

Tab 3 **SJR 902** by **Garcia (CO-INTRODUCERS) Dean, Grimsley**; (Similar to H 0711) Term Limits

Tab 4 **SB 532** by **Gibson**; (Similar to H 0369) Provisional Ballots

Tab 5 **SB 1188** by **Altman (CO-INTRODUCERS) Richter**; (Compare to H 1325) Representatives of Military Installations Who Serve on Land Planning or Zoning Boards

Tab 6 **SB 702** by **Altman (CO-INTRODUCERS) Dean**; (Identical to H 0647) Public Records/Voters and Voter Registration

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The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

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

MEETING DATE: Tuesday, January 26, 2016
TIME: 1:00—3:00 p.m.
PLACE: Pat Thomas Committee Room, 412 Knott Building

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

TAB	OFFICE and APPOINTMENT (HOME CITY)	FOR TERM ENDING	COMMITTEE ACTION
<p>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 1 and 2.)</p>			
<p>Florida Commission on Community Service</p>			
1	Rovira-Forino, Maritza (Land O Lakes)	09/14/2017	Recommend Confirm Yeas 9 Nays 0
<p>Board of Pilot Commissioners</p>			
2	Assal, Sherif (Miramar)	10/31/2017	Recommend Confirm Yeas 9 Nays 0
	Sola, Louis ()	10/31/2019	Recommend Confirm Yeas 9 Nays 0
TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
3	SJR 902 Garcia (Similar HJR 711)	Term Limits; Proposing amendments to the State Constitution to increase limits on the period for which a person may be elected as a state senator or state representative and to remove limits on the period for which a person may be elected as a United States Senator or United States Representative, etc. EE 01/26/2016 Favorable RC	Favorable Yeas 7 Nays 2
4	SB 532 Gibson (Similar H 369)	Provisional Ballots; Requiring the supervisor of elections to allow a person who voted a provisional ballot to submit an affidavit to cure an unsigned Provisional Ballot Voter's Certificate and Affirmation; prescribing the form and content of the affidavit; providing instructions to accompany each affidavit; requiring the affidavit, instructions, and the supervisor's contact information to be posted on specified websites; requiring the supervisor to attach a received affidavit to the corresponding provisional ballot envelope, etc. EE 01/26/2016 Favorable ATD FP	Favorable Yeas 6 Nays 3

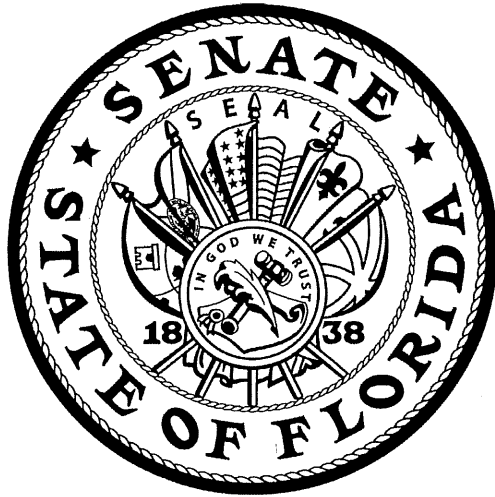
COMMITTEE MEETING EXPANDED AGENDA

Ethics and Elections

Tuesday, January 26, 2016, 1:00—3:00 p.m.

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
5	SB 1188 Altman (Compare H 1325)	Representatives of Military Installations Who Serve on Land Planning or Zoning Boards; Providing that a representative of a military installation is not required to file a specified statement of financial interests due solely to service on a local land planning or zoning board, etc. CA 01/19/2016 Favorable EE 01/26/2016 Favorable RC	Favorable Yeas 9 Nays 0
6	SB 702 Altman (Identical H 647)	Public Records/Voters and Voter Registration; Providing an exemption from public records requirements for specified information regarding a voter or voter registration applicant and information concerning preregistered voter registration applicants; authorizing disclosure of confidential and exempt information under certain circumstances; providing for future legislative review and repeal; providing a statement of public necessity, etc. EE 01/20/2016 Temporarily Postponed EE 01/26/2016 Temporarily Postponed GO RC	Temporarily Postponed

Other Related Meeting Documents



Committee:
ETHICS AND ELECTIONS

Senator Richter, Chair
Senator Legg, Vice Chair

Meeting Packet
Tuesday, January 26, 2016
1:00—3:00 p.m.
Pat Thomas Committee Room, 412 Knott Building

The Florida Senate
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Senator Legg, Vice Chair

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<p>Florida Commission on Community Service</p>			
1	Rovira-Forino, Maritza (Land O Lakes)	09/14/2017	
<p>Board of Pilot Commissioners</p>			
2	Assal, Sherif (Miramar)	10/31/2017	
	Sola, Louis ()	10/31/2019	

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
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		EE 01/26/2016 RC	
4	SB 532 Gibson (Similar H 369)	Provisional Ballots; Requiring the supervisor of elections to allow a person who voted a provisional ballot to submit an affidavit to cure an unsigned Provisional Ballot Voter's Certificate and Affirmation; prescribing the form and content of the affidavit; providing instructions to accompany each affidavit; requiring the affidavit, instructions, and the supervisor's contact information to be posted on specified websites; requiring the supervisor to attach a received affidavit to the corresponding provisional ballot envelope, etc.	
		EE 01/26/2016 ATD FP	

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Other Related Meeting Documents			

