~ ballots only if there is a pattern or history of
1240 discrimination on the basis of race, color, or previous
1241 condition of servitude in regard to vote-by-mail ~~absentee~~
1242 ballots.

1243 Section 38. Section 104.0616, Florida Statutes, is amended
1244 to read:

1245 104.0616 Vote-by-mail ~~Absentee~~ ballots and voting;
1246 violations.—

1247 (1) For purposes of this section, the term "immediate

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1248 family" means a person's spouse or the parent, child,
1249 grandparent, or sibling of the person or the person's spouse.

1250 (2) Any person who provides or offers to provide, and any
1251 person who accepts, a pecuniary or other benefit in exchange for
1252 distributing, ordering, requesting, collecting, delivering, or
1253 otherwise physically possessing more than two vote-by-mail
1254 ~~absentee~~ ballots per election in addition to his or her own
1255 ballot or a ballot belonging to an immediate family member,
1256 except as provided in ss. 101.6105-101.694, commits a
1257 misdemeanor of the first degree, punishable as provided in s.
1258 775.082, s. 775.083, or s. 775.084.

1259 Section 39. Section 104.17, Florida Statutes, is amended to
1260 read:

1261 104.17 Voting in person after casting vote-by-mail ~~absentee~~
1262 ballot.—Any person who willfully votes or attempts to vote both
1263 in person and by vote-by-mail ~~absentee~~ ballot at any election is
1264 guilty of a felony of the third degree, punishable as provided
1265 in s. 775.082, s. 775.083, or s. 775.084.

1266 Section 40. Paragraph (b) of subsection (2) of section
1267 117.05, Florida Statutes, is amended to read:

1268 117.05 Use of notary commission; unlawful use; notary fee;
1269 seal; duties; employer liability; name change; advertising;
1270 photocopies; penalties.—

1271 (2)

1272 (b) A notary public may not charge a fee for witnessing a
1273 vote-by-mail ~~an absentee~~ ballot in an election, and must witness
1274 such a ballot upon the request of an elector, provided the
1275 notarial act is in accordance with the provisions of this
1276 chapter.

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1277 Section 41. Subsection (7) of section 394.459, Florida
 1278 Statutes, is amended to read:

1279 394.459 Rights of patients.—

1280 (7) VOTING IN PUBLIC ELECTIONS.—A patient who is eligible
 1281 to vote according to the laws of the state has the right to vote
 1282 in the primary and general elections. The department shall
 1283 establish rules to enable patients to obtain voter registration
 1284 forms, applications for vote-by-mail ~~absentee~~ ballots, and vote-
 1285 by-mail ~~absentee~~ ballots.

1286 Section 42. Section 741.406, Florida Statutes, is amended
 1287 to read:

1288 741.406 Voting by program participant; use of designated
 1289 address by supervisor of elections.—A program participant who is
 1290 otherwise qualified to vote may request a vote-by-mail ~~an~~
 1291 ~~absentee~~ ballot pursuant to s. 101.62. The program participant
 1292 shall automatically receive vote-by-mail ~~absentee~~ ballots for
 1293 all elections in the jurisdictions in which that individual
 1294 resides in the same manner as vote-by-mail ~~absentee~~ voters. The
 1295 supervisor of elections shall transmit the vote-by-mail ~~absentee~~
 1296 ballot to the program participant at the address designated by
 1297 the participant in his or her application as a vote-by-mail ~~an~~
 1298 ~~absentee~~ voter. The name, address, and telephone number of a
 1299 program participant may not be included in any list of
 1300 registered voters available to the public.

1301 Section 43. Subsection (7) of section 916.107, Florida
 1302 Statutes, is amended to read:

1303 916.107 Rights of forensic clients.—

1304 (7) VOTING IN PUBLIC ELECTIONS.—A forensic client who is
 1305 eligible to vote according to the laws of the state has the

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1306 right to vote in the primary and general elections. The
 1307 department and agency shall establish rules to enable clients to
 1308 obtain voter registration forms, applications for vote-by-mail
 1309 ~~absentee~~ ballots, and vote-by-mail ~~absentee~~ ballots.

1310 Section 44. This act shall take effect July 1, 2016.

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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

112
Bill Number (if applicable)

Meeting Date _____

Amendment Barcode (if applicable) _____

Topic _____

Name JESS MCCARTY

Job Title ASS'T COUNTY ATTORNEY

Address 111 NW 1ST ST 2810

Phone 305-979-7110

Street MIAMI State _____ Zip 33138

Email JMM2@MIAMI-DADE.GOV

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing MIAMI-DADE COUNTY

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

10-21-2015 (Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)
Meeting Date

SB112
Bill Number (if applicable)

Topic Absentee Voting

Amendment Barcode (if applicable)

Name Marie Snowman Baker

Job Title Teacher

Address 34110 Brown Bayou

Phone (813) 716-4402

Wesley Chapel, FL 33543
Street City State Zip

Email _____

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

10/21/15

Meeting Date

SB 112

Bill Number (if applicable)

Topic Absentee Voting

Amendment Barcode (if applicable)

Name LISA MAZZA

Job Title Teacher

Address 37213 Price Drive
Street

Phone 813-788-8803

Zephyrhills FL 33541
City State Zip

Email lisajomazza@gmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing myself

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

10/21/15
Meeting Date

112
Bill Number (if applicable) ✓

Topic ELECTIONS

Amendment Barcode (if applicable)

Name GAIL MARIE PERRY

Job Title CHAIR

Address PO Box 1764
Street
POMP BEH, FL 33061
City State Zip

Phone 954 858 4053

Email workingfolk@hotmail.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing COMMUNICATIONS WORKERS OF AMERICA

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

10/21/15
Meeting Date

SB112
Bill Number (if applicable)

Topic Absentee Voting

Amendment Barcode (if applicable)

Name Rich Templin

Job Title _____

Address 135 S. Monroe

Phone _____

Street

Tallahassee

FL

32301

Email _____

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida AFL-CIO

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Ethics and Elections

BILL: SB 184

INTRODUCER: Senator Bean

SUBJECT: Military and Veterans Affairs

DATE: October 12, 2015

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Sanders</u>	<u>Hrdlicka</u>	<u>MS</u>	Favorable
2.	<u>Fox</u>	<u>Roberts</u>	<u>EE</u>	Favorable
3.	_____	_____	<u>AP</u>	_____

I. Summary:

Senate Bill 184:

- Establishes a voluntary check-off on driver license and identification card applications to allow a veteran to request written or electronic information on federal, state, and local veterans benefits and services;
- Creates the Military and Overseas Voting Assistance Task Force within the Department of State to the possible development and implementation of an online voting system that allows overseas military voters to return completed absentee ballots; and
- Provides legislative intent regarding academic credit for military training and coursework and collaboration between the State Board of Education and the Board of Governors on student veteran issues.

II. Present Situation:

Voluntary Contributions on Driver License/Identification Card Applications

The voluntary contribution process, also known as voluntary check-offs, provides the opportunity for citizens to make a donation by checking a box on a form when registering a vehicle or renewing a registration, as well as when applying for a new or replacement driver license or identification card.¹

The Florida Statutes specifically authorize which organizations can receive a voluntary contribution. Section 320.023, F.S., establishes requirements for organizations seeking to establish a voluntary contribution on motor vehicle registration application forms, and

¹ Sections 320.02(8), (14), and (15) and 328.72(11) and (16), F.S., provide motor vehicle registration applicants with 27 options for voluntary contributions. Section 322.08(8), F.S., provides driver license applicants with 20 options for voluntary contributions.

s. 322.081, F.S., establishes similar requirements for driver license and identification card applications. Both sections require:

- A request for the voluntary contribution being sought, describing the voluntary contribution in general terms;
- An application fee,² not to exceed \$10,000, to defray the Department of Highway Safety and Motor Vehicles' (DHSMV) cost for reviewing the application and developing the voluntary contribution check-off, if authorized;
- A marketing strategy outlining short-term and long-term marketing plans for the requested voluntary contribution; and
- A financial analysis outlining the anticipated revenues and the planned expenditures of the revenues to be derived from the voluntary contribution.

There are three veteran or military-related voluntary contributions authorized for driver license and identification card applications. An applicant may elect to contribute \$1 to the State Homes for Veterans Trust Fund, the Disabled American Veterans, and Support Our Troops, Inc.³

The Florida Vets Connect Program

In 2010, the Chief Financial Officer directed the DHSMV and the Florida Department of Veterans' Affairs (FDVA) to partner to create the Florida Vets Connect Program to stimulate outreach efforts to veterans in Florida.⁴ Through the Florida Vets Connect Program, veterans have the opportunity to voluntarily identify their veteran status when applying for or renewing Florida driver licenses or state identification cards. Beginning in 2010, present on each driver license and identification card application is the option for an individual to indicate status as a veteran and interest in receiving information on benefits, services, and support available to veterans.⁵ The DHSMV and the FDVA entered into a Memorandum of Understanding to facilitate the sharing of a veteran's contact information from the DHSMV to the FDVA. The FDVA, through a third party provider, distributes general state of Florida veterans' benefits information via e-mail to those individuals who request such information on the driver license or identification card application.⁶ The FDVA distributed 50,350 e-mails on a monthly basis during the 2014 calendar year under the Vets Connect Program.⁷

County and City Veteran Service Officers

Section 292.11, F.S., authorizes each county and city to employ a county or city veteran service officer. These local officers provide information on current federal, state, and local veterans' programs, entitlements, and referral services, and can assist veterans with applying for these

² State funds may not be used to pay the application fee.

³ See Section 322.08(7)(n), (o), and (q), F.S.

⁴ See Press Release, Florida Dep't of Financial Services, CFO, 'Florida Vets Connect' Connects Nearly 30,000 Florida Veterans with Benefits (Nov. 10, 2010), available at <http://www.myfloridacfo.com/sitePages/newsroom/pressRelease.aspx?id=3738> (last visited Oct. 2, 2015).

⁵ *Id.*

⁶ E-mail correspondence with Colleen Krepstekies, Legislative Affairs Director, FDVA (Sept. 30, 2015) (on file with the Senate Committee on Military and Veterans Affairs, Space, and Domestic Security.). According to the FDVA, it is too cost prohibitive to distribute printouts of the veterans' benefits information via the United States mail.

⁷ E-mail correspondence with Jessica Kraynak, Legislative Analyst, FDVA (Oct. 2, 2015) (on file with the Senate Committee on Military and Veterans Affairs, Space, and Domestic Security).

benefits.⁸ County veteran service officers are county employees, but are certified by the FDVA.⁹ Each county currently employs a veteran service officer, and, in some cases one veteran service officer may service two counties.¹⁰ There are currently no certified city veteran service officers in Florida.¹¹

Military Voters Overseas

Florida currently does not provide for the *return of voted* absentee ballots through an online system or by other Internet-related or electronic means, except for overseas voters who may return their ballots via secure facsimile.¹² Florida law, however, *does* provide a special extension of time — 10 extra days — for overseas voters to return voted ballots in general elections and presidential preference primaries, *provided* the ballot is sent by Election Day.¹³ Additionally, the Federal Write-In Absentee Ballot (FWAB) serves as an emergency back-up ballot for overseas voters who have requested a regular absentee ballot but didn't receive it.¹⁴

Further expediting the voting process is the fact that, in addition to mailing a ballot, county election supervisors may *e-mail, fax, or provide blank ballots online* to voters at their request — an important time-saving measure for overseas electors who submit ballot requests close to an election or who otherwise do not timely receive their ballot.¹⁵

Notwithstanding such accommodations, overseas military voters “often face unique challenges in obtaining and returning absentee ballots within state deadlines.”¹⁶ There have been attempts over the years to establish some form of secure electronic balloting for Florida's overseas military voters, but none have enjoyed widespread success due primarily to concerns involving security¹⁷

⁸ Florida Dep't of Veterans' Affairs, *Locations*, (updated Oct. 1, 2015) available at <http://floridavets.org/locations/> (last visited Oct. 2, 2015).

⁹ Section 292.11(2), F.S.

¹⁰ Florida Dep't of Veterans' Affairs, *County Veteran Service Officers*, (Oct. 2015), available at http://floridavets.org/wp-content/uploads/2015/09/CVSO_Directory_1-October-2015.pdf (last visited Oct. 2, 2015).

¹¹ E-mail correspondence with Colleen Krepstekies, Legislative Affairs Director, FDVA (Sept. 30, 2015) (on file with the Senate Committee on Military and Veterans Affairs, Space, and Domestic Security).

¹² Section 101.697, F.S.; Rule 1S-2.030, F.A.C. Notwithstanding, the law directs the Department of State to adopt rules providing for the receipt of absentee ballots from “overseas” (civilian and military) voters by “secure electronic means,” *if* the Department of State determines such security can be established (i.e., verification of the voter, security of the transmission, etc.) Section 101.697, F.S.

¹³ Section 101.6952(5), F.S.

¹⁴ Section 101.6952(2)(a), F.S.

¹⁵ Section 101.62, F.S.; Rule 1S-2.030, F.A.C. Supervisors begin sending absentee ballots 45 days before each election for those with requests on file with the supervisor, and thereafter upon receipt of a timely request. Overseas voters can request a ballot from their local supervisor when they register to vote using the Federal Post Card Application (FPCA). Section 101.694, F.S. Otherwise, they can timely request absentee ballots telephone, mail, fax or e-mail. Section 101.62, F.S.; Rule 1S-2.030, F.A.C.

¹⁶ National Conference of State Legislatures, *Electronic Submission of Ballots*, (July 27, 2015), available at <http://www.ncsl.org/research/elections-and-campaigns/internet-voting.aspx> (last visited Oct. 12, 2015) [hereinafter NCSL, *Electronic Ballots*].

