The Committee on Rules (Simmons) recommended the following:

**Senate Amendment to Amendment (834194) (with title amendment)**

Delete lines 1068 - 1069 and insert:

Section 25. Effective 60 days after the effective date of this act, subsection (3) of section 100.371, Florida Statutes, is amended to read:

100.371 Initiatives; procedure for placement on ballot.—

(3) An initiative petition form circulated for signature may not be bundled with or attached to any other petition. Each
signature shall be dated when made and shall be valid for a period of 2 years following such date, provided all other requirements of law are met. The sponsor shall submit signed and dated forms to the supervisor of elections for the county of residence listed by the person signing the form for verification of the number of valid signatures obtained. If a signature on a petition is from a registered voter in another county, the supervisor shall notify the petition sponsor of the misfiled petition. The petition sponsor must submit each signed petition gathered by a paid or volunteer petition circulator to the appropriate supervisor by the fifth day of the month following the month in which the petition is signed. The supervisor shall promptly verify the signatures within 30 days after receipt of the petition forms and payment of the fee required by s. 99.097. The supervisor shall promptly record, in the manner prescribed by the Secretary of State, the date each form is received by the supervisor, and the date the signature on the form is verified as valid. The supervisor may verify that the signature on a form is valid only if:

(a) The form contains the original signature of the purported elector.

(b) The form contains the disclosures required by s. 100.372(3), which must be legible, if the form was collected by a paid petition circulator.

(c) The purported elector has accurately recorded on the form the date on which he or she signed the form and the form was received by the supervisor by the fifth day of the month in the month after the form was signed.

(d) The form sets forth the purported elector’s name,
address, city, county, and voter registration number or date of birth.

(e)(d) The purported elector is, at the time he or she signs the form and at the time the form is verified, a duly qualified and registered elector in the state.

The supervisor shall retain the signature forms for at least 1 year following the election in which the issue appeared on the ballot or until the division of Elections notifies the supervisors of elections that the committee that circulated the petition is no longer seeking to obtain ballot position.

Section 26. Effective 60 days after the effective date of this act, section 100.372, Florida Statutes, is created to read:

100.372 Regulation of, and disclosures by, paid petition circulators.—

(1) A person may not collect signatures or initiative petitions for compensation unless the person is registered as a paid petition circulator with the Secretary of State.

(2) An application for registration must be submitted in the format required by the Secretary of State and must include the following:

(a) The information required to be contained on the petition form under s. 101.161, including the ballot summary and title as approved by the Secretary of State.

(b) The applicant’s name, permanent address, and date of birth.

(c) An address in this state at which the applicant will accept service of process related to disputes concerning circulation of that circulator’s petitions, if the circulator is
not a resident of this state.

(d) A statement that the applicant consents to the jurisdiction of the courts of this state in resolving disputes concerning the circulation of petitions by the applicant.

(e) Any information required by the Secretary of State to verify the applicant’s identity or address.

(3) All petitions circulated by a paid petition circulator must contain, in a format required by the Secretary of State, a completed Petition Circulator’s Affidavit which includes:

(a) The circulator’s name and address;

(b) The method by which the circulator is compensated such as compensation on an hourly basis, per signature basis, or other basis described by the circulator; and

(c) The following statement, which must be signed by the circulator:

By my signature below, as petition circulator, I verify that the petition was signed in my presence, that the petition signer had sufficient time to read the petition language, and that I believe the signature on the petition to be the genuine signature of the petition signer. Under penalties of perjury, I declare that I have read the foregoing Petition Circulator’s Affidavit and the facts stated in it are true.

Petition Circulator’s Signature: ...Signature...

(4) If a registered petition circulator is properly served
with a subpoena to provide evidence in an action regarding the
circulation of petitions and fails to appear or produce
documents as provided for in the subpoena, all signatures
collected by that circulator are deemed invalid. The party
serving the subpoena may request an order from the court
directing the removal of any petitions collected by the
circulator.

(5) A paid petition circulator shall display a badge that
states PAID CIRCULATOR in a form and manner specified by rule of
the Secretary of State.

(6) A person who violates subsection (1) or subsection (5)
commits a misdemeanor of the second degree, punishable as
provided in s. 775.082 or s. 775.083.

Section 27. Effective 60 days after the effective date of
this act, section 97.026, Florida Statutes, is amended to read:
97.026 Forms to be available in alternative formats and via
the Internet.—It is the intent of the Legislature that all forms
required to be used in chapters 97-106 shall be made available
upon request, in alternative formats. Such forms shall include
vote-by-mail ballots as alternative formats for such ballots
become available and the Division of Elections is able to
certify systems that provide them. Whenever possible, such
forms, with the exception of vote-by-mail ballots, shall be made
available by the Department of State via the Internet. Sections
that contain such forms include, but are not limited to, ss.
97.051, 97.052, 97.053, 97.057, 97.058, 97.0583, 97.071, 97.073,
97.1031, 98.075, 99.021, 100.361, 100.371, 100.372, 101.045,
105.031, 106.023, and 106.087.
Section 28. Effective upon this act becoming a law, the Secretary of State is authorized, and all conditions are deemed to be met, to adopt emergency rules pursuant to s. 120.54(4), Florida Statutes, for the purpose of administering the provisions of this act. This section expires July 1, 2020.

Section 29. This act applies to all revisions or amendments to the State Constitution which are proposed by initiative for the 2020 general election. However, this act does not affect the validity of any initiative petition that is gathered and submitted to a supervisor of elections within 60 days after this act becomes a law. This section shall take effect upon becoming a law.

Section 30. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon becoming a law, this act shall take effect July 1, 2019.

And the title is amended as follows:

Delete line 1158 and insert:

Code; amending s. 100.371, F.S.; requiring initiative sponsors to submit signed petition forms to the supervisor of elections within a specified timeframe; modifying the conditions upon which the supervisor may verify the signature on a petition form; creating s. 100.372, F.S.; prohibiting the collection of signatures or initiative petitions for compensation absent registration with the Secretary of State; prescribing requirements for registration as a paid
petition circulator; requiring circulated petitions to contain certain disclosures; specifying conditions under which petitions may be invalidated; requiring paid petition circulators to display certain identifying credentials; providing a penalty; amending s. 97.026, F.S.; conforming a provision to changes made by the act; authorizing emergency rulemaking for a specified timeframe; providing for applicability; providing effective dates.