The Florida Senate
COMMITTEE MEETING PACKET TAB

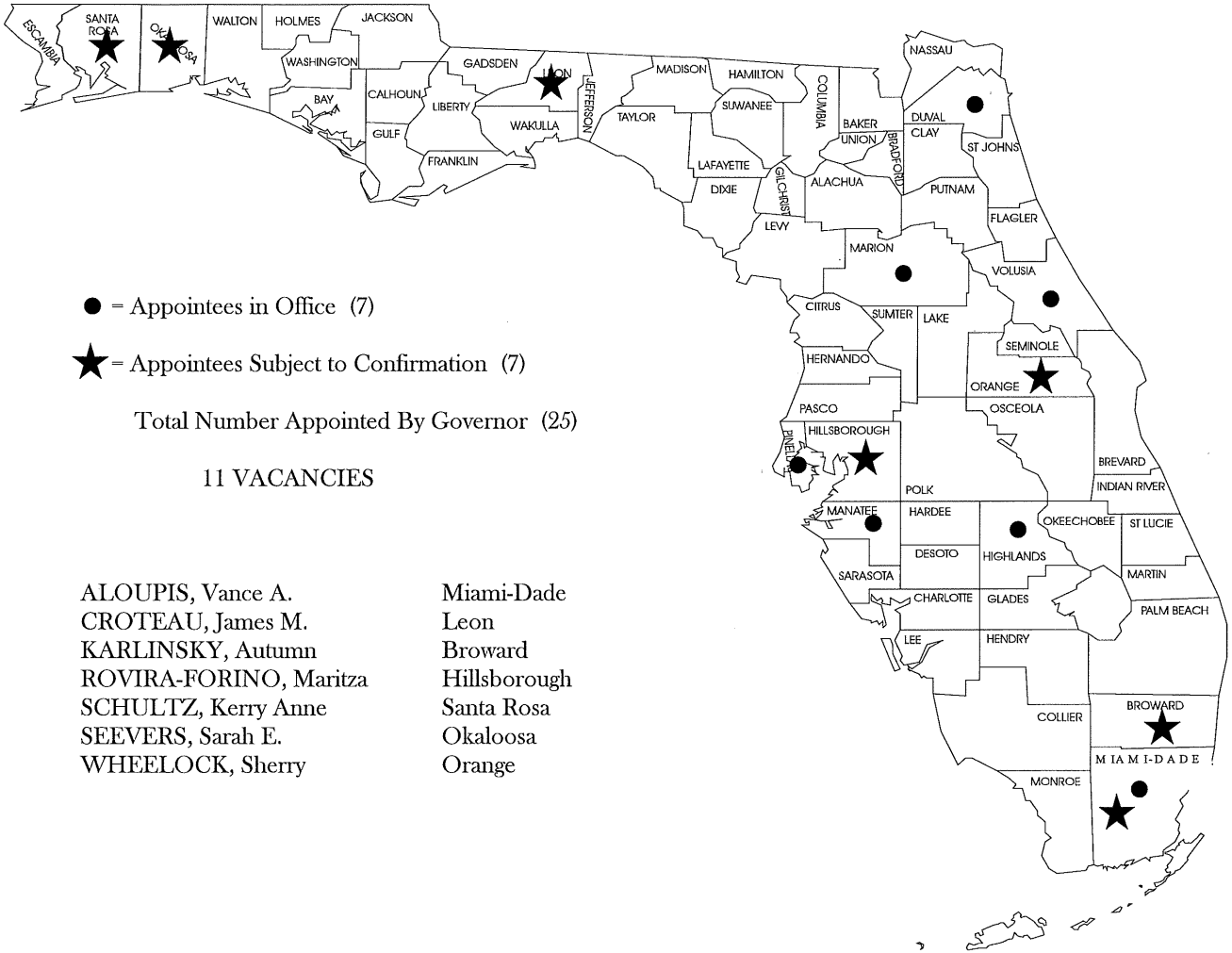
Ethics and Elections

MEETING DATE: Tuesday, January 26, 2016

TIME: 1:00—3:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Florida Commission on Community Service



● = Appointees in Office (7)

★ = Appointees Subject to Confirmation (7)

Total Number Appointed By Governor (25)

11 VACANCIES

ALOUPIIS, Vance A.
 CROTEAU, James M.
 KARLINSKY, Autumn
 ROVIRA-FORINO, Maritza
 SCHULTZ, Kerry Anne
 SEEVERS, Sarah E.
 WHEELOCK, Sherry

Miami-Dade
 Leon
 Broward
 Hillsborough
 Santa Rosa
 Okaloosa
 Orange

Requirements: The commission consists of no fewer than 15 and no more than 25 voting members, to be appointed on a bipartisan basis by the Governor and confirmed by the Senate. Voting members may represent one, or any combination of the following, so long as each of the respective categories are represented:

- The Commissioner of Education or a designee from that office;
- A representative of a community-based agency or organization;
- A representative of a local labor organization;
- A representative of local government;
- A representative of business;
- An individual between the ages of 16 and 25, inclusive, who is a participant in, or a supervisor of, a service program for school-aged youth or a campus-based or national service program;
- An individual who is a representative of a national service program;
- An individual with expertise in the educational, training, and developmental needs of youth, particularly disadvantaged youth; and
- An individual with experience in promoting service and volunteerism among older adults.
- Other voting members may include educators; experts in the delivery of human educational, environmental, or public safety services; representatives of Indian tribes; out-of-school or at-risk youth; and representatives of programs that are administered by or receive assistance under the Domestic Volunteer Service Act of 1973, as amended.

Not more than 50 percent plus one of the voting members of the commission may be aligned with the same political party.

In addition, the number of voting members of the commission who are officers or employees of the state may not exceed 25 percent.

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

Notes: Number 15 - Mrs. Rovira-Forino disclosed that her employer, Foresight Construction, is a contract provider of construction services to the state university system and school districts.
Number 18 - Mrs. Rovira-Forino served on the Governing Board of the Southwest Florida Water Management District from 2006 to 2010 and on the Northwest Hillsborough County Basin Board of the Southwest Florida Water Management District from 2002 to 2005.

The Florida Senate
COMMITTEE MEETING PACKET TAB

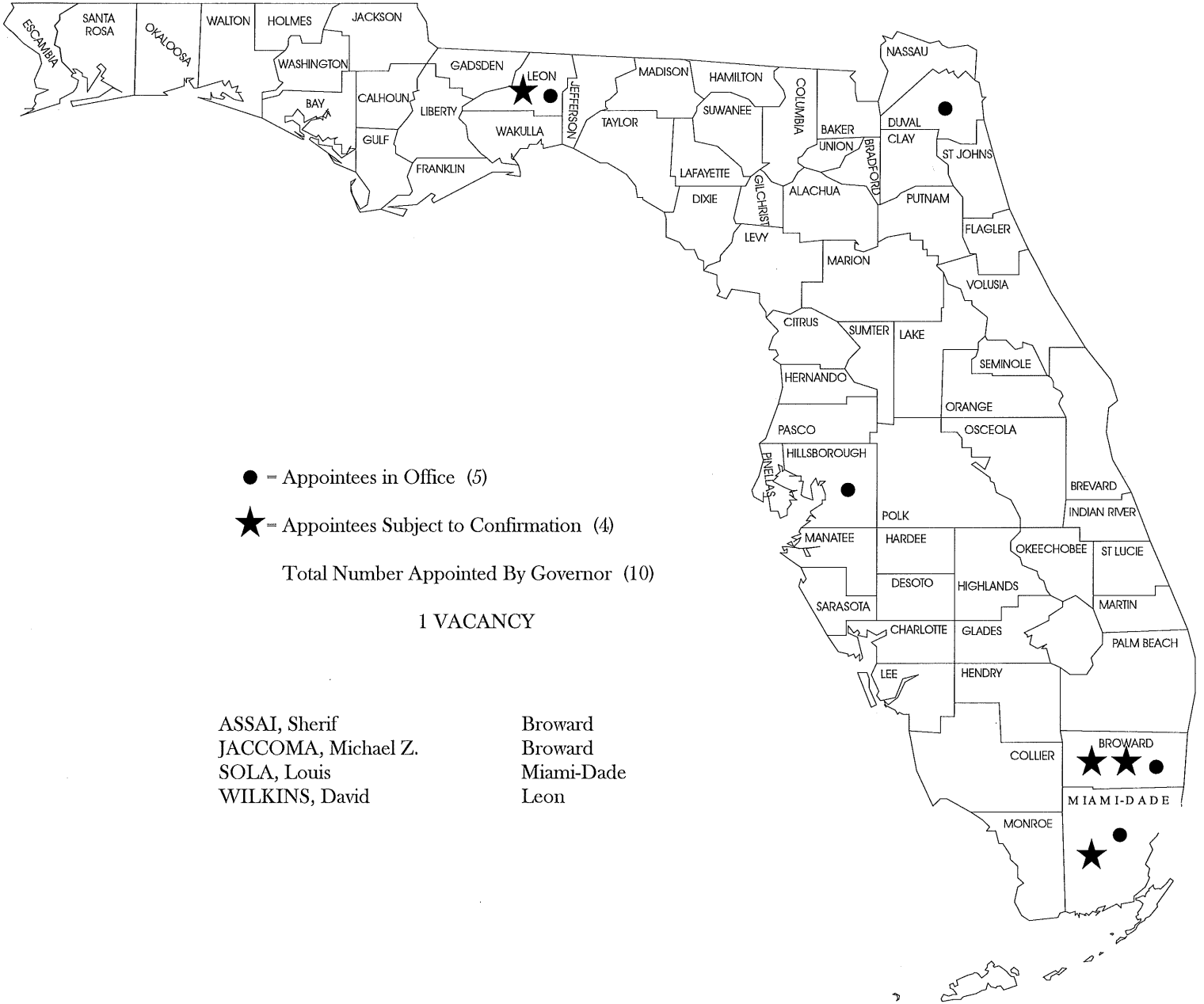
Ethics and Elections

MEETING DATE: Tuesday, January 26, 2016

TIME: 1:00—3:00 p.m.