¹⁷ See *infra* **Section VII, Related Issues** (discussing the Department of State's conclusion that secure means do not currently exist for the online return of voted ballots); *see also*, section 101.697, F.S. (directing the Department of State to adopt rules for the electronic return of overseas ballots when such security can be established); Letter from Florida Voters Coalition to Florida Secretary of State Kurt Browning (May 29, 2008) (discussing a 2008 attempt in Okaloosa County to pilot an electronic system for overseas military voters), available at <http://www.floridavoters.org/downloads/BrowningLetter052908.pdf> (last visited Oct. 12, 2015). For a primer on security

and cost.¹⁸ Interestingly, however, two states — Alaska and Arizona — *do* provide for web-based absentee ballot return, though the vast majority of states authorizing electronic return limit it to *e-mail* or *fax* ballots.¹⁹

Veterans’ Training and Coursework

State Board of Education – Florida College System

Article IX, section 2 of the Florida Constitution establishes the State Board of Education, which is responsible for supervising the system of free public education as provided by law. The State Board of Education is “the chief implementing and coordinating body of public education in Florida, except for the State University System.”²⁰ Appointed by the State Board of Education, the Commissioner of Education serves as the chief executive officer of Florida’s K-20 System, which includes the Florida College System.²¹

“There are 28 locally-governed public colleges in the Florida College System. While governed by local boards, the colleges are coordinated under the jurisdiction of the State Board of Education.”²² Administratively, the Chancellor of Florida Colleges is the chief executive officer of the system, reporting directly to the Commissioner of Education.

Board of Governors - State University System

The Board of Governors is the governing body for the State University System of Florida. In accordance with article IX, section 7(d) of the Florida Constitution, it is required to “operate, regulate, control, and be fully responsible for the management of the whole university system.” Currently, there are 12 institutions within the State University System (SUS).²³ The SUS enrolls over 337,000 students, offers nearly 1,800 degree programs at the baccalaureate, graduate, and professional levels, and annually awards over 81,000 degrees at all levels.²⁴

College Credit for Military Training and Education

Section 1004.096, F.S., requires the State Board of Education to adopt rules and the Board of Governors to adopt regulations that enable eligible members of the U.S. Armed Forces to earn academic college credit at public postsecondary educational institutions for college-level training

issues involved with electronic voting, see National Institute of Standards and Technology, *Security Best Practices for the Electronic Transmission of Election Materials for UOCAVA Voters*, NISTIR 7711 (Sept. 2011), available at <http://nist.gov/itl/vote/upload/nistir7711-Sept2011.pdf> (last visited Oct. 12, 2015).

¹⁸ As early as the 2000 general election, a handful of electronically-transmitted overseas military votes (about 30 or 35 in total, most in Okaloosa County) were received and counted by Florida elections supervisors of elections as part of a national pilot project with the Department of Defense’s Federal Voting Assistance Program (FVAP); the FVAP ultimately abandoned the project, anecdotally because of the prohibitive per-ballot costs involved.

¹⁹ NCSL, *Electronic Ballots*. According to the National Conference of State Legislatures: Twenty-three states plus the District of Columbia allow some voters to return ballots via e-mail or fax; six states (including Florida) provide for return by fax; but, 19 states still require ballots to be returned by mail. *Id.*

²⁰ Section 1001.02(1), F.S.

²¹ Florida Dep’t of Education, *About Us*, available at <http://www.fldoe.org/schools/higher-ed/fl-college-system/about-us> (last visited Oct. 2, 2015).

²² *Id.*

²³ State University System of Florida Board of Governors, *2025 System Strategic Plan*, 5 (Nov. 2014), available at http://www.flbog.edu/pressroom/doc/2025_System_Strategic_Plan_Revised_FINAL.pdf (last visited Oct. 2, 2015).

²⁴ *Id.*

and education acquired while serving in the military.²⁵ Accordingly, State Board of Education Rule 6A-14.0302 of the Florida Administrative Code and Board of Governors Regulation 6.013 require all Florida colleges and universities, respectively, to have an established policy and process in place for evaluating military training and education. Pursuant to both the rule and regulation, such military training and education must be recognized by the American Council on Education (ACE).

Priority Course Registration for Veterans

Section 1004.075, F.S., requires each Florida College System institution and state university to provide priority course registration for veterans receiving GI Bill benefits if the institution offers priority course registration for any segment of the student population.²⁶ Additionally, a spouse or dependent child of a veteran to whom GI Bill benefits have been transferred are also entitled to priority course registration until the expiration of their GI Bill benefits.

III. Effect of Proposed Changes:

Section 1 amends s. 322.08, F.S., to provide a voluntary check-off on the application form for an original, renewal, or replacement driver license or identification card to allow veterans of the U.S. Armed Forces to request written or electronic information on federal, state, and local benefits and services available to veterans. The veteran may elect to receive the information through the U.S. mail or by e-mail from a non-profit third-party provider selected by the Florida Department of Veterans' Affairs (FDVA) that has sufficient ability to communicate with veterans throughout the state.

The Department of Highway Safety and Motor Vehicles (DHSMV) and the FDVA will collaborate to administer the voluntary check-off. The DHSMV will report monthly to the FDVA the name and mailing address or e-mail address of each veteran who selects the voluntary check-off. The FDVA will then distribute the veterans' contact information to the third-party provider providing information via the indicated preferred method of delivery (U.S. mail or e-mail). The FDVA will also disseminate the contact information for veterans who select the voluntary check-off to the appropriate county or city veteran service officer in order to facilitate further outreach to veterans.

Additionally, the bill requires that a veteran's contact information obtained by the third-party provider may only be used for purposes outlined in the bill, prohibits the provider from selling a veteran's contact information, and requires the provider to maintain confidentiality of the contact information in accordance with Ch. 119, F.S., and the federal Driver's Privacy Protection Act of 1994. Any person who willfully and knowingly violates the aforementioned conditions commits a misdemeanor of the first degree.²⁷

Section 2 establishes the Military and Overseas Voting Assistance Task Force (Task Force) within the Department of State to study issues involving the development and implementation of

²⁵ Chapter 2012-169, Laws of Fla.

²⁶ Chapter 2012-159, Laws of Fla.

²⁷ A first degree misdemeanor is punishable by up to one year incarceration in county jail, a fine of up to \$1,000, or both. Sections 775.082 and 775.083, F.S.

an online voting system that allows overseas uniformed services voters to electronically submit voted ballots. The Task Force consists of the following 20 members:

- The Secretary of State or his or her designee, who is the chair of the Task Force;
- The Adjutant General or his or her designee;
- The executive director of the Florida Department of Veterans' Affairs or his or her designee;
- The executive director of the Agency for State Technology or his or her designee;
- One member of the Senate appointed by the President of the Senate;
- One member of the House of Representatives appointed by the Speaker of the House of Representatives;
- One member of the Senate appointed by the Minority Leader of the Senate;
- One member of the House of Representatives appointed by the Minority Leader of the House of Representatives;
- One member appointed by the Governor;
- Six supervisors of elections appointed by the Secretary of State; and
- Five individuals appointed by the Secretary of State with relevant expertise in computers, the Internet, or other associated technologies.

Members of the Task Force serve without compensation, but are entitled to reimbursement for per diem and travel expenses.

The bill directs the Task Force to study and report on:

- Any factor that limits the ability of absent uniformed services voters to request, receive, and return absentee ballots within the current statutory time period for casting absentee ballots;
- The costs associated with the development and implementation of an online voting system;
- The feasibility of absent uniformed services voters using an online voting system to electronically submit a voted ballot;
- The security of electronically submitting a voted ballot through an online voting system; and
- Procedures adopted by other states to facilitate greater electoral participation among absent uniformed services voters who are overseas.

The Secretary of State must submit a report by the Task Force to the Governor, the President of the Senate, and the Speaker of the House of Representatives by July 1, 2017, that recommends whether or not the state should pursue the development and implementation of an online voting system for overseas uniformed services voters. If the Task Force recommends pursuit of an online voting system, the report must include steps for developing and implementing such a system.

The Task Force expires upon submission of the report.

Additionally, the bill requires the Division of Elections within the Department of State to provide support staff for the Task Force and requires the Agency for State Technology to assist the Task Force upon request.

Section 3 provides legislative intent regarding the provision of academic credit for military training and coursework and other services to student veterans. The bill provides that it is the

intent of the Legislature that the State Board of Education and the Board of Governors of the State University System work collaboratively to do the following:

- Align existing degree programs with applicable military training and experience to maximize academic credit awarded for such training and experience;
- Appoint and train specific faculty within each degree program at each institution as liaisons and contacts for veterans;
- Incorporate outreach services tailored to disabled veterans to inform disabled veterans of disability services provided by the U.S. Department of Veterans Affairs, other federal and state agencies, and private entities;
- Facilitate statewide meetings for personnel who provide student services for veterans to discuss and develop best practices, exchange ideas and experiences, and hear presentations by individuals with expertise in the unique needs of veterans; and
- Provide veterans with sufficient courses required for graduation, including but not limited to, giving priority registration for veterans.

Section 4 provides an effective date of July 1, 2016.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The DHSMV currently transmits information collected from the Florida Vets Connect Program to the FDVA using eAwareness, Inc. The contractual agreement between the FDVA and eAwareness, Inc., costs \$11,529 annually, not including additional program

expenses such as postage fees, packaging materials, and additional outreach materials.²⁸ The cost of the voluntary check-off program is indeterminate at this time.

Additionally, the DHSMV will have programming costs to develop the check-off box on the forms, but these costs are indeterminate and likely to be minimal.

With respect to the Military and Overseas Voting Assistance Task Force, the Department of State is responsible for the reimbursement of per diem and travel expenses for task force members. The Division of Elections within the Department of State is required to provide support staff for the Task Force. The department has stated that it may require additional full-time employees to support the Task Force.²⁹

VI. Technical Deficiencies:

None.

VII. Related Issues:

The Department of State's recent agency bill analysis contains its public position on a web-based voting system:

Based upon existing studies of online voting and the capabilities of current certified voting systems, the Department of State has determined that secure electronic means do not satisfactorily exist to permit the casting of online ballots by voters, including overseas voters.³⁰

Given this conclusion, it is worth noting that the Secretary of State is a voting member and Chair of the Task Force, and controls 11 of the 19 remaining appointments.

Also, the Department's analysis identifies the potential disruptive impact of the Task Force (July 1, 2016 - July 1, 2017) because of the partial overlap with the 2016 election cycle. It states that Task Force staffing duties "could impact the ability of the Division (of Elections) (to) [sic] perform its regular duties during an election year," and notes the possible need for additional full-time employees.³¹

VIII. Statutes Affected:

This bill substantially amends section 322.08 of the Florida Statutes.

The bill creates undesignated sections of the Florida Law.

²⁸ Florida Dep't of Veterans' Affairs, *Senate Bill 184 Agency Analysis* (Oct. 2, 2015) (on file with Senate Committee on Military and Veterans Affairs, Space and Domestic Security).

²⁹ Florida Dep't of State, *Senate Bill 184 Agency Analysis*, p.3 (Sept. 29, 2015) (on file with Senate Committee on Ethics and Elections and the Committee on Military and Veterans Affairs, Space and Domestic Security).

³⁰ *Id.* at pp. 4-5.

³¹ *Id.* at pp. 3-4.

IX. Additional Information:

- A. **Committee Substitute – Statement of Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By Senator Bean

4-00253-16

2016184__

1 A bill to be entitled
 2 An act relating to military and veterans affairs;
 3 amending s. 322.08, F.S.; requiring the application
 4 form for an original, renewal, or replacement driver
 5 license or identification card to include a voluntary
 6 checkoff authorizing veterans to request written or
 7 electronic information on federal, state, and local
 8 benefits and services for veterans; requiring the
 9 requested information to be delivered by a third-party
 10 provider; requiring the Department of Highway Safety
 11 and Motor Vehicles to report monthly to the Department
 12 of Veterans' Affairs the names and mailing or e-mail
 13 addresses of veterans who request information;
 14 requiring the Department of Veterans' Affairs to
 15 disseminate veteran contact information to the third-
 16 party provider; requiring that the third-party
 17 provider be a nonprofit organization; defining the
 18 term "nonprofit organization"; requiring that the
 19 Department of Veterans' Affairs provide veteran
 20 contact information to the appropriate county or city
 21 veteran service officer; specifying that a third-party
 22 provider may use veteran contact information only as
 23 authorized; prohibiting a third-party provider from
 24 selling veteran contact information; requiring a
 25 third-party provider to maintain confidentiality of
 26 veteran contact information under specified
 27 provisions; providing a penalty; creating the Military
 28 and Overseas Voting Assistance Task Force within the
 29 Department of State; specifying membership of the task

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4-00253-16

2016184__

30 force; authorizing reimbursement for per diem and
 31 travel expenses; prescribing duties of the task force;
 32 requiring submission of a report to the Governor and
 33 the Legislature by a specified date; providing for
 34 expiration of the task force; providing for staffing;
 35 providing legislative findings regarding continuing
 36 education for veterans of the United States Armed
 37 Forces; providing legislative intent to require
 38 collaboration between the State Board of Education and
 39 the Board of Governors of the State University System
 40 in achieving specified goals regarding educational
 41 opportunities for veterans; providing an effective
 42 date.

