

Amendment No.15

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Edwards offered the following:

Amendment (with title amendment)

5 Between lines 111 and 112, insert:

6 Section 3. Subsections (1) and (4) of section 102.141,
7 Florida Statutes, are amended to read:

8 102.141 County canvassing board; duties.—

9 (1) The county canvassing board shall be composed of the
10 supervisor of elections; a county court judge, who shall act as
11 chair; and the chair of the board of county commissioners. The
12 chief judge of the judicial circuit in which the county is
13 located shall appoint a county court judge as an alternate
14 member of the county canvassing board or, if each county court
15 judge is unable to serve or is disqualified, shall appoint an
16 alternate member who is qualified to serve as a substitute
17 member under paragraph (a). The chair of the board of county
18 commissioners shall appoint a member of the board of county
19 commissioners as an alternate member of the county canvassing
20 board or, if each member of the board of county commissioners is

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21 unable to serve or is disqualified, shall appoint an alternate
22 member who is qualified to serve as a substitute member under
23 paragraph (d). If a member of the county canvassing board is
24 unable to participate in a meeting of the board, the chair of
25 the county canvassing board or his or her designee shall
26 designate which alternate member will serve as a member of the
27 board in the place of the member who is unable to participate at
28 that meeting. Two of the three members or alternate members
29 serving as the county canvassing board must agree on any
30 decision or determination. If not serving as one of the three
31 members of the county canvassing board, an alternate member may
32 be present, observe, and communicate with the three members
33 constituting the county canvassing board, but may not vote in
34 the board's decisions or determinations. In the event any
35 member or alternate member of the county canvassing board is
36 unable to serve, is a candidate who has opposition in the
37 election being canvassed, or is an active participant in the
38 campaign or candidacy of any candidate who has opposition in the
39 election being canvassed, such member shall be replaced as
40 follows:

41 (a) If no county court judge is able to serve or if all
42 are disqualified, the chief judge of the judicial circuit in
43 which the county is located shall appoint as a substitute member
44 or alternate member a qualified elector of the county who is not
45 a candidate with opposition in the election being canvassed and
46 who is not an active participant in the campaign or candidacy of
47 any candidate with opposition in the election being canvassed.

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48 In such event, the members of the county canvassing board shall
49 meet and elect a chair.

50 (b) If the supervisor of elections is unable to serve or
51 is disqualified, the chair of the board of county commissioners
52 shall appoint as a substitute member a member of the board of
53 county commissioners who is not a candidate with opposition in
54 the election being canvassed and who is not an active
55 participant in the campaign or candidacy of any candidate with
56 opposition in the election being canvassed. The supervisor,
57 however, shall act in an advisory capacity to the canvassing
58 board.

59 (c) If the chair of the board of county commissioners is
60 unable to serve or is disqualified, the board of county
61 commissioners shall appoint as a substitute member one of its
62 members who is not a candidate with opposition in the election
63 being canvassed and who is not an active participant in the
64 campaign or candidacy of any candidate with opposition in the
65 election being canvassed.

66 (d) If a substitute member or alternate member cannot be
67 appointed as provided elsewhere in this subsection, the chief
68 judge of the judicial circuit in which the county is located
69 shall appoint as a substitute member or alternate member a
70 qualified elector of the county who is not a candidate with
71 opposition in the election being canvassed and who is not an
72 active participant in the campaign or candidacy of any candidate
73 with opposition in the election being canvassed.

74 (4) (a) The supervisor of elections shall upload into the
75 county's election management system by 7 p.m. of the day before

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76 the election the results of all early voting and absentee
77 ballots that have been canvassed and tabulated by the end of the
78 early voting period. Pursuant to ss. 101.5614(9), 101.657, and
79 101.68(2), the tabulation of votes cast or the results of such
80 uploads shall not be made public before the close of the polls
81 on election day.

82 (b) The canvassing board shall report all early voting and
83 all tabulated absentee results to the Department of State within
84 30 minutes after the polls close. Thereafter, the canvassing
85 board shall report, with the exception of provisional ballot
86 results, updated precinct election results to the department at
87 least every 45 minutes until all results are completely
88 reported. The supervisor of elections shall notify the
89 department immediately of any circumstances that do not permit
90 periodic updates as required. Results shall be submitted in a
91 format prescribed by the department.

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97 **T I T L E A M E N D M E N T**

98 Remove line 11 and insert:

99 voting; amending s. 102.141, F.S.; revising methods of selecting
100 canvassing board members; providing an effective date.
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