PLACE: Pat Thomas Committee Room, 412 Knott Building

Board of Pilot Commissioners



- = Appointees in Office (5)
- ★ = Appointees Subject to Confirmation (15)

Total Number Appointed By Governor (10)

1 VACANCY

ASSAI, Sherif
 JACCOMA, Michael Z.
 SOLA, Louis
 WILKINS, David

Broward
 Broward
 Miami-Dade
 Leon

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Assal, Sherif
 Term: 12/04/2015 – 10/31/2017
 City/County: Miramar/Broward
 Office: Board of Pilot Commissioners, Member
 Authority: 310.011, F.S. & 20.165(5)(F.S.
 Reference(s): Committee on Ethics and Elections

Appointed: 12/10/2015
 Prior Term:

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 1/7/16
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 1/15/16
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	
20. Currently a Registered Lobbyist		X	

Occupation: Sr. VP of American Guard Services, Inc. President of United Stevedoring of America, Inc. Managing Member of Surveillance International, LLC

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 ten-member board consists of:
- Five licensed state pilots who are actively practicing their profession. The Governor shall appoint:
 - one member from the state at large;
 - one member from any of the following ports: Pensacola, Panama City, or Port St. Joe;
 - one member from any of the following ports: Tampa Bay, Boca Grande, Punta Gorda, Charlotte Harbor or Key West;
 - one member from any of the following ports: Fernandina, Jacksonville, or Port Canaveral; and
 - one member from any of the following ports: Ft. Pierce, Miami, Port Everglades, or Palm Beach.
 - Five members who are citizens of the state who are not licensed pilots, three of whom are not involved in or monetarily interested in the piloting profession, the maritime industry or marine shipping, one whom shall be actively involved in a professional or business capacity in maritime or marine shipping, and one who shall be a user of piloting services. The "user of piloting services" may be an owner, manager, or employee of a business which regularly uses the piloting services of licensed state pilots.

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 - User of Piloting Services

Number 15 - Mr. Assal disclosed he is the owner of American Guard Services and United Stevedoring & Surveillance, and both companies are port franchise tenants at Port Canaveral, Port Everglades, Port of Miami, and Port Tampa Bay.

Recommendation for Senate Confirmation of Executive Appointment

Appointee: Sola, Louis Appointed: 12/10/2015
 Term: 12/04/2015 – 10/31/2019 Prior Term:
 City/County: Miami/Miami-Dade
 Office: Board of Pilot Commissioners, Member
 Authority: 310.011, F.S. & 20.165(5)(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 1/11/16
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 1/13/16
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: CEO/Marine Dealer of Evermarine LLC

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 ten-member board consists of:
- Five licensed state pilots who are actively practicing their profession. The Governor shall appoint:
 - one member from the state at large;
 - one member from any of the following ports: Pensacola, Panama City, or Port St. Joe;
 - one member from any of the following ports: Tampa Bay, Boca Grande, Punta Gorda, Charlotte Harbor or Key West;
 - one member from any of the following ports: Fernandina, Jacksonville, or Port Canaveral; and
 - one member from any of the following ports: Ft. Pierce, Miami, Port Everglades, or Palm Beach.
 - Five members who are citizens of the state who are not licensed pilots, three of whom are not involved in or monetarily interested in the piloting profession, the maritime industry or marine shipping, one whom shall be actively involved in a professional or business capacity in maritime or marine shipping, and one who shall be a user of piloting services. The "user of piloting services" may be an owner, manager, or employee of a business which regularly uses the piloting services of licensed state pilots.

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. Sola served in the U.S. Army, 1986 - 1997.
Number 8 - Involved in Maritime Industry
Number 19 - Mr. Sola was an Adjunct Professor at the Florida State University, Panama Campus, 1999 -2001.

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: SJR 902

INTRODUCER: Senator Garcia and others

SUBJECT: Term Limits

DATE: January 20, 2016

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Fox	Roberts	EE	Favorable
2.			RC	

I. Summary:

SJR 902 extends term limits for State Senators and State Representatives from 8 to 12 years, while retaining 8-year limits for the Lieutenant Governor and members of the Florida Cabinet. A sitting State Senator or State Representative could *not* take advantage of the extension unless he or she were elected to a different legislative chamber or executive office, or had a break in continuous service.

The bill also deletes obsolete language in the State Constitution limiting the terms of Florida's members of the U.S. Congress.

The joint resolution, if passed by a 3/5ths vote of each House of the Legislature, will be voted on at the general election in November 2016. The joint resolution, by its express terms, would apply upon approval of the voters — at least 60% of those voting on the measure.

This joint resolution substantially amends Article VI, Section 4, of the Florida Constitution, and creates a new implementation schedule in Article XII.

II. Present Situation:

The Florida Constitution provides that a State Senator, State Representative, Lieutenant Governor, Florida Cabinet member, U.S. Representative from Florida, or U.S. Senator from Florida may not have his or her name on the ballot for reelection if the person has served in an office for eight consecutive years.¹ The U.S. Supreme Court has held that state-imposed limits on the terms of *federal* office holders violate the U.S. Constitution, effectively rendering unenforceable Florida's term limits on congressional members.²

¹ Art. VI, s. 4(b), FLA. CONST.

² See, *U.S. Term Limits, Inc. v. Thornton*, 115 S.Ct. 1842 (1995).

III. Effect of Proposed Changes:

SJR 902 extends the existing term limits for state legislators from 8 to 12 years; it maintains the current 8-year term limit for Florida lieutenant governor and members of the Cabinet.

Specifically, SJR 902 provides that no person may appear on the ballot for reelection to the office of Florida Senator or Florida Representative if, by the end of the current term of office, the person will have served (or, but for resignation, would have served) in that office for 12 consecutive years.

A sitting State Senator or State Representative could *not* take advantage of the extension unless he or she were elected to a different legislative chamber or executive office, or had a break in continuous service. Specifically, the joint resolution's Schedule provides that the term limits extension, "shall only apply to persons who are elected to their *initial* term of office for purposes of calculating term limits as a state senator or state representative in the 2016 general election or any election thereafter." (emphasis added)

The joint resolution also makes some technical modifications. It removes term limits for U.S. Representatives and U.S. Senators from Florida, which are unenforceable pursuant to U.S. Supreme Court precedent previously cited.

The joint resolution will take effect, by its express terms, upon approval (by 60% of the voters casting ballots on the measure) at the 2016 general election.

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:**

Each constitutional amendment is required to be published in a newspaper of general circulation in each county, once in the sixth week and once in the tenth week preceding the general election. Costs for advertising vary depending upon the length of the amendment; however, the Division of Elections estimates the cost of this amendment at a minimum of approximately \$45,550.