43
 44 Be It Enacted by the Legislature of the State of Florida:

45
 46 Section 1. Present subsection (9) of section 322.08,
 47 Florida Statutes, is renumbered as subsection (10), and a new
 48 subsection (9) is added to that section, to read:

49 322.08 Application for license; requirements for license
 50 and identification card forms.—

51 (9) (a) To support the carrying out of the duties of the
 52 Department of Veterans' Affairs prescribed in s. 292.05 and to
 53 facilitate its outreach to veterans residing in this state, the
 54 application form for an original, a renewal, or a replacement
 55 driver license or identification card must include a voluntary
 56 checkoff authorizing a veteran of the United States Armed Forces
 57 to request written or electronic information on federal, state,
 58 and local benefits and services available to veterans. The

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59 veteran may elect to receive requested information through
 60 United States mail or by e-mail. The requested information shall
 61 be delivered to the veteran by any third-party provider selected
 62 by the Department of Veterans' Affairs to act on its behalf.

63 (b) The department shall collaborate with the Department of
 64 Veterans' Affairs to administer this subsection. The department
 65 shall report monthly to the Department of Veterans' Affairs the
 66 name and mailing address or e-mail address of each veteran who
 67 requests information as provided in paragraph (a). Following
 68 receipt of the monthly report, the Department of Veterans'
 69 Affairs shall disseminate the contact information for each such
 70 veteran to the third-party provider acting on its behalf. The
 71 third-party provider must be a nonprofit organization with
 72 sufficient ability to communicate with veterans residing
 73 throughout this state. For purposes of this paragraph, the term
 74 "nonprofit organization" means an organization exempt from the
 75 federal income tax under s. 501 of the Internal Revenue Code of
 76 1986 or any federal, state, or local governmental entity.

77 (c) In addition to the requirements of paragraph (b), the
 78 Department of Veterans' Affairs shall disseminate the contact
 79 information for a veteran who selects the voluntary checkoff to
 80 the appropriate county or city veteran service officer in order
 81 to facilitate further outreach to veterans.

82 (d)1. The contact information of a veteran which is
 83 obtained by a third-party provider pursuant to this subsection
 84 may be used only as authorized by this subsection. The third-
 85 party provider may not sell such contact information. Except as
 86 otherwise provided, the third-party provider must maintain the
 87 confidentiality of the contact information in accordance with

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88 chapter 119 and the federal Driver's Privacy Protection Act of
 89 1994, 18 U.S.C. ss. 2721 et seq.

90 2. A person who willfully and knowingly violates this
 91 paragraph commits a misdemeanor of the first degree, punishable
 92 as provided in s. 775.082 or s. 775.083.

93 Section 2. Military and Overseas Voting Assistance Task
 94 Force.—The Military and Overseas Voting Assistance Task Force, a
 95 task force as defined in s. 20.03, Florida Statutes, is created
 96 within the Department of State. The task force is created for
 97 the express purpose of studying issues involving the development
 98 and implementation of an online voting system that allows absent
 99 uniformed services voters who are overseas to electronically
 100 submit voted ballots.

101 (1) The task force is composed of 20 members, as follows:

102 (a) The Secretary of State or his or her designee, who
 103 shall serve as chair of the task force.

104 (b) The Adjutant General or his or her designee.

105 (c) The executive director of the Department of Veterans'
 106 Affairs or his or her designee.

107 (d) The executive director of the Agency for State
 108 Technology or his or her designee.

109 (e) One member of the Senate appointed by the President of
 110 the Senate.

111 (f) One member of the House of Representatives appointed by
 112 the Speaker of the House of Representatives.

113 (g) One member of the Senate appointed by the Minority
 114 Leader of the Senate.

115 (h) One member of the House of Representatives appointed by
 116 the Minority Leader of the House of Representatives.

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- 117 (i) One member appointed by the Governor.
 118 (j) Six supervisors of elections appointed by the Secretary
 119 of State.
 120 (k) Five individuals appointed by the Secretary of State,
 121 with relevant expertise in computers, the Internet, or other
 122 associated technologies.
 123 (2) Members of the task force shall serve without
 124 compensation, but are entitled to reimbursement for per diem and
 125 travel expenses pursuant to s. 112.061, Florida Statutes.
 126 (3) The task force, at a minimum, shall study and report on
 127 the following issues:
 128 (a) Any factor that limits the ability of absent uniformed
 129 services voters who are overseas to request, receive, and return
 130 absentee ballots within the current statutory time period for
 131 casting absentee ballots.
 132 (b) The costs associated with the development and
 133 implementation of an online voting system.
 134 (c) The feasibility of absent uniformed services voters who
 135 are overseas using an online voting system to electronically
 136 submit a voted ballot.
 137 (d) The security of electronically submitting a voted
 138 ballot through an online voting system.
 139 (e) Procedures adopted by other states to facilitate
 140 greater electoral participation among absent uniformed services
 141 voters who are overseas.
 142 (4) The Secretary of State shall submit a report to the
 143 Governor, the President of the Senate, and the Speaker of the
 144 House of Representatives by July 1, 2017, containing the task
 145 force's recommendation concerning whether the state should

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- 146 pursue the development and implementation of an online voting
 147 system that allows absent uniformed services voters who are
 148 overseas to electronically submit voted ballots. If the task
 149 force favorably recommends an online voting system, the report
 150 must include recommended steps for developing and implementing
 151 such a system. Upon submission of the report, the task force
 152 shall expire.
 153 (5) The Division of Elections of the Department of State
 154 shall provide support staff for the task force. The Agency for
 155 State Technology shall assist the task force upon request.
 156 Section 3. Legislative findings and intent; continuing
 157 education of veterans of the United States Armed Forces.—The
 158 Legislature finds that many veterans of the United States Armed
 159 Forces in this state have completed training and coursework
 160 during their military service, including overseas deployments,
 161 resulting in tangible and quantifiable strides in their pursuit
 162 of a postsecondary degree. The Legislature further finds that
 163 the State Board of Education and the Board of Governors of the
 164 State University System must work together to ensure that
 165 military training and coursework are granted academic credit in
 166 order to assist veterans in continuing their education.
 167 Therefore, it is the intent of the Legislature that the State
 168 Board of Education and the Board of Governors work
 169 collaboratively to:
 170 (1) Align existing degree programs, including, but not
 171 limited to, vocational and technical degrees, at each state
 172 university and Florida College System institution with
 173 applicable military training and experience to maximize academic
 174 credit awarded for such training and experience.

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4-00253-16

2016184__

175 (2) Appoint and train specific faculty within each degree
176 program at each state university and Florida College System
177 institution as liaisons and contacts for veterans.

178 (3) Incorporate outreach services tailored to disabled
179 veterans into existing disability services on the campus of each
180 state university and Florida College System institution to make
181 available to such veterans information on disability services
182 provided by the United States Department of Veterans Affairs,
183 other federal and state agencies, and private entities.

184 (4) Facilitate statewide meetings for personnel at state
185 universities and Florida College System institutions who provide
186 student services for veterans to discuss and develop best
187 practices, exchange ideas and experiences, and attend
188 presentations by individuals with expertise in the unique needs
189 of veterans.

190 (5) Make every effort to provide veterans with sufficient
191 courses required for graduation, including, but not limited to,
192 giving priority registration to veterans.

193 Section 4. This act shall take effect July 1, 2016.

THE FLORIDA SENATE
APPEARANCE RECORD



(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

10-29-2015

Meeting Date

184

Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Brian Pitts

Job Title Trustee

Address 1119 Newton Ave S
Street

Phone 727-897-9291

St Petersburg FL 33705
City State Zip

Email justice2jesus@yahoo.com

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Justice-2-Jesus

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE

APPEARANCE RECORD

10/21/2015

Meeting Date

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 184

Bill Number (if applicable)

Topic Military and Veterans Affairs

Amendment Barcode (if applicable)

Name Col. Mike Prendergast

Job Title Executive Director

Address Suite 2105, the Capitol

Phone (850) 487-1533

Street

Tallahassee

FL

32399

City

State

Zip

Email exdir@fdva.state.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing The Florida Dept. of Veterans Affairs

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.



Committee:
ETHICS AND ELECTIONS

Senator Richter, Chair
Senator Legg, Vice Chair

Meeting Packet
Wednesday, October 21, 2015
4:00—6:00 p.m.
Pat Thomas Committee Room, 412 Knott Building

COMMITTEE MEETING PACKET TAB

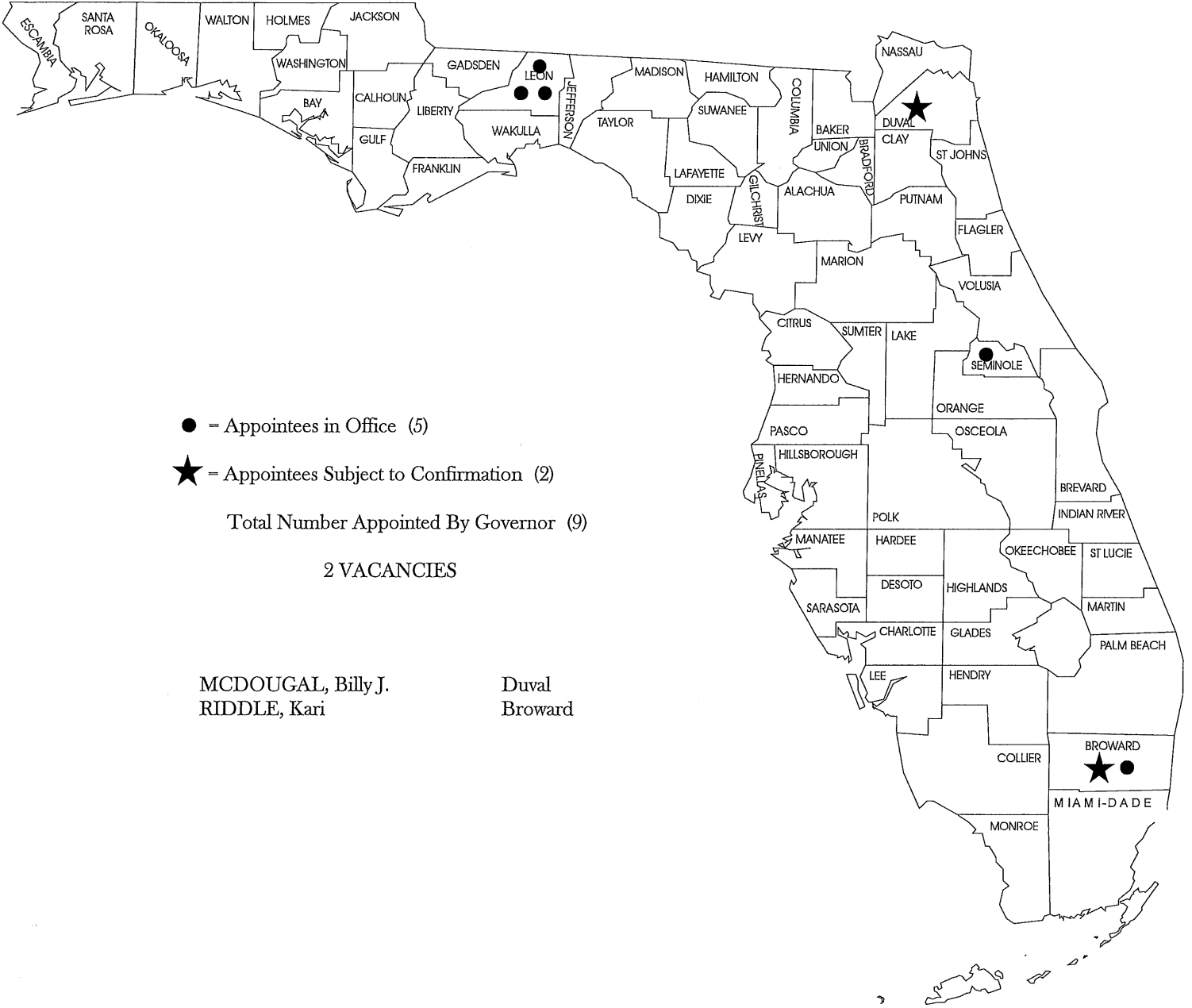
Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Athletic Training



- - Appointees in Office (5)
 - ★ - Appointees Subject to Confirmation (2)
- Total Number Appointed By Governor (9)
- 2 VACANCIES

MCDUGAL, Billy J. Duval
 RIDDLE, Kari Broward

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Riddle, Kari Appointed: 06/15/2015
 Term: 06/12/2015 – 10/31/2018 Prior Term: 03/25/2015 - 10/31/2018
 City/County: Plantation/Broward
 Office: Board of Athletic Training, Member
 Authority: 468.703(1)-(4), F.S. & 20.43(3)(g)18, F.S.
 Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 10/5/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Athletic Trainer at University of Miami Hospital

Attendance: Attended 1 of 1 meetings (100%) from March 25, 2015 through August 31, 2015.

Compensation: A board member shall be compensated fifty dollars for each day he or she attends an official board meeting and for each day he or she participates in any other board business. A board member shall also be entitled to reimbursement for expenses pursuant to s. 112.061, F. S. Travel out of the state shall require the prior approval of the secretary of the department.

Requirements: The nine-member board shall include:

- Five licensed athletic trainers
- One physician licensed under chapter 458 or chapter 459
- One physician licensed under chapter 460
- Two members shall be consumer members, each of whom must be a resident of this state who has never worked as an athletic trainer, who has no financial interest in the practice of athletic training and who has never been a licensed health care practitioner as defined in s. 456.001(4), F.S.

Additional Requirements: Terms are for four years.

As the terms of the members expire, the Governor shall appoint successors for terms of 4 years and such members shall serve until their successors are appointed.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Licensed Athletic Trainer

Number 19 - From 6/2001 to 5/2012, Mrs. Riddle was the Head Athletic Trainer for the Florida International University.