VI. Technical Deficiencies:

None.

VII. Related Issues:

In 1992, voters amended the Florida Constitution to include the current “eight is enough” term-limit scheme, by a margin of about 3 to 1.

VIII. Statutes Affected:

This joint resolution substantially amends Article VI of the Florida Constitution and creates an implementation schedule in Article XII.

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.

By Senator Garcia

38-00536-16

2016902__

1 Senate Joint Resolution
 2 A joint resolution proposing an amendment to Section 4
 3 of Article VI and the creation of a new section in
 4 Article XII of the State Constitution to increase
 5 limits on the period for which a person may be elected
 6 as a state senator or state representative and to
 7 remove limits on the period for which a person may be
 8 elected as a United States Senator or United States
 9 Representative.
 10
 11 Be It Resolved by the Legislature of the State of Florida:
 12
 13 That the following amendment to Section 4 of Article VI and
 14 the creation of a new section in Article XII of the State
 15 Constitution are agreed to and shall be submitted to the
 16 electors of this state for approval or rejection at the next
 17 general election or at an earlier special election specifically
 18 authorized by law for that purpose:
 19 ARTICLE VI
 20 SUFFRAGE AND ELECTIONS
 21 SECTION 4. Disqualifications.-
 22 (a) A ~~No~~ person convicted of a felony, or adjudicated in
 23 this or any other state to be mentally incompetent, ~~is not shall~~
 24 ~~be~~ qualified to vote or hold office until restoration of civil
 25 rights or removal of disability.
 26 (b) A ~~No~~ person may not appear on the ballot for re-
 27 election to any of the following offices:
 28 (1) State senator or state representative if, by the end of
 29 the current term of office, the person will have served, or but

38-00536-16

2016902__

30 for resignation would have served, in that office for twelve
 31 consecutive years.
 32 ~~(1) Florida representative,~~
 33 ~~(2) Florida senator,~~
 34 (2) (3) Florida Lieutenant governor ~~or,~~
 35 ~~(4) any office of the Florida cabinet,~~
 36 ~~(5) U.S. Representative from Florida, or~~
 37 ~~(6) U.S. Senator from Florida~~ if, by the end of the current
 38 term of office, the person will have served, or ~~for~~ but for
 39 resignation, would have served, in that office for eight
 40 consecutive years.
 41 ARTICLE XII
 42 SCHEDULE
 43 Applicability of amendment relating to the terms of state
 44 senators and state representatives.-
 45 (a) This amendment shall take effect upon approval by the
 46 electors.
 47 (b) The increase on limits on the period for which a person
 48 may be elected as a state senator or state representative by
 49 this amendment shall apply only to persons who are elected to
 50 their initial term of office for purposes of calculating term
 51 limits as a state senator or state representative in the 2016
 52 general election or any election thereafter.
 53 BE IT FURTHER RESOLVED that the following statement be
 54 placed on the ballot:
 55 CONSTITUTIONAL AMENDMENT
 56 ARTICLE VI, SECTION 4
 57 ARTICLE XII
 58 REVISING TERM LIMITS FOR LEGISLATIVE OFFICES.-Proposing an

38-00536-16

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59 amendment to the State Constitution to increase limits on the
60 period for which a person may be elected as state senator or
61 state representative, generally from 8 consecutive years to 12
62 consecutive years, for persons not currently serving in such an
63 office; and to remove limits on the period for which a person
64 may be elected as a United States Senator or United States
65 Representative, which have previously been ruled
66 unconstitutional.

THE FLORIDA SENATE

APPEARANCE RECORD

Tab# 3

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

1/26/16
Meeting Date

SJR 902
Bill Number (if applicable)

Topic Term limits

Amendment Barcode (if applicable)

Name Ben Wilcox

Job Title

Address 1719 Old Fort Dr.
Street

Phone 544-4448

Tallahassee FL 32301
City State Zip

Email

Speaking: For Against Information

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

Representing Common Cause Florida

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 532

INTRODUCER: Senator Gibson

SUBJECT: Provisional Ballots

DATE: January 20, 2016

REVISED: 01/26/16

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Fox	Roberts	EE	Favorable
2.			ATD	
3.			FP	

I. Summary:

SB 532 allows a voter who casts a provisional ballot but fails to sign his or her name on the Voter's Certificate to "cure" this deficiency by submitting an affidavit by 5 p.m. on the second day following the election, a procedure similar to the one adopted in 2013 for absentee ballot voters who forget to sign the ballot certificate/ mailing envelope.

The act takes effect July 1, 2016.

II. Present Situation:

When a poll worker can't affirmatively confirm the eligibility of a person who presents himself or herself to vote at an early voting location or at a polling precinct on Election Day, the person is entitled to vote a provisional, or "conditional," ballot.¹

In such case, the precinct clerk who is in charge of polling place operations generally works *one-on-one with the voter* to complete the Provisional Ballot Voter's Certificate and Affirmation, *making sure that all necessary information is filled out correctly — including the voter's signature*, his or her printed name, party registration, residential address, mailing address, and driver's license number/last 4 digits of the voter's social security number.² In fact, the Provisional Ballot Voter's Certificate must be sworn or affirmed before an election official, *who must counter-sign the attestation*.

The provisional voter is given written instructions on his or her right to provide the supervisor with written evidence of eligibility until 5 p.m. on the second day after the election, along with a numbered stub and directions on how to access a free system to find out if the provisional ballot

¹ Section 101.048(1), F.S.

² Section 101.048(3), F.S.

was counted in the final tally — and if not, why not.³ Additional procedures are laid out in the Division of Elections Polling Place Procedures Manual, which is used at every precinct.⁴

III. Effect of Proposed Changes:

The bill allows a provisional voter who fails to sign the voter's certificate but whose identity can otherwise be determined from information on the certificate to "cure" the omission by submitting an affidavit no later than 5 p.m. on the second day after an election. The voter's eligibility would still have to be determined in order for the ballot to count; the "cure" proposed in the bill would only ensure that the ballot would not be voided for lack of the requisite legal signature.

The bill prescribes the form of the affidavit, and lays out procedures and requirements for completing and submitting it — along with the manner of processing the submission. Finally, it requires the Department of State and the supervisors of elections to include the affidavit and instructions on their respective websites.

The post-submission "cure" concept in the bill appears to be modeled after the absentee ballot cure process for missing signatures adopted in 2013 (see **Section VII. Related Issues**, *infra*).

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.

B. Private Sector Impact:

None.

³ Section 101.048(1), (5), F.S.

⁴ See, Fla Dep't of State, *Polling Place Procedure Manual*, at .p.14-16 (Rule 1S-2.034, F.A.C.; Pub. DS-DE 11, June 2014)

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

In 2013, the Legislature authorized a similar post-submission affidavit procedure to allow *absentee voters* to cure missing signatures on absentee ballot voter certificates,⁵ the distinction being that absentee electors have no election official guiding them through the process of completing the voter's certificate and no counter-signature requirement.

VIII. Statutes Affected:

This bill substantially amends section 101.048 of the Florida Statutes.

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.

⁵ Ch. 2013-57, s.15, LAWS OF FLA. (codified at s. 101.68(4), F.S. (2013)).

By Senator Gibson

9-00119-16

2016532__

1 A bill to be entitled
 2 An act relating to provisional ballots; amending s.
 3 101.048, F.S.; requiring the supervisor of elections
 4 to allow a person who voted a provisional ballot to
 5 submit an affidavit to cure an unsigned Provisional
 6 Ballot Voter's Certificate and Affirmation;
 7 prescribing the form and content of the affidavit;
 8 providing instructions to accompany each affidavit;
 9 requiring the affidavit, instructions, and the
 10 supervisor's contact information to be posted on
 11 specified websites; requiring the supervisor to attach
 12 a received affidavit to the corresponding provisional
 13 ballot envelope; providing an effective date.

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

16
 17 Section 1. Paragraph (b) of subsection (2) of section
 18 101.048, Florida Statutes, is amended, and subsection (7) is
 19 added to that section, to read:

20 101.048 Provisional ballots.—

21 (2)

22 (b)1. If it is determined that the person was registered
 23 and entitled to vote at the precinct where the person cast a
 24 vote in the election, the canvassing board shall compare the
 25 signature on the Provisional Ballot Voter's Certificate and
 26 Affirmation or the Provisional Ballot Affidavit, if applicable,
 27 with the signature on the voter's registration and, if it
 28 matches, shall count the ballot.

29 2. If it is determined that the person voting the

Page 1 of 5

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

9-00119-16

2016532__

30 provisional ballot was not registered or entitled to vote at the
 31 precinct where the person cast a vote in the election, the
 32 provisional ballot shall not be counted and the ballot shall
 33 remain in the envelope containing the Provisional Ballot Voter's
 34 Certificate and Affirmation and the envelope shall be marked
 35 "Rejected as Illegal."

36 (7) Until 5 p.m. on the second day following the election,
 37 the supervisor of elections shall allow a person who has voted a
 38 provisional ballot that does not include the person's signature
 39 on the Provisional Ballot Voter's Certificate and Affirmation to
 40 complete and submit an affidavit in order to cure the unsigned
 41 provisional ballot. The supervisor of elections may allow a
 42 person to submit an affidavit to cure an unsigned provisional
 43 ballot only if the person's identity can otherwise be
 44 ascertained through information provided in the Provisional
 45 Ballot Voter's Certificate and Affirmation.

46 (a) The person must provide identification to the
 47 supervisor of elections and must complete a provisional ballot
 48 affidavit in substantially the following form:

49
 50 PROVISIONAL BALLOT AFFIDAVIT

51 I, . . . , am a qualified voter in this election and
 52 registered voter of County, Florida. I do solemnly swear or
 53 affirm that I voted a provisional ballot and that I have not and
 54 will not vote more than one ballot in this election. I
 55 understand that if I commit or attempt any fraud in connection
 56 with voting, vote a fraudulent ballot, or vote more than once in
 57 an election, I may be convicted of a felony of the third degree,
 58 finned up to \$5,000, and imprisoned for up to 5 years. I

Page 2 of 5

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

9-00119-16 2016532__

59 understand that my failure to sign this affidavit means that my
60 provisional ballot will be invalidated.

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

62 ...(Address)...

63
64
65
66 (b) Instructions must accompany the provisional ballot
67 affidavit in substantially the following form:

68
69 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE
70 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR
71 BALLOT NOT TO COUNT.

72
73 1. In order to cure the missing signature on your
74 Provisional Ballot Voter's Certificate and Affirmation, your
75 affidavit should be completed and returned as soon as possible
76 so that it can reach the supervisor of elections of the county
77 in which your precinct is located no later than 5 p.m. on the
78 second day following the election.

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

81 3. You must make a copy of one of the following forms of
82 identification:

83 a. Identification that includes your name and photograph:
84 United States passport; debit or credit card; military
85 identification; student identification; retirement center
86 identification; neighborhood association identification; or
87 public assistance identification; or

9-00119-16 2016532__

88 b. Identification that shows your name and current
89 residence address: current utility bill; bank statement;
90 government check; paycheck; or government document (excluding
91 voter identification card).

92 4. Place the envelope bearing the affidavit into a mailing
93 envelope addressed to the supervisor of elections. Insert a copy
94 of your identification in the mailing envelope. Mail, deliver,
95 or have delivered the completed affidavit along with the copy of
96 your identification to your county supervisor of elections. Be
97 sure there is sufficient postage if mailed and that the
98 supervisor's address is correct.

99 5. Alternatively, you may fax or e-mail your completed
100 affidavit and a copy of your identification to the supervisor of
101 elections. If e-mailing, please provide these documents as
102 attachments.

103 6. Submitting a provisional ballot affidavit does not
104 establish your eligibility to vote in this election or guarantee
105 that your ballot will be counted. The county canvassing board
106 determines your eligibility to vote through information provided
107 on the Provisional Ballot Voter's Certificate and Affirmation,
108 written evidence provided by the voter, and any other evidence
109 presented by the supervisor of elections or a challenger. You
110 may still be required to present additional written evidence to
111 support your eligibility to vote no later than 5 p.m. on the
112 second day following the election.

113 (c) The department and each supervisor of elections shall
114 include the affidavit and instructions on their respective
115 websites. The supervisor of elections shall include his or her
116 office's mailing address, e-mail address, and facsimile number

9-00119-16

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117 on the page containing the affidavit instructions; the
118 department's instruction page must include the office mailing
119 addresses, e-mail addresses, and facsimile numbers of all
120 supervisors of elections or provide a conspicuous link to such
121 addresses.

122 (d) The supervisor of elections shall attach each affidavit
123 received to the appropriate provisional ballot envelope
124 containing the Provisional Ballot Voter's Certificate and
125 Affirmation.

126 Section 2. This act shall take effect July 1, 2016.

THE FLORIDA SENATE
APPEARANCE RECORD

Tab # 4

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

1/25/16
Meeting Date

532
Bill Number (if applicable)

Topic PROVISIONAL BALLOTS

Amendment Barcode (if applicable)

Name RON LABASKY

Job Title _____

Address 225 S. ADAMS ST
Street

Phone _____

TALL FL 32302
City State Zip

Email _____

Speaking: For Against Information

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

Representing FL. STATE ASSOCIATION OF SUPERVISORS OF ELECTRICIANS

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

Tal # 4 W

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

1/26/16
Meeting Date

532
Bill Number (if applicable)

Topic Provisional Ballots

Amendment Barcode (if applicable)

Name Pamela Burch Fort

Job Title _____

Address 104 S. Monroe Street

Phone 850/425-1344

Tallahassee FL 32301

Email TcgLobby@aol.com

City State Zip

Speaking: For Against Information

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

Representing ACLU of Florida

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 1188

INTRODUCER: Senators Altman and Richter

SUBJECT: Representatives of Military Installations Who Serve on Land Planning or Zoning Boards

DATE: January 21, 2016 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Cochran	Yeatman	CA	Favorable
2.	Carlton	Roberts	EE	Favorable
3.			RC	

I. Summary:

SB 1188 provides that a representative of a military installation is not required to file an annual statement of financial interests ("CE Form 1") due solely to service on a local land planning or zoning board.