The Florida Senate
COMMITTEE MEETING PACKET TAB

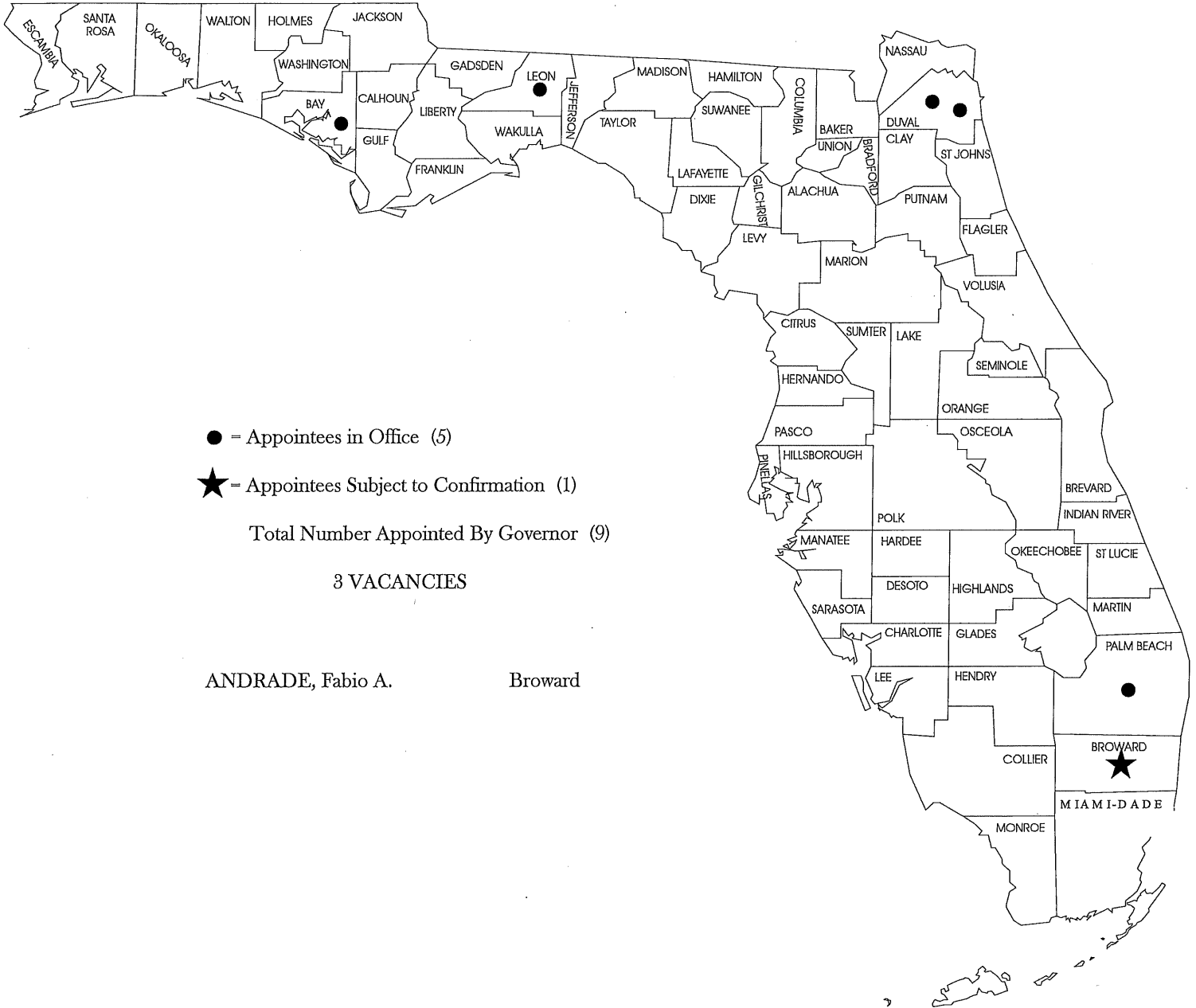
Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling



- - Appointees in Office (5)
- ★ - Appointees Subject to Confirmation (1)

Total Number Appointed By Governor (9)

3 VACANCIES

ANDRADE, Fabio A.

Broward

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Andrade, Fabio A.

Appointed: 06/15/2015

Term: 06/12/2015 – 10/31/2016

Prior Term: 03/12/2015 - 10/31/2016

City/County: Weston/Broward

Office: Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, Member

Authority: 491.004(1), F.S. and 20.43(3)(g)29, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 4/28/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 10/2/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Managing Director of FAAC Group, LLC

Attendance: Attended 1 of 2 meetings (50%) from March 12, 2015 through September 21, 2015.

Attendance Notes: Mr. Andrade disclosed he was unable to attend one meeting due to travel and his absence was excused.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The nine-member board consists of:

- Two members who are licensed practicing clinical social workers;
- Two members who are licensed practicing marriage and family therapists;
- Two members who are licensed practicing mental health counselors; and
- Three members who are citizens of this state who are not and have never been licensed in a mental health-related profession and who are in no way connected with the practice of any such profession.

Additional Requirements: Terms are for four years. Terms expire on October 31. No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Consumer Member

The Florida Senate
COMMITTEE MEETING PACKET TAB

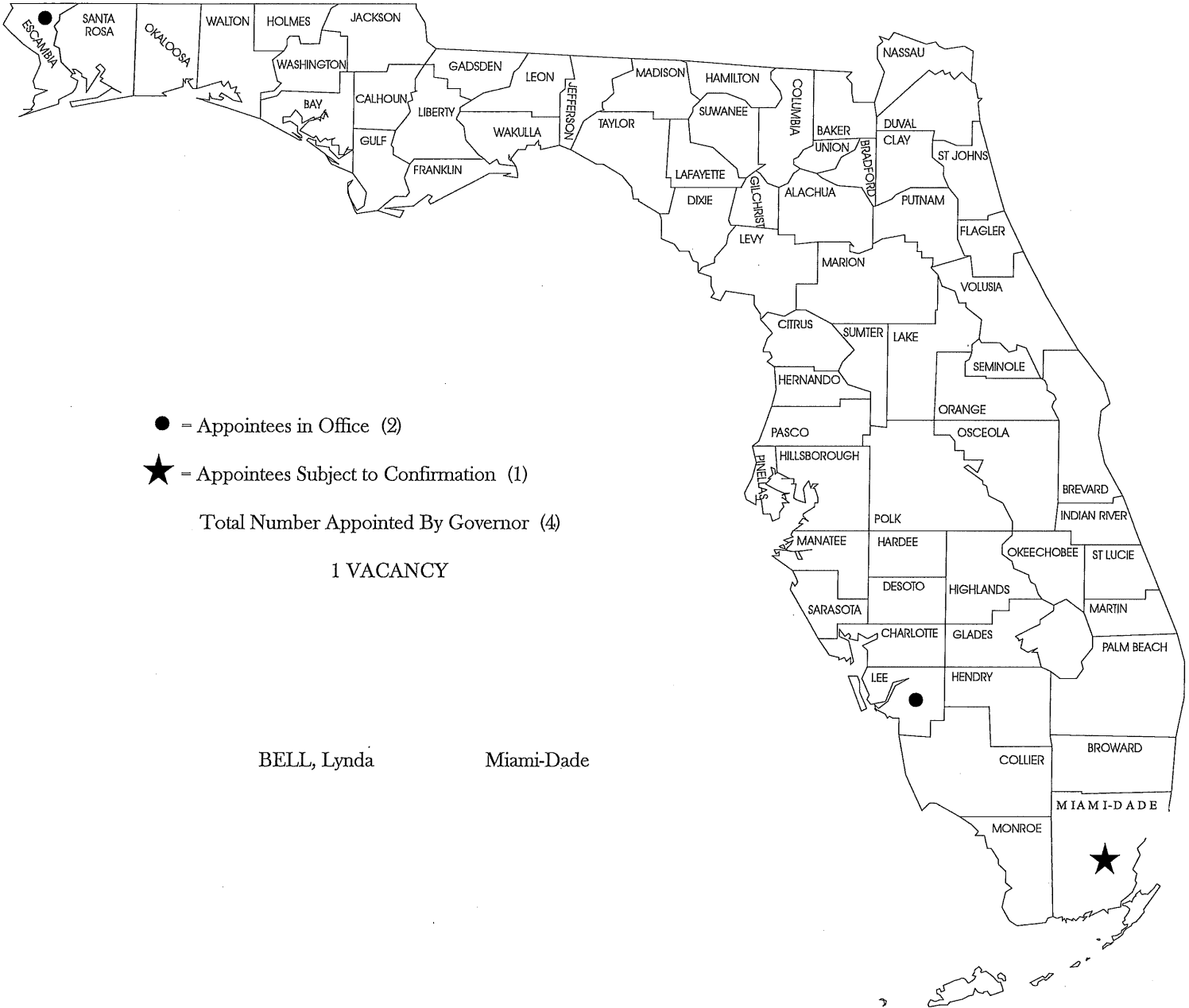
Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Florida Communities Trust



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Bell, Lynda

Appointed: 06/15/2015

Term: 06/12/2015 – 01/31/2019

Prior Term: 03/27/2015 - 01/31/2019

City/County: Homestead/Miami-Dade

Office: Florida Communities Trust, Member

Authority: 380.504, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 9/22/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation:

Attendance: Attended 1 of 1 meetings (100%) from March 27, 2015 through August 19, 2015.

Compensation: Necessary expenses, including per diem and travel expenses, incurred in the discharge of their duties as provided by law.

Requirements: The governing body of the trust shall consist of:

- The Secretary of Community Affairs;
- The Secretary of Environmental Protection; and
- Four public members appointed by the Governor, subject to Senate confirmation, as follows:

A former elected official of a county government;

A former elected official of a metropolitan municipal government;

A representative of the development industry; and

A representative of a specified non-profit organization.

The Secretary of Community Affairs shall be the Chairman.

Additional Requirements: Terms are for four years. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Former Elected Official of a County Government
Number 18 - Mrs. Bell served as Councilwoman/Vice Mayor for the City of Miami, 2003-2007. Mrs. Bell served as Mayor for the City of Miami, 2007-2009. Mrs. Bell served as a County Commissioner for Miami-Dade County, 2010-2014.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Harvin, Moses L., Sr.

Appointed: 07/16/2015

Term: 07/15/2015 – 05/31/2019

Prior Term: 04/23/2012 - 05/31/2015

City/County: Melbourne/Brevard

Office: Board of Trustees of Eastern Florida State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)	X		See Below
7. Financial Disclosure Filed	X		Form 1 filed as of 7/6/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 10/2/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President/CEO of American Services Technology

Attendance: Attended 17 of 23 meetings (74%) from April 23, 2012 through September 21, 2015.

Attendance Notes: Mr. Harvin disclosed he was unable to attend several meetings due to previously scheduled family vacations.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 6 - Mr. Harvin served in the U.S. Army from 1975 to 1994.
Number 8 - Brevard County Resident
Number 10 - Report 2015-127

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Howse, Ronald S.

Appointed: 07/16/2015

Term: 07/16/2015 – 05/31/2019

Prior Term:

City/County: Cocoa/Brevard

Office: Board of Trustees of Eastern Florida State College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 8/3/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action	X		As of 10/2/15; See Below
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Self Employed; Real Development Group, Inc.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Brevard County Resident

Number 11 - The Florida Commission on Ethics reported Mr. Howse was fined for violation of s. 112.3145(4), F.S., for failing to properly file quarterly reports of a client represented in 1989 and 1990, (Complaint No. 90-160). Mr. Howse disclosed that the Commission on Ethics cited him for non-compliance and he paid a \$250 fine in 1990.

Number 17 - Mr. Howse serves on the Governing Board of the St. Johns River Water Management District, 6/12/2015-Present. Mr. Howse serves on the Florida Transportation Commission, 3/24/14-Present.

Number 18 - Mr. Howse was a Councilman for the City of St. Cloud, 1989-1991. He also served on the East Central Florida Regional Planning Council.

Number 19 - Mr. Howse was the Assistant Director of Public Works for the City of Altamonte Springs from 1983 to 1984.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

7

A280M

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Maymon, David R. Appointed: 06/25/2015
 Term: 06/12/2015 – 05/31/2018 Prior Term:
 City/County: Fort Lauderdale/Broward
 Office: Board of Trustees of Broward College, Member
 Authority: 1001.61(1)(2), F.S.
 Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/29/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 10/2/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Owner of Advocate Home Care

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal.

Required to file Form 1 with the SOE's office.

Notes: Number 8 - Broward County Resident
Number 15 - Mr. Maymon disclosed that his company, Advocate Home Care, provides nurses to Memorial Health Care System.
Number 18 - Mr. Maymon served on the Broward County Small Business Advisory Board in 2011 for one term. Mr. Maymon served on the Fort Lauderdale Community Services Board, 2008 - 2009.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Spottswood, Elena G.