II. Present Situation:

Military Representation on Local Planning or Zoning Board

Section 163.3175(2), F.S., identifies the major military installations that, due to their mission and activities, have a greater potential for experiencing compatibility and coordination issues than others, and also identifies the local governments proximate to these installations that are required to address compatibility of land development with military installations in their comprehensive plans.¹ The Community Planning Act recognizes the importance of local governments cooperating with military installations to encourage compatible land use and facilitate the continued presence of major military installations in this state.² As of July 1, 2014, all affected local governments have adopted the required comprehensive plan amendments to include criteria addressing compatibility of lands adjacent or closely proximate to military installations.³

To facilitate the exchange of information, a representative from the military acting on behalf of all military installations within that jurisdiction shall be included as an ex officio, nonvoting member of the county's or affected local government's land planning or zoning board.⁴

¹ Florida Department of Economic Opportunity, *Military Bases-Military Base Encroachment*, <http://www.floridajobs.org/community-planning-and-development/programs/community-planning-table-of-contents/military-base-encroachment> (last visited January 12, 2016).

² *Id.*

³ *Id.*

⁴ Section 163.3175(7), F.S.

Financial Disclosure

Under s. 112.3145, F.S., local officers are required to file an annual statement of financial interests (“CE Form 1”) no later than July 1 of each year.⁵ “Local officer” is defined by statute, and includes those serving on a planning or zoning board.⁶ There is no exclusion for ex officio, non-voting members of these boards. Local officers are required to file CE Form 1 with the supervisor of elections in the county in which they permanently reside.^{7,8} CE Form 1 gives the filer the option of using reporting thresholds that are absolute dollar values, or using comparative thresholds (percentages).⁹ The form requires reporting of gross income, secondary sources of income, real property in Florida, intangible personal property, liabilities, and interests in specified businesses.¹⁰ The CE Form 1, though sufficient to give the public notice of potential conflicts, is less detailed than the “Form 6” financial disclosure form that members of the Legislature are required to file.

III. Effect of Proposed Changes:

Section 1 amends s. 163.3175(7), F.S., to provide that a representative of a military installation is not required to file an annual CE Form 1 pursuant to s. 112.3145, F.S., due solely to service on a local land planning or zoning board. If such a representative is a public officer or employee in another capacity that is also subject to the annual Form 1 requirement, this bill does not relieve him or her from that obligation. Notwithstanding this change, such a military representative will continue to be a public officer for purposes of the applicable standards of conduct in the Code of Ethics for Public Officers and Employees.¹¹

Section 2 provides an effective date of July 1, 2016.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

⁵ Local officers are also required to file within 60 days of termination, and within 30 days of start date; Section 112.3145, F.S.

⁶ Section 112.3145(1)(a)(d), F.S.

⁷ Florida Commission on Ethics, *Filing Information*, available at http://www.ethics.state.fl.us/Documents/Forms/Form1.html#form_1 (last visited January 12, 2016).

⁸ Section 112.3145(2)(c), F.S.

⁹ Justice Administrative Commission, Florida’s Financial Disclosure Requirements at 9, available at <https://www.justiceadmin.org/HR/2015%20JAC%20-%20Print%20Copy.pdf> (last visited January 12, 2016).

¹⁰ *Id.* at 10-12.

¹¹ Part III, Ch. 112, Florida Statutes.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

The Commission on Ethics has expressed concerns about the effective date of July 1, 2016. If passed, the bill would become law on the 2015 financial disclosure due date. The Commission's 2015 CE Form 1 has already been printed and made available to public officers and employees. Those forms would not be able to be changed to reflect the changes made by this bill. Additionally, the Commission is concerned about potential confusion over which filers would have to file. The list of financial disclosure filers will be completed and entered into the financial disclosure system by May 15, 2016. There is no method in the financial disclosure system to identify and flag this type of filer. As a result, some of those filers may not be removed from the system prior to the Form 1 due date. The Commission would have limited time to educate the filers and coordinators about the change in law.¹²

VIII. Statutes Affected:

This bill substantially amends section 163.3175 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

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

None.

¹² Commission on Ethics, *Senate Bill 1188 Fiscal Analysis* (Jan. 6, 2016) (on file with the Senate Committee on Ethics and Elections).

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 Altman

16-00954-16

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A bill to be entitled

An act relating to representatives of military installations who serve on land planning or zoning boards; amending s. 163.3175, F.S.; providing that a representative of a military installation is not required to file a specified statement of financial interests due solely to service on a local land planning or zoning board; providing an effective date.

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

Section 1. Subsection (7) of section 163.3175, Florida Statutes, is amended to read:

163.3175 Legislative findings on compatibility of development with military installations; exchange of information between local governments and military installations.—

(7) To facilitate the exchange of information provided for in this section, a representative of a military installation acting on behalf of all military installations within that jurisdiction shall be included as an ex officio, nonvoting member of the county's or affected local government's land planning or zoning board. Such a representative is not required to file a statement of financial interests pursuant to s. 112.3145 solely due to his or her service on the county's or affected local government's land planning or zoning board.

Section 2. This act shall take effect July 1, 2016.

Tab #5 ✓

THE FLORIDA SENATE

APPEARANCE RECORD

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

1/26/16

Meeting Date

SB 1188

Bill Number (if applicable)

Topic Military Representative financial disclosure

Amendment Barcode (if applicable)

Name Col. Rocky McPherson, USMC (ret.)

Job Title VP, Military & Defense, Enterprise Florida

Address 4043 KILMARTIN DRIVE

Phone 850 298-6652

Street

City

TALLAHASSEE

State

FL

Zip

32309

Email rmcpherson@eflorida.com

Speaking: For Against Information

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

Representing Enterprise Florida / Florida Defense Support Task Force

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.

Tab #5 ✓

THE FLORIDA SENATE APPEARANCE RECORD

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

26 JAN. 2016
Meeting Date

1188
Bill Number (if applicable)

Topic FINANCIAL DISCLOSURE

Amendment Barcode (if applicable)

Name WILEY HORTON

Job Title COMM'NR, FLA. COMM'N ON ETHICS

Address 3812 BOBBINBROOK CIR.
Street

Phone 850-222-3533

TALLAHASSEE FL 32312
City State Zip

Email wiley@penningtonlaw.com

Speaking: For Against Information

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

Representing FLA. COMM'N ON ETHICS

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.

Tab #5 W

THE FLORIDA SENATE

APPEARANCE RECORD

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

1/26/14
Meeting Date

1188
Bill Number (if applicable)

Topic Financial Disclosure

Amendment Barcode (if applicable)

Name NIKUNDIA DOSS

Job Title Executive Director

Address 325 John Knox Rd
Street

Phone 850) 488-7864

Tallah, FL 32303
City State Zip

Email doss.nikundia@leg.state.fl.us

Speaking: For Against Information

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

Representing Florida Commission on Gottics

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

Tab #5 ✓

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

11/26/16
Meeting Date

1188
Bill Number (if applicable)

Topic Financial disclosure

Amendment Barcode (if applicable)

Name Ben Wilroy

Job Title _____

Address 1719 Old Fort Dr.
Street

Phone 544-4448

Dalton FL 32307
City State Zip

Email _____

Speaking: For Against Information

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

Representing Common Cause FL.

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 702

INTRODUCER: Senators Altman and Dean

SUBJECT: Public Records/Voters and Voter Registration

DATE: January 14, 2016

REVISED: 01/19/16

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Fox	Roberts	EE	Pre-meeting
2.			GO	
3.			RC	

I. Summary:

SB 702 makes confidential and exempt from public records the residential address, birth date, telephone number, and e-mail address of voter registration applicants and voters, as well as ALL information concerning 16 and 17-year-old minors who preregister to vote; *notwithstanding*, a canvassing board, election official, the voter himself or herself, and specific election-related, political persons and groups (opposed candidates, political parties, and registered political committees, for political purposes only) may continue to examine and copy such information for *non-minor* voters and voter registration applicants.

This public records issue is one of the Florida Association of Supervisors of Elections' 2016 legislative priorities.

The bill provides for repeal of the exemption on October 2, 2021, unless reviewed and saved from repeal by the Legislature. It also provides a statement of public necessity as required by the State Constitution.

Because this bill creates a new public records exemption, it requires a two-thirds vote of the members present and voting in each house of the Legislature for final passage.

This bill will take effect July 1, 2016.

II. Present Situation:

With relatively few exceptions, voter registration information in Florida is a public record¹; this has been the case for a long time.

¹ Section 97.0585, F.S. In addition to protections afforded in other parts of the statutes, Florida election law makes confidential and exempt from disclosure by an agency a voter registration applicant's or voter's social security number, driver's license number, Florida I.D. number, the place where a person registered to vote or updated a registration, and all

Any person is currently entitled to request a copy of the non-confidential portion of the entire statewide voter registration list, and may use that information for *any purpose whatsoever*;² this, conversely, has only been the case only since 1998 — when the State authorized the first *statewide* voter registration database.

Floridians have long-enjoyed the right to *inspect* the non-confidential portion of the voter registration records of each county. Until about 20 years ago, however, copying those voter records was the *exclusive* province of certain governmental entities (the courts, cities, agencies) and certain election-related, political persons and groups (candidates, registered political committees, committees of continuous existence, political parties and incumbent officeholders).³

Prior to 1998, *use* of non-confidential voter information by such individuals and groups was largely limited to specific purposes: a) candidates could only use the information to further their candidacy; b) registered political committees, committees of continuous existence, and political parties or officials for political purposes only; and, c) incumbent officeholders in order to report to their constituents. Further, there was a *specific prohibition* against using such information for *commercial purposes*.⁴ In fact, someone seeking this information was required to swear and subscribe a written oath that he or she would only use the information as prescribed by the law and not permit any unauthorized person to use or copy it.⁵

All this changed in 1997, when the Legislature authorized the initial statewide voter registration database which for the first time compiled, in *a single location*, all 67 counties' "official" voter registration lists.⁶ The idea of this Central Voter File ("CVF"), the precursor to the current Florida Voter Registration System ("FVRS"), was to make it easier for those engaged in statewide and multicounty races to compile the necessary voter data without having to run around to the individual supervisors' offices.⁷

At the time, however, the Legislature made an important change that is at the heart of this bill: it specifically designated the CVF as a public record, and allowed *any person* to request a copy of non-protected information and to use it for *any purpose whatsoever, without limitation*.⁸ This is essentially the situation that persists to this day with current FVRS.⁹

declinations to vote. *Id.* It also exempts from copying, but not inspection, the signature of a voter registration applicant or a voter. *Id.*

² *Id.*

³ Notwithstanding, anyone could request a copy of non-confidential voter registration information following an election. *See e.g.*, Section 98.095, F.S. (1995).

⁴ *Id.*

⁵ *Id.*

⁶ Ch. 97-13, s. 39, LAWS OF FLA.

⁷ Senate Ethics and Elections Committee Bill Analysis, CS/SB 568, at p. 22 (March 18, 1997) (on file with the Senate EE Committee).

⁸ *Id.*; *see also*, Ch. 97-13, s. 39, LAWS OF FLA.

⁹ In 2001, the Legislature sought to adopt a much more restrictive public records scheme similar to the one proposed in the current bill, in connection with a then-newly-authorized statewide voter registration database. Ch. 2001.40, s. 70-72, LAWS OF FLA. (codified at s. 98.0979, F.S. (2002)). Three years later, a Leon County circuit court judge struck the statute down void *ab initio* on *procedural grounds*, finding that it was adopted in a general elections bill without the requisite statement of public necessity in violation of Art. I, s. 24 of the Florida Constitution —the effect being that the statute never existed or was never on the books. *See Cable News Network, et al. v. Florida Dep't of State*, Case No. 2004 CA 001259 (2nd Jud. Cir., July

In the context of the CVF change that took effect in 1998, voter privacy was likely not the paramount concern. Folks would have had to acquire a copy of the entire voter list — possibly in printed, hard copy form — from the Division of Elections in Tallahassee, and process the information for their purposes. Further, the information could only be disseminated to a relatively finite number of people by word-of-mouth or letter without incurring great expense. In other words, there were a number of pragmatic and economic safeguards in place to prevent widespread dissemination of this material.

Fast-forward about 20 years to today and the *Brave New World* of the Internet and so-called “Big Data,” and the problem becomes clear. Anyone can request an electronic copy of all the non-confidential voter registration information in the State and quickly post it on the Internet for literally the entire world to see at miniscule to no cost, thereby raising serious personal privacy issues.

It should come as no surprise that this is precisely what has transpired. At least one web site *that contains commercial or sponsored links*, <http://flvoters.com/>, provides extensive details about every registered voter in the State — including the voter’s name, date of birth, residence address, mailing address, voter ID number, when the person registered to vote, what political party the person is affiliated with, the voter’s telephone number, e-mail address, race, precinct number, as well as other information about district races in which the person is eligible to vote. This information can be accessed by voter’s name, birth date, or address.

As it turns out, *not every voter takes kindly to having their personal information put out there on the web* — or maybe having their neighbors know which political party they belong to. Committee staff and some Senators’ aides have fielded numerous calls from constituent voters in the past few months, upset that *personal* information that they provided to government officials in order to vote is posted online.

The bill’s public necessity statement provides that putting a voter’s address, date of birth, telephone number, and e-mail address in the public domain might make them easier targets for identity fraud, or may lead to consumer scams, unwanted solicitations, or other invasive contacts. It notes that having a voter’s e-mail address out there may lead to fraudulent absentee ballot requests. Further, it could discourage voters from disclosing their e-mail address, which could slow down and increase the cost of transmitting absentee ballots to voters requesting them. With respect to 16 and 17-year-old minors who are entitled to pre-register to vote,¹⁰ it cites the need for increased protection for this class of persons who may potentially be subject to additional solicitations, harassment, stalking, or intimidation. It also cites the possibility that this might discourage some minors from preregistering to vote, a rationale that arguably applies to non-minors.

On the other side of the coin, the First Amendment Foundation is on record in opposition to the bill. An excerpt from the open letter on its web site to the bill sponsor states as follows:

1, 2004) (Final Declaratory Summary Judgment). The Legislature repealed the statute the following year. *See*, Ch. 2005-278, s. 55, LAWS OF FLA.; Ch. 2005-277, s. 77, LAWS OF FLA.

¹⁰ Sec. 97.041(1)(b), F.S.

While we understand the rationale for the proposed exemption, much of the information the bill purports to protect in a voter record is currently available from a variety of public sources. Of specific concern is the exemption for ... address and date of birth — if I know a voter's name, for example, such information is readily and easily accessible. ... Additionally, researchers and statisticians compiling information about voters and specific elections commonly use this information, and to close access to important historical information is contrary to the public interest.¹¹

III. Effect of Proposed Changes:

SB 702 makes confidential and exempt from public disclosure:

- The legal residence address, date of birth, telephone number, and e-mail address of a voter registration applicant or voter, and,
- All information relating to 16 and 17-year-old minors who apply for preregistration.