Appointed: 06/15/2015

Term: 06/12/2015 – 05/31/2018

Prior Term: 03/11/2015 - 05/31/2018

City/County: Key West/Monroe

Office: Board of Trustees of Florida Keys Community College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/12/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 10/2/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation:

Attendance: Attended 13 of 14 meetings (93%) from March 11, 2015 through September 21, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve. It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Monroe County Resident
Number 10 - Report 2015-168
Number 17 - Mrs. Spottswood serves on the Florida Commission on the Status of Women, 2013-Present.
Number 18 - Mrs. Spottswood served on the Board of Trustees of Florida Keys Community College from 8/2001-5/2005.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Norris, Suzanne M.
 Term: 06/12/2015 – 05/31/2017

Appointed: 06/15/2015
 Prior Term: 02/20/2015 - 05/31/2017

City/County: Lake City/Columbia

Office: Board of Trustees of Florida Gateway College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/9/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report		X	See Below
11. Adverse Ethics Commission Action		X	As of 10/2/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Regional VP of TD Bank

Attendance: Attended 9 of 11 meetings (82%) from February 20, 2015 through September 21, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Columbia County Resident
Number 10 - Report 2015-133
Number 18 - Mrs. Norris has served on the Florida Gateway College, previously Board of Trustees of Lake City Community College since 4/99. Mrs. Norris served on the Columbia County Industrial Board, 2005 - 2008.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Long, J. Robert

Appointed: 06/16/2015

Term: 06/12/2015 – 05/31/2018

Prior Term: 03/27/2015 - 05/31/2018

City/County: Sarasota/Sarasota

Office: Board of Trustees of State College of Florida, Manatee-Sarasota, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 4/6/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: CEO of JRL Ventures, Inc.

Attendance: Attended 3 of 4 meetings (75%) from March 27, 2015 through August 19, 2015.

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve.
It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Sarasota County Resident

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Diaz Leyva, Daniel
 Term: 06/12/2015 – 05/31/2018

Appointed: 06/25/2015
 Prior Term:

City/County: Coral Gables/Miami-Dade

Office: Board of Trustees of Miami-Dade College, Member

Authority: 1001.61(1)(2), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 8/3/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record			Not Applicable
10. Adverse Auditor General Report		X	
11. Adverse Ethics Commission Action		X	As of 8/28/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)	X		See Below
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Attorney at Foley & Lardner LLP

Compensation: Reimbursed for expenses as provided in s. 112.061, F.S., including mileage to and from official board meetings.

Requirements: Florida College System institution District Board of Trustees shall be appointed by the Governor and comprised of:

Five members when a Florida College System institution district is confined to one school board district.

Seven members when a Florida College System institution district is confined to one school board district and the board of trustees so elect.

Not more than nine members when the district contains two or more school board districts.

Additional Requirements: Trustees shall be appointed for four-year terms. Terms shall expire May 31 of the year of expiration or as soon thereafter as the successors shall be qualified to serve. It is the duty of the chair to notify the Governor, in writing, when a board member fails to attend three consecutive regular board meetings in any one fiscal year; absences may be grounds for removal. Required to file Form 1 with the SOE's office.

Notes: Number 8 - Miami-Dade County Resident
Number 17 - Mr. Diaz Leyva is serving on the Board of Directors, Florida Health Choices, Inc., 2013 to Present.
Number 19 - Mr. Diaz Leyva worked for the Department of Children and Families in 2007.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

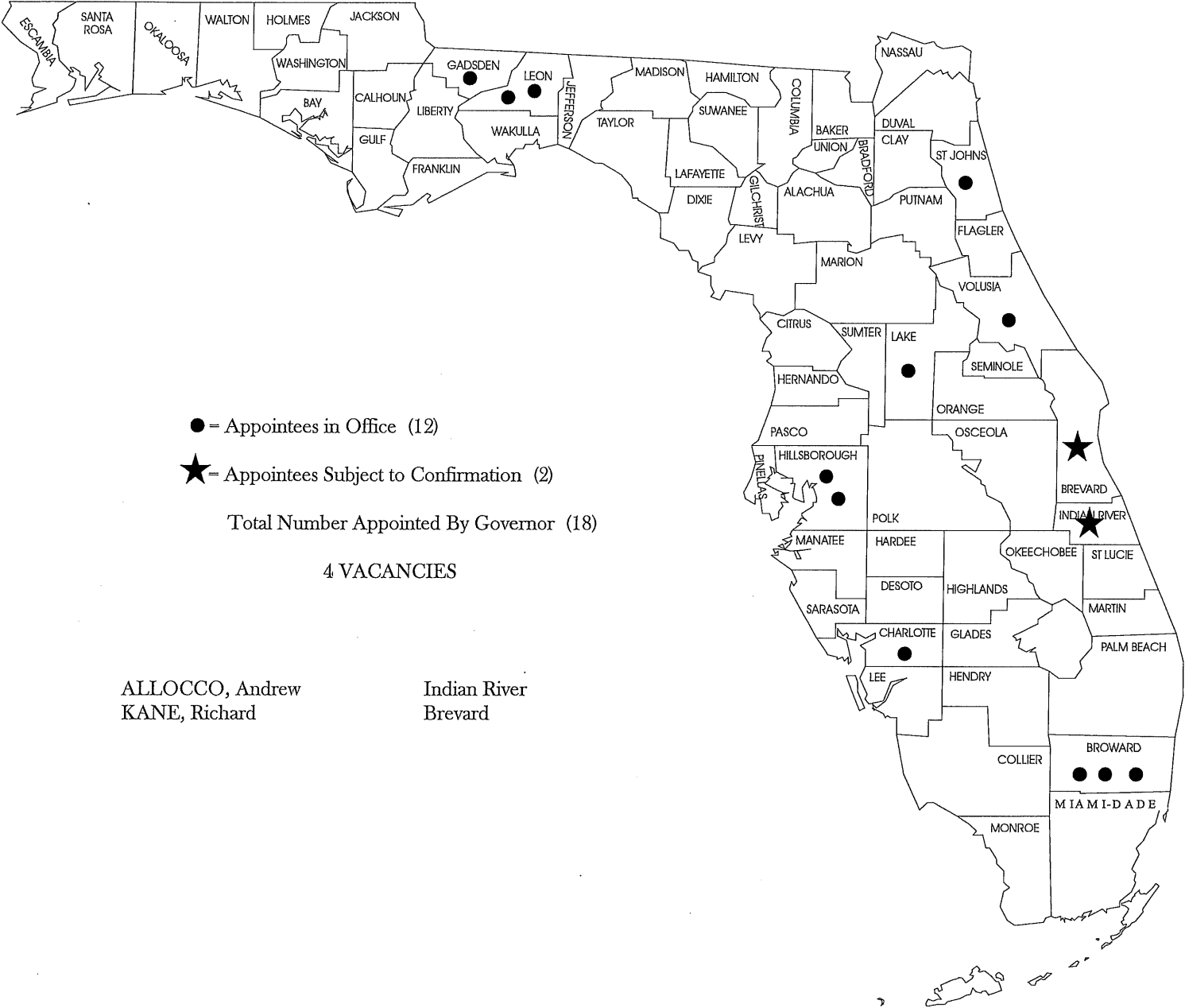
12
A420K

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Construction Industry Licensing Board



- = Appointees in Office (12)
- ★ = Appointees Subject to Confirmation (2)

Total Number Appointed By Governor (18)

4 VACANCIES

ALLOCCO, Andrew
KANE, Richard

Indian River
Brevard

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Kane, Richard
 Term: 03/26/2015 – 10/31/2018
 City/County: Satellite Beach/Brevard
 Office: Construction Industry Licensing Board, Member
 Authority: 489.107, F.S. & 20.165(4)(a)5, F.S.
 Reference(s): Committee on Ethics and Elections

Appointed: 03/26/2015
 Prior Term: 04/23/2012 - 10/31/2014

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 6/3/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President of KCMi (Construction)

Attendance: Attended 36 of 39 meetings (92%) from April 23, 2012 through August 19, 2015.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The board consists of eighteen members who are citizens and residents of the state as follows:

- Four members who are primarily general contractors;
- Three members who are primarily building contractors or residential contractors; however, there shall be at least one building contractor and one residential contractor;
- One member who is primarily a roofing contractor;
- One member who is primarily a sheet metal contractor;
- One member who is primarily an air conditioning contractor;
- One member who is primarily a mechanical contractor;
- One member who is primarily a pool contractor;
- One member who is primarily a plumbing contractor;
- One member who is primarily an underground utility and excavation contractor;
- Two members who are consumer members who are not, and who have never been, members or practitioners of a profession regulated by the board and have not been members of any closely related profession; and
- Two members who are building officials of a county or municipality.

Each of the contractor members must be certified by the board in the category to which they have been appointed, must be actively engaged in their respective trade, and have been so engaged for at least five consecutive years preceding the appointment.

Additional Requirements: Terms are for four years. Terms expire on October 31. No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - General Contractor

The Florida Senate
COMMITTEE MEETING PACKET TAB

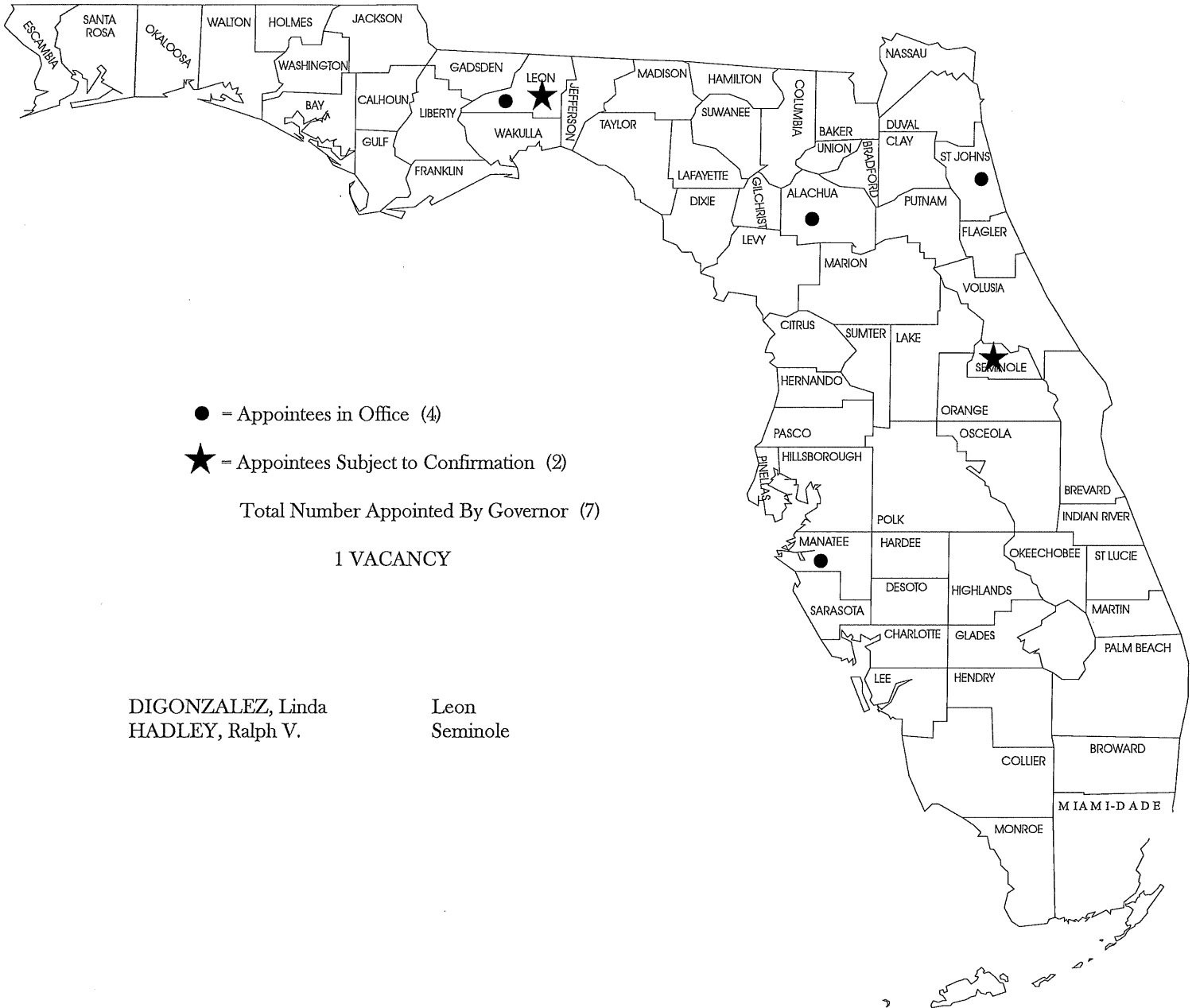
Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Trustees for the Florida School for the Deaf and the Blind



● = Appointees in Office (4)
 ★ = Appointees Subject to Confirmation (2)
 Total Number Appointed By Governor (7)
 1 VACANCY

DIGONZALEZ, Linda
 HADLEY, Ralph V.

Leon
 Seminole

Recommendation for Senate Confirmation of Executive Appointment

Appointee: DiGonzalez, Linda

Appointed: 06/15/2015

Term: 06/12/2015 – 02/07/2019

Prior Term: 03/27/2015 - 02/07/2019

City/County: Tallahassee/Leon

Office: Board of Trustees for the Florida School for the Deaf and the Blind, Member

Authority: 1002.36(4)(a), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 4/13/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Director of Volunteers for Westminster Oaks - Continuous Care Retirement Community

Attendance: Attended 5 of 5 meetings (100%) from March 27, 2015 through August 31, 2015.

Compensation: Reimbursed for travel expenses pursuant to s. 112.061, F.S.

Requirements: There is hereby created a Board of Trustees for the Florida School for the Deaf and the Blind which shall consist of seven members. Of these seven members

- One member shall be a blind person; and
- One member shall be a deaf person.

Each member shall have been residents of the state for at least ten years.

Additional Requirements: Terms are for four years. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Lay Member
Number 19 - Mrs. DiGonzalez worked O.P.S. in 1997 for Florida's Work and Gain Economic Self-Sufficiency Program.

The Florida Senate
COMMITTEE MEETING PACKET TAB

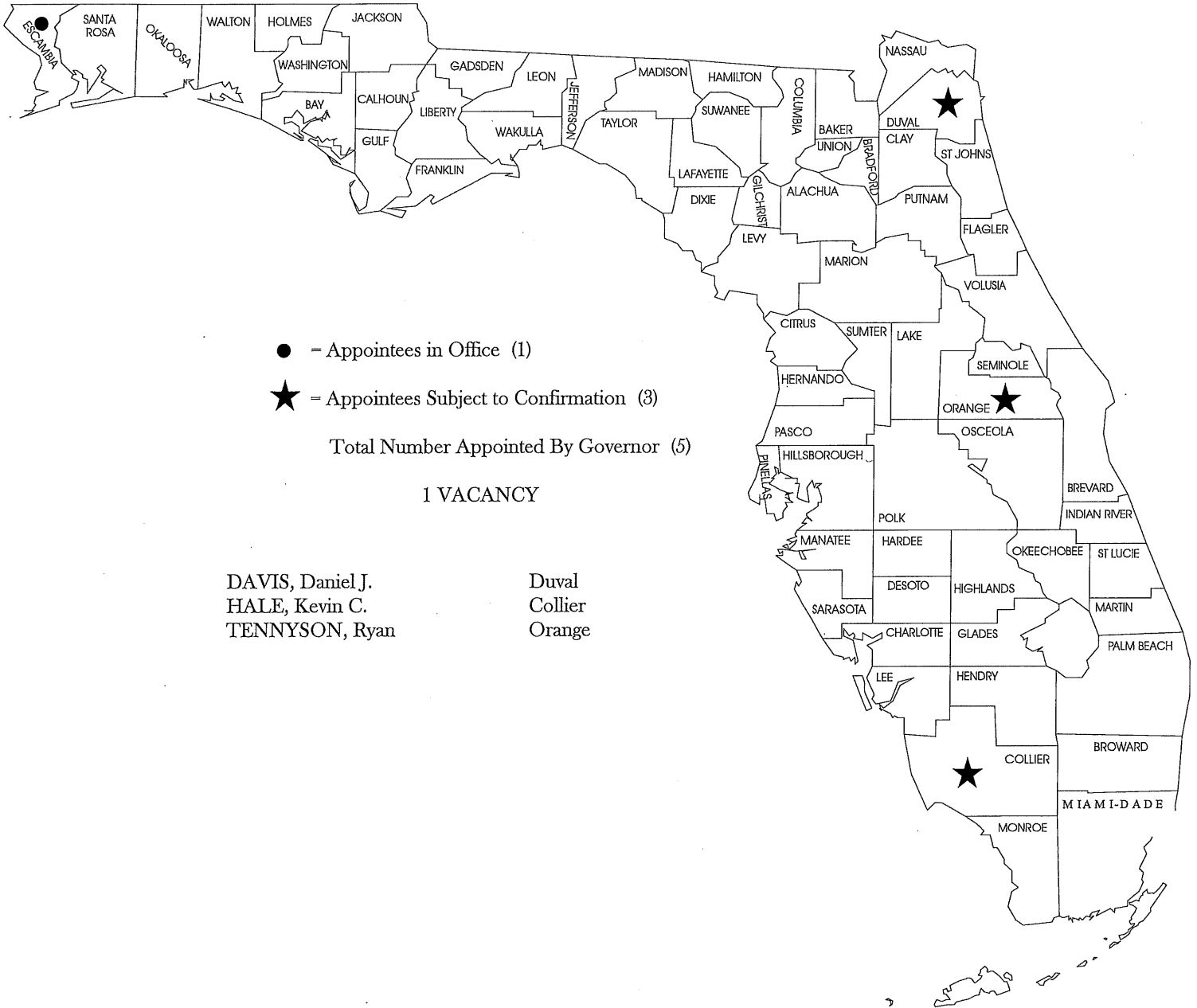
Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Florida Development Finance Corporation



● = Appointees in Office (1)
 ★ = Appointees Subject to Confirmation (3)
 Total Number Appointed By Governor (5)

1 VACANCY

DAVIS, Daniel J.
 HALE, Kevin C.
 TENNYSON, Ryan

Duval
 Collier
 Orange

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Davis, Daniel J.

Appointed: 06/16/2015

Term: 06/12/2015 – 05/02/2018

Prior Term: 03/27/2015 - 05/02/2018

City/County: Jacksonville/Duval

Office: Florida Development Finance Corporation, Member

Authority: 288.9604, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 7/10/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 8/11/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: President of JAX Chamber

Attendance: Attended 3 of 4 meetings (75%) from March 27, 2015 through July 7, 2015.

Compensation: Reimbursed for necessary expenses, including travel expenses, incurred in the discharge of his or her duties.

Requirements: The five-member board of directors shall consist of:

- At least three of the directors of the corporation shall be bankers who have been selected by the Governor from a list of bankers who were nominated by the Enterprise Florida, Inc.
- One director who is an economic development specialist; and
- The chairperson of the Florida Black Business Investment Board shall be an ex officio member of the board of the corporation.

Any person may be appointed as director if he or she resides, or is engaged in business, which means owning a business, practicing a profession, or performing a service for compensation or serving as an officer or director of a corporation or other business entity so engaged, within the state.

Additional Requirements: Terms are four years.

Required to file Form 1 with the Commission on Ethics.

Directors are subject to ss. 112.313(1)-(8), (10), (12), and (15); 112.3135; and 112.3143(2). For purposes of applying ss. 112.313(1)-(8), (10), (12), and (15); 112.3135; and 112.3143(2) to activities of directors, directors shall be considered public officers and the corporation shall be considered their agency.

Notes: Number 8 - Economic Development Specialist

Number 18 - Mr. Davis served as a State Representative in the Florida House of Representatives from 2010 to 2014. Mr. Davis served as Jacksonville City Councilman from 4/2003 to 4/2009.

The Florida Senate
COMMITTEE MEETING PACKET TAB

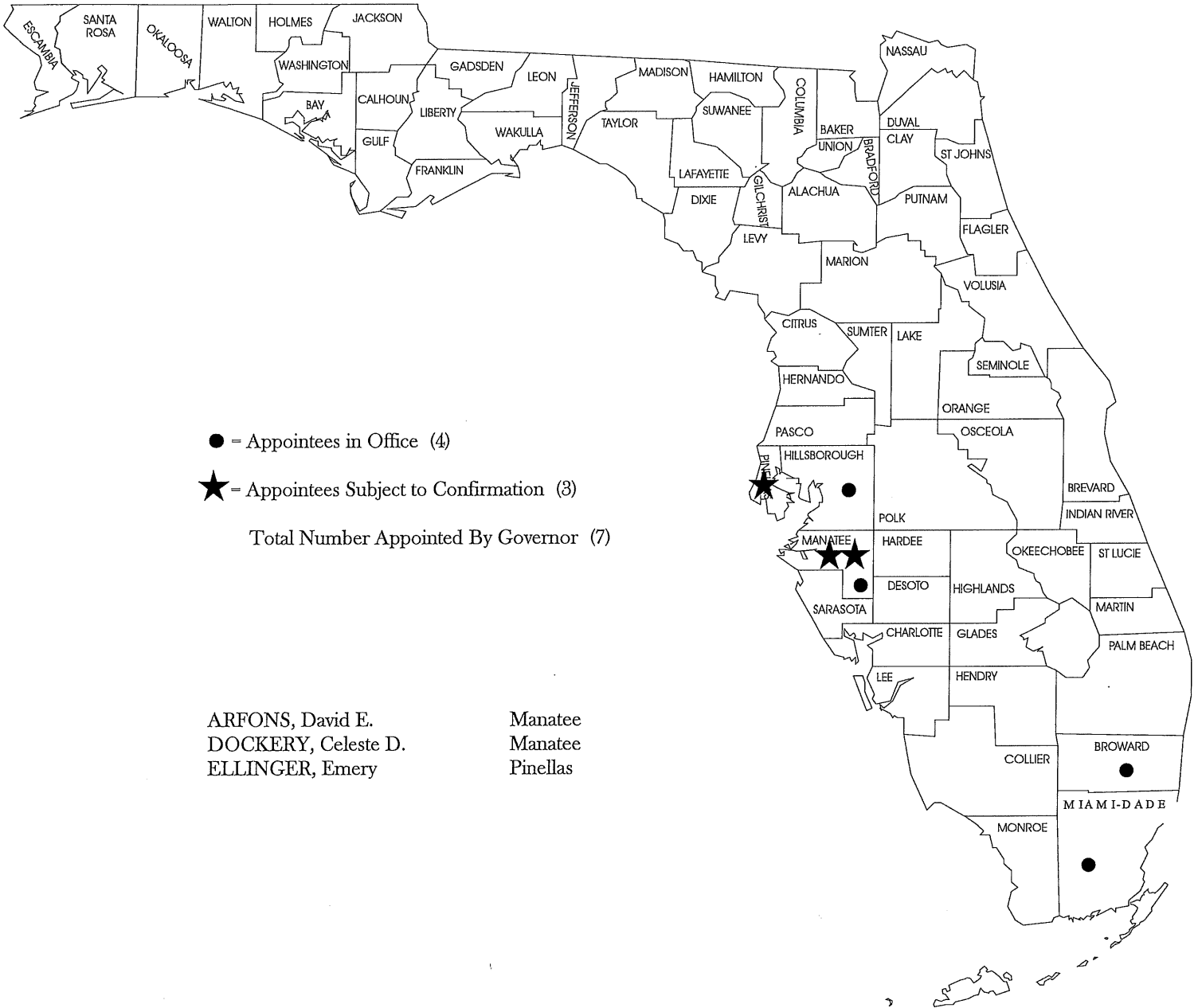
Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Employee Leasing Companies



● = Appointees in Office (4)

★ = Appointees Subject to Confirmation (3)

Total Number Appointed By Governor (7)

ARFONS, David E.
DOCKERY, Celeste D.
ELLINGER, Emery

Manatee
Manatee
Pinellas

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Arfons, David E.

Appointed: 07/07/2015

Term: 07/02/2015 – 10/31/2018

Prior Term: 04/23/2012 - 10/31/2014

City/County: Palmetto/Manatee

Office: Board of Employee Leasing Companies, Member

Authority: 468.521, F.S. & 20.165(4)(a)8, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 5/29/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 8/28/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Self Employed (Building Inspections, LLC & Remedy Employer Services)

Attendance: Attended 38 of 39 meetings (97%) from April 23, 2012 through August 18, 2015.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

Requirements: The seven-member board is composed as follows:

- Five licensed members who are engaged in the employee leasing industry, one of whom is an employee of an employee leasing company which is among the smallest 20 percent of licensed employee leasing companies in Florida; and
- Two members who are residents of the state who are not, and have never been, connected with the business of employee leasing.

Additional Requirements: Terms are for four years. Terms expire on October 31. No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms. Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Licensed Controlling Person among the smallest 20 percent

The Florida Senate
COMMITTEE MEETING PACKET TAB

16

A1160P

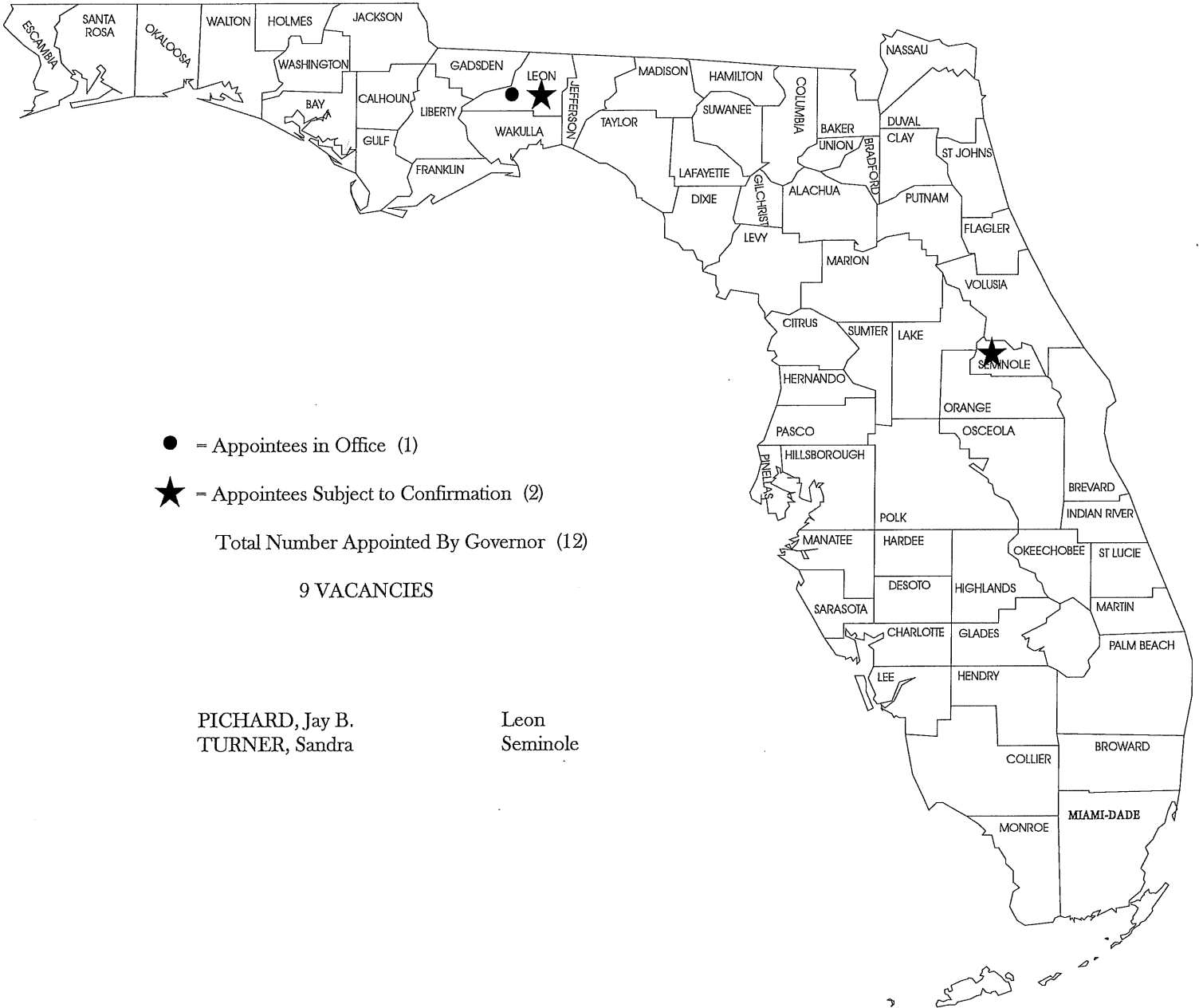
Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Florida Commission on Human Relations



- = Appointees in Office (1)
- ★ = Appointees Subject to Confirmation (2)

Total Number Appointed By Governor (12)

9 VACANCIES

PICHARD, Jay B.
TURNER, Sandra

Leon
Seminole

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Pichard, Jay B. Appointed: 06/15/2015
 Term: 06/12/2015 – 09/30/2016 Prior Term: 02/19/2015 - 09/30/2016
 City/County: Tallahassee/Leon
 Office: Florida Commission on Human Relations, Member
 Authority: 760.03(1), F.S.
 Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 6 filed as of 4/8/15
8. Meets Requirements of Law	X		
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Owner of Pichard Holdings, Inc.

Attendance: Attended 1 of 1 meetings (100%) from February 19, 2015 through August 31, 2015.

Compensation: Reimbursed fifty dollars per day while attending to the commission duties, and per diem and travel expenses pursuant to s. 112.061, F.S.

Requirements: The commission consists of twelve members who are broadly representative of various racial, religious, ethnic, social, economic, political, and professional groups within the state, at least one of whom is sixty years of age or older.

Additional Requirements: Terms are for four years. Required to file Form 1 with the Commission on Ethics.

Notes: Number 15 - Mr. Pichard is the owner of a corporation that operates in the temporary help service business and contracts with government entities.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

17

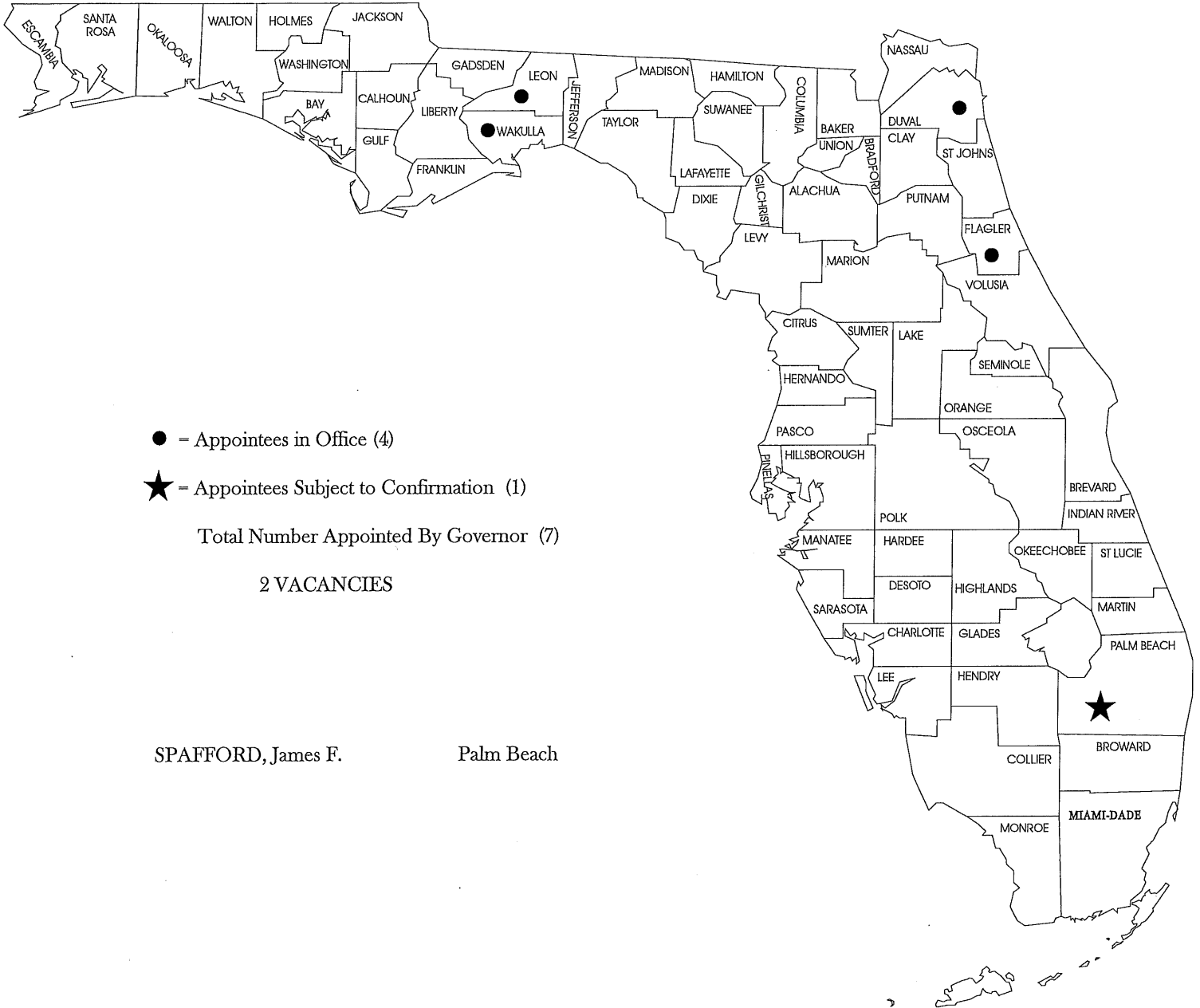
A1635S

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Occupational Therapy Practice



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Spafford, James F. Appointed: 06/15/2015
 Term: 06/12/2015 – 10/31/2018 Prior Term: 02/25/2015 - 10/31/2018
 City/County: Loxahatchee/Palm Beach
 Office: Board of Occupational Therapy Practice, Member
 Authority: 468.205, F.S. & 20.43(3)(g)15, F.S.
 Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 4/15/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 8/28/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Managing Member of Tradewinds Healthcare International, LLC

Attendance: Attended 2 of 2 meetings (100%) from February 25, 2015 through August 6, 2015.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

- Requirements:** The board of seven members who are residents of the state consist of the following:
- Four members who are licensed occupational therapists in good standing in this state who have been engaged in the practice of occupational therapy for at least four years immediately preceding their appointments;
 - One member who is a licensed occupational therapy assistant in good standing in this state who has been engaged in the practice of occupational therapy for at least four years immediately preceding the appointment; and
 - Two members who are consumers who are not connected with the practice of occupational therapy.

Additional Terms are for four years.

Requirements: Terms expire on October 31.

No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Consumer Member

The Florida Senate
COMMITTEE MEETING PACKET TAB

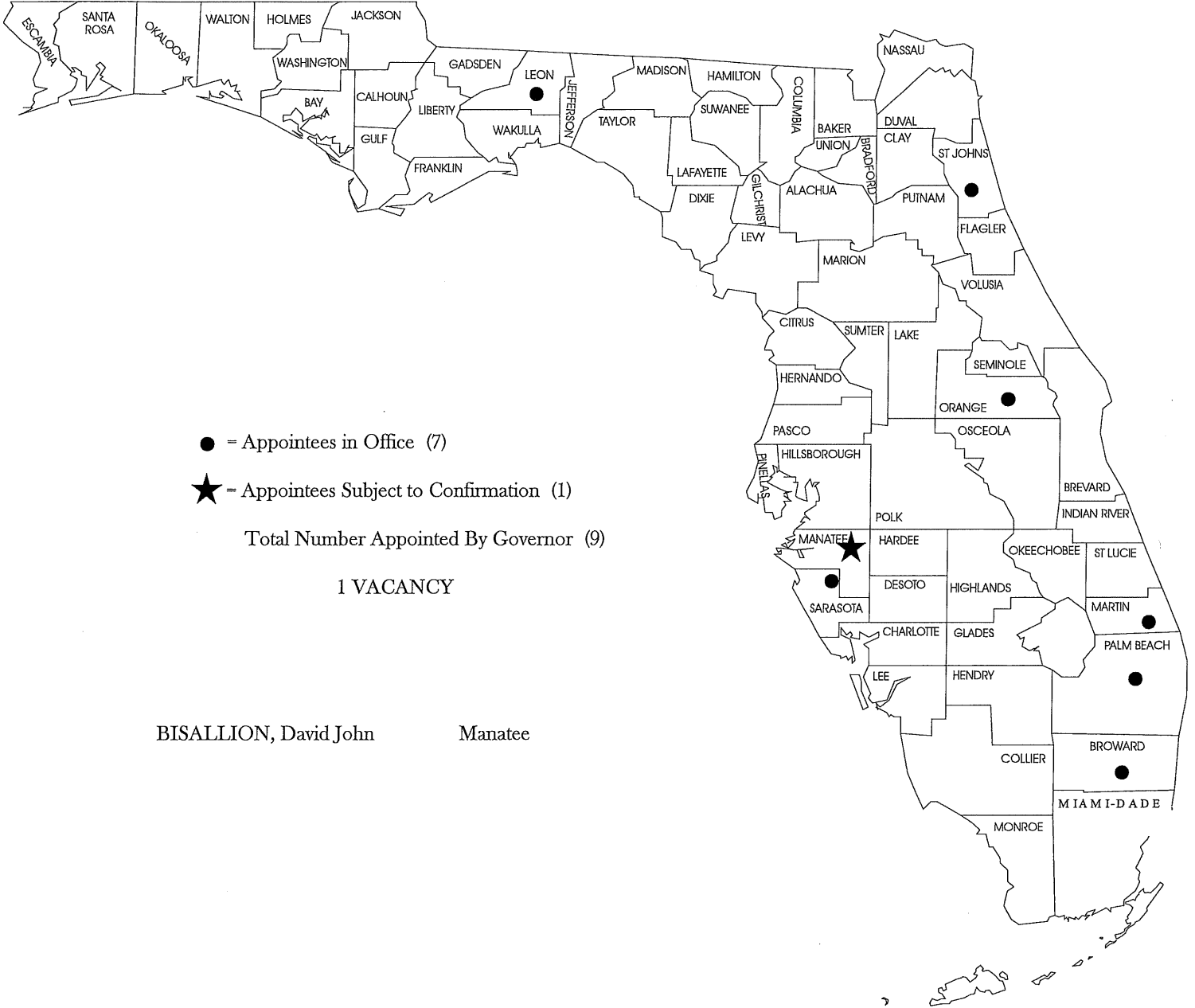
Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Pharmacy



Recommendation for Senate Confirmation of Executive Appointment

Appointee: Bisailon, David John
 Term: 08/07/2015 – 10/31/2018

Appointed: 08/13/2015
 Prior Term:

City/County: Bradenton/Manatee

Office: Board of Pharmacy, Member

Authority: 465.004(1), F.S. & 20.43(3)(g)10, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)	X		See Below
7. Financial Disclosure Filed	X		Form 1 filed as of 8/27/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended			Not Applicable
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee		X	
20. Currently a Registered Lobbyist		X	

Occupation: Retired from IBM

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

- Requirements:** The nine-member board is composed as follows:
- Seven members must be licensed pharmacists who are residents of this state, who have been engaged in practice of the profession of pharmacy in this state for at least four years and to the extent practicable, represent the various pharmacy practice settings;
 - Two pharmacist members must be currently engaged in the practice of pharmacy in a community pharmacy;
 - Two pharmacist members must be currently engaged in the practice of pharmacy in a Class II institutional pharmacy or a Modified Class II institutional pharmacy;
 - Three pharmacist members must be pharmacists licensed in the state, irrespective of practice settings.
 - Two members must be residents of this state who have never been licensed as pharmacists and who are in no way connected with the profession of pharmacy. No lay member may be connected in any way with a drug manufacturer or wholesaler; and
 - At least one member must be sixty years of age or older.

Additional Requirements: Terms are for four years.

Terms expire on October 31.

No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 6 - Mr. Bisailon served in the U.S. Marine Corps from 1958 to 1962.
Number 8 - Lay Member

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Harris, Joshua A. Appointed: 06/15/2015
 Term: 06/12/2015 – 10/31/2017 Prior Term: 03/26/2015 - 10/31/2017
 City/County: Orlando/Orange
 Office: Florida Real Estate Appraisal Board, Member
 Authority: 475.613, F.S. & 20.165(4)(b)1, F.S.
 Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 4/16/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Lecturer/Institute Director at the University of Central Florida; Managing Partner of Lakemont Group

Attendance: Attended 3 of 4 meetings (75%) from March 26, 2015 through August 31, 2015.

Compensation: Fifty dollars per day while attending to the business of the board; reimbursed for expenses pursuant to s. 112.061, F.S.

- Requirements:** The nine-member board consists of:
- Four members of the board must be real estate appraisers who have been engaged in the general practice of appraising real property in this state for at least five years immediately preceding appointment. Two of the members must be licensed or certified residential real estate appraisers and two of the members must be certified general real estate appraisers at the time of the appointment;
 - Two members of the board must represent the appraisal management industry;
 - One member who represents organizations that use appraisals for the purpose of eminent domain proceedings, financial transactions, or mortgage insurance; and
 - Two members who are representatives of the general public and shall not be connected in any way with the practice of real estate appraisal.

In appointing the real estate appraisers, while not excluding other appraisers, the Governor shall give preference to real estate appraisers who are not primarily engaged in real estate brokerage or mortgage lending activities. The appraiser members shall be as representative of the entire industry as possible, and membership in a nationally recognized or state-recognized appraisal organization shall not be a prerequisite to membership on the board. To the extent possible, no more than two members of the board shall be primarily affiliated with any one particular national or state appraisal association.

Additional Requirements: Terms are for four years.

Terms expire on October 31.

No member shall serve more than the remaining portion of a previous member's unexpired term, plus two consecutive 4-year terms.

Required to file Form 1 with the Commission on Ethics.

- Notes:** Number 8 - Representative of an organization using appraisals.
Number 15 - Dr. Harris disclosed that his business, Lakemont Group, LLC, has a contract to perform an economic study for the Winter Haven Economic Development Council.
Number 19 - Dr. Harris is a Lecturer/Institute Director at the University of Central Florida, 8/2008-Present. Dr. Harris was an Airport Management Intern for the Sebring Airport Authority from 2000 to 2001.

The Florida Senate
COMMITTEE MEETING PACKET TAB

Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Overdorf, Tobin R.

Appointed: 06/15/2015

Term: 06/12/2015 – 10/01/2017

Prior Term: 03/25/2015 - 10/01/2017

City/County: Palm City/Martin

Office: Treasure Coast Regional Planning Council, Region 10, Member

Authority: 186.504, F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 4/13/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			No Report
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)	X		See Below
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)	X		See Below
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: President of Crossroads Environmental; President of Beetle Trappers, Inc. (pest management)

Attendance: Attended 4 of 4 meetings (100%) from March 25, 2015 through August 31, 2015.

Compensation: The Florida Statutes make no provision for compensation.

Requirements: No less than two-thirds of the representatives serving as voting members on the governing bodies of regional planning councils shall be elected officials of local general-purpose governments chosen by the cities and counties of the region, provided each county shall have at least one vote. The remaining one-third of the voting members on the governing board shall be appointed by the Governor, to include one elected school board member, subject to confirmation by the Senate, and shall reside in the region from each of the following counties:

- Indian River;
- Martin;
- Palm Beach; and
- St. Lucie.

The elected school board member, appointed by the Governor, will be nominated by the Florida School Board Association.

No two appointees of the Governor shall have their places of residence in the same county until each county within the region is represented by a Governor's appointee.

Nothing contained in this section shall deny to local governing bodies or the Governor the option of appointing either locally elected officials or lay citizens provided at least two-thirds is composed of locally elected officials.

Additional Requirements: The Florida Statutes make no provision for terms.

Each county shall be a member of the Regional Planning Council created within the comprehensive planning district encompassing the county.

Required to file Form 1 with SOE's office.

Notes: Number 8 - Martin County Resident
Number 15 - Mr. Overdorf is the owner of an environmental consulting firm that provides contract services to government agencies.
Number 18 - Mr. Overdorf served on the Small Business Regulatory Advisory Council from 2009 to 2011.
Number 19 - Mr. Overdorf worked for Florida Atlantic University as a research assistant from 9/93 to 6/95.

The Florida Senate
COMMITTEE MEETING PACKET TAB

21

A2181M

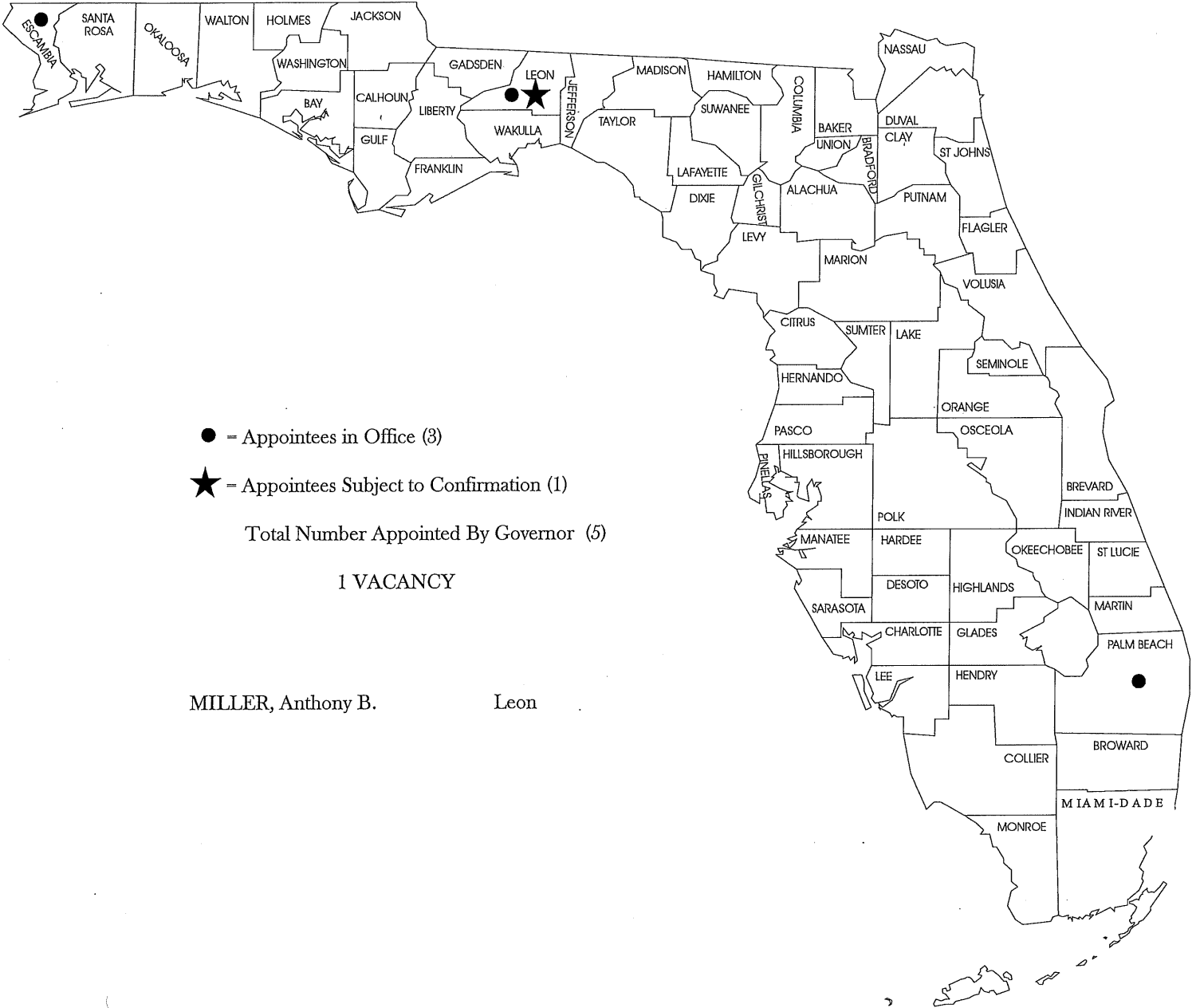
Ethics and Elections

MEETING DATE: Wednesday, October 21, 2015

TIME: 4:00—6:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

State Retirement Commission



- = Appointees in Office (3)
- ★ = Appointees Subject to Confirmation (1)

Total Number Appointed By Governor (5)

1 VACANCY

MILLER, Anthony B.

Leon

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Miller, Anthony B.

Appointed: 07/07/2015

Term: 07/02/2015 – 12/31/2016

Prior Term:

City/County: Tallahassee/Leon

Office: State Retirement Commission, Member

Authority: 121.22(1), F.S.

Reference(s): Committee on Ethics and Elections

Executive Appointment Questionnaire	Yes	No	Notes
1. Questionnaire completed	X		
2. Questionnaire notarized	X		
3. US Citizen (sworn statement)	X		
4. Florida Resident (sworn statement)	X		
5. Registered Voter in Florida	X		
6. Honorable Discharge (sworn statement)			Not Applicable
7. Financial Disclosure Filed	X		Form 1 filed as of 7/1/15
8. Meets Requirements of Law	X		See Below
9. Conviction Record		X	
10. Adverse Auditor General Report			Not Applicable
11. Adverse Ethics Commission Action		X	As of 9/10/15
12. Previously Suspended from Office		X	
13. Previously Refused Bond (sworn statement)		X	
14. Licenses or Certification Revoked/Suspended		X	
15. Contracts with State/Local Governments (sworn statement)		X	
16. Contracts with Pending Office		X	
17. Holds Another Public Office (sworn statement)		X	
18. Previously a Public Officer (sworn statement)		X	
19. Present or Past Government Employee	X		See Below
20. Currently a Registered Lobbyist		X	

Occupation: Deputy General Counsel for the Department of Lottery

Compensation: Members shall be paid a stipend of \$100 for each day spent on work of the commission. Additionally, each member shall be reimbursed for per diem and travel expenses pursuant to s. 112.061, F.S.

Requirements: The five-member commission consists of:

- Two members who are retired under a state-supported retirement system administered by the Department of Management Services;
- Two members who are active in a state-supported retirement system which is administered by the Department of Management Services; and
- One member who is neither a retiree, beneficiary or member of a state-supported retirement system which is administered by the Department of Management Services.

Each member shall have a different occupational background from the other members.

An appointee to the commission must have been a citizen of Florida for at least three years immediately prior to the appointment.

Additional Requirements: Terms are for four years.
No person shall serve who holds an elective public office of the state or any political subdivision thereof, or holds an office or serves as an agent for a political party.

Required to file Form 1 with the Commission on Ethics.

Notes: Number 8 - Active member in a state-supported retirement system
Number 19 - Mr. Miller is a Deputy General Counsel for the Department of Lottery, 8/2014 - Present.
Mr. Miller worked for the Department of Financial Services, 2007 to 2014.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations Subcommittee on General
Government, *Chair*
Governmental Oversight and Accountability,
Vice Chair
Appropriations
Environmental Preservation and Conservation
Ethics and Elections
Fiscal Policy

SENATOR ALAN HAYS

11th District

October 20, 2015

The Honorable Senator Garrett Richter, Chairman
Senate Ethics and Elections Committee
420 The Knott Building
404 S. Monroe Street
Tallahassee, FL 32399-1100

Dear Chairman Richter:

I respectfully request to be excused from tomorrow's meeting of the Ethics and Elections Committee. Unfortunately, an issue has come up that needs my attention in the district, and I will be unable to attend the scheduled meeting. Thank you in advance for your consideration of this request.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "D. Alan Hays, DMD".

D. Alan Hays, DMD
State Senator District 11

Cc: Dawn Roberts, Staff Director
Celia Georgiades

A handwritten signature in cursive script that reads "Garrett Richter".

REPLY TO:

- 871 South Central Avenue, Umatilla, Florida 32784-9290 (352) 742-6441
- 320 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5011
- 1104 Main Street, The Villages, Florida 32159 (352) 360-6739 FAX: (352) 360-6748
- 685 West Montrose Street, Suite 210, Clermont, Florida 34711 (352) 241-9344 FAX: (888) 263-3677

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Education Pre-K - 12, Chair
Ethics and Elections, Vice Chair
Appropriations Subcommittee on Education
Fiscal Policy
Government Oversight and Accountability
Higher Education

SENATOR JOHN LEGG
17th District

Legg.John.web@FLSenate.gov

October 21, 2015

The Honorable Garrett Richter
Committee on Ethics & Elections, Chair
420 Knott Building
404 South Monroe Street
Tallahassee, FL 32399

RE: Excused Absence

Dear Chair Richter:

I am unable to attend the Committee on Ethics & Elections scheduled Wednesday, October 21, 2015, and I respectfully request that this absence be excused. Your leadership and consideration are appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "John Legg".

John Legg
State Senator, District 17

cc: Dawn Roberts, Staff Director

A handwritten signature in black ink, appearing to read "Garrett Richter".

REPLY TO:

- 262 Crystal Grove Boulevard, Lutz, Florida 33548 (813) 909-9919
- 316 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5017

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

CourtSmart Tag Report

Room: KN 412

Case No.:

Type:

Caption: Senate Committee on Ethics and Elections

Judge:

Started: 10/21/2015 4:04:32 PM

Ends: 10/21/2015 4:24:22 PM **Length:** 00:19:51

4:04:31 PM Meeting called to order.
4:04:45 PM Tab 2 SB 184 Senator Bean
4:06:56 PM Senator Gaetz- Question
4:08:00 PM Chair Richter- Comments
4:09:05 PM Col. Mike Prendergast- The FL Dept. of Vet. Affairs- Waive in Support
4:10:45 PM Brian Pitts- Justice 2 Jesus
4:14:52 PM SB 184 reported favorably.
4:15:18 PM Senator Richter comments
4:15:49 PM Tab 1 SB 112 Senator Thompson
4:17:11 PM Senator Negrón- Question
4:17:54 PM Jess McCarty- Miami Dade County- Waive in Support
4:18:08 PM Marie Snowman Baker- Waive in Support
4:18:18 PM Lisa Mazza- Waive in Support
4:18:29 PM Rich Templin- FL AFC-CIO - Speaking For
4:20:07 PM Gail Marie Perry- Communications Workers of America- Waive in Support
4:21:23 PM SB 112 reported favorably.
4:22:20 PM Tabs 3-21
4:22:44 PM Motion to recommend confirmation by Senator Thompson
4:23:10 PM Confirmations reported favorably
4:23:26 PM Meeting adjourned.