The bill, however, *does* allow the following persons and groups to continue to inspect and copy such information as it relates to *non-minors*:

1. The voter or voter registration applicant, limited to his or her own record;
2. A canvassing board;
3. An election official;
4. A political party or official thereof;
5. A candidate who has filed qualification papers and is opposed in an upcoming election; and,
6. A registered political committee, for political purposes only.

The bill provides that the exemption is subject to the Open Government Sunset Review Act and will repeal on October 2, 2021, unless reviewed and reenacted by the Legislature.

The bill provides a statement of public necessity as required by the State Constitution.

Because this bill creates a new public records exemption, it requires a two-thirds vote of the members present and voting in each house of the Legislature for final passage.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

General Public Records Law

The Florida Constitution provides that the public has the right to inspect or copy records made or received in connection with official governmental business.¹² This applies to the

¹¹ See letter from Barbara A. Peterson, President, First Amendment Foundation, to The Honorable Thad Altman (12 January 2016), available at <http://floridafaf.org/files/2015/09/SB-702.pdf> (last accessed 14 Jan. 2016).

¹² FLA. CONST., Art. I, s. 24(a).

official business of any public body, officer or employee of the state, including all three branches of state government, local governmental entities and any person acting on behalf of the government.¹³

In addition to the Florida Constitution, the Florida Statutes provides that the public may access legislative and executive branch records.¹⁴ Chapter 119, F.S., constitutes the main body of public records laws, and is known as the Public Records Act.¹⁵ The Public Records Act states that:

It is the policy of this state that all state, county and municipal records are open for personal inspection and copying by any person. Providing access to public records is a duty of each agency.¹⁶

According to the Public Records Act, a public record includes virtually any document or recording, regardless of its physical form or how it may be transmitted.¹⁷ The Florida Supreme Court has interpreted public records as being “any material prepared in connection with official agency business which is intended to perpetuate, communicate or formalize knowledge of some type.”¹⁸ A violation of the Public Records Act may result in civil or criminal liability.¹⁹

The Legislature may create an exemption to public records requirements.²⁰ An exemption must pass by a two-thirds vote of the House and the Senate.²¹ In addition, an exemption must explicitly lay out the public necessity justifying the exemption, and the exemption must be no broader than necessary to accomplish the stated purpose of the exemption.²² A statutory exemption which does not meet these criteria may be unconstitutional and may not be judicially saved.²³

¹³ FLA. CONST., art. I, s. 24(a).

¹⁴ The Public Records Act does not apply to legislative or judicial records. *Locke v. Hawkes*, 595 So. 2d 32 (Fla. 1992). Also see *Times Pub. Co. v. Ake*, 660 So. 2d 255 (Fla. 1995). The Legislature’s records are public pursuant to s. 11.0431, F.S. Public records exemptions for the Legislature are primarily located in s. 11.0431(2)-(3), F.S.

¹⁵ Public records laws are found throughout the Florida Statutes.

¹⁶ Section 119.01(1), F.S.

¹⁷ Section 119.011(12), F.S., defines “public record” to mean “all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, data processing software, or other material, regardless of the physical form, characteristics, or means of transmission, made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency.” Section 119.011(2), F.S., defines “agency” to mean as “any state, county, district, authority, or municipal officer, department, division, board, bureau, commission, or other separate unit of government created or established by law including, for the purposes of this chapter, the Commission on Ethics, the Public Service Commission, and the Office of Public Counsel, and any other public or private agency, person, partnership, corporation, or business entity acting on behalf of any public agency.”

¹⁸ *Shevin v. Byron, Harless, Schaffer, Reid and Assoc. Inc.*, 379 So. 2d 633, 640 (Fla. 1980).

¹⁹ Section 119.10, F.S. Public records laws are found throughout the Florida Statutes, as are the penalties for violating those laws.

²⁰ FLA. CONST., art. I, s. 24(c).

²¹ FLA. CONST., art. I, s. 24(c).

²² FLA. CONST., art. I, s. 24(c).

²³ *Halifax Hosp. Medical Center v. New-Journal Corp.*, 724 So.2d 567 (Fla. 1999). In *Halifax Hospital*, the Florida Supreme Court found that a public meetings exemption was unconstitutional because the statement of public necessity did not define important terms and did not justify the breadth of the exemption. *Id.* at 570. The Florida Supreme Court also declined to narrow the exemption in order to save it. *Id.* In *Baker County Press, Inc. v. Baker County Medical Services, Inc.*, 870 So. 2d

An exemption may provide that a record is ‘confidential and exempt’ or ‘exempt.’ Records designated as ‘confidential and exempt’ may be released by the records custodian only under the circumstances defined by the Legislature. Records designated as ‘exempt’ may be released at the discretion of the records custodian.²⁴

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

The bill will adversely affect commercial web sites in the business of sharing Florida voter registration data. While the precise impact is unclear, the reduction will likely be significant.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

Governor’s Veto (2013)

Governor Scott vetoed a public records exemption for voters’ e-mail addresses in 2013 (CS/HB 249 [2013]), despite it having passed the Legislature with only one “NO” vote in each chamber. The veto message provides in pertinent part:

This bill seeks to create a public records exemption for email addresses obtained as part of the voter registration process. The mailing addresses of Florida’s registered voters have traditionally been part of the public record as a means of delivering important information on election-related issues, and to facilitate communication from elected officials to their constituents. In the modern age of electronic communications, email is

189 (Fla. 1st DCA 2004), the court found that the intent of a statute was to create a public records exemption. The *Baker County Press* court found that since the law did not contain a public necessity statement, it was unconstitutional. *Id.* at 196.

²⁴ If the Legislature designates a record as confidential, such record may not be released to anyone other than the persons or entities specifically designated in the statutory exemption. *WFTV, Inc. v. The School Board of Seminole*, 874 So. 2d 48 (Fla. 5th DCA 2004). A record classified as exempt from public disclosure may be disclosed under certain circumstances. *Williams v. City of Minneola*, 575 So. 2d 687 (Fla. 5th DCA 1991).

increasingly the most convenient and efficient means to receive information that was previously sent through the mail. In order to ensure that voters continue to have efficient access to election-related materials and information, it is essential to keep these channels of communication open to the public.²⁵

The 2013 bill may be distinguishable, however, because it *did not allow* access to voter information by political and election-related individuals and groups with “skin in the game.” The current bill would still allow opposed candidates, political parties, and political committees to view and copy voter e-mail addresses, as well as the other items of non-minor voter information being made confidential.

VIII. Statutes Affected:

This bill substantially amends section 97.0585 of the Florida Statutes.

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.

²⁵ Governor Scott’s Veto Letter, CS/HB 249 (14 June 2013), available at: <http://www.flgov.com/wp-content/uploads/2013/06/Veto-Letter-HB-249.pdf> (last accessed on 14 January 2014).



774498

LEGISLATIVE ACTION

Senate	.	House
Comm: RS	.	
01/26/2016	.	
	.	
	.	
	.	

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

Senate Amendment

Delete line 44
and insert:
committees for political purposes only. A person's social security number obtained for the purpose of voter registration may be disclosed as authorized under s. 119.071(5)(a).



823252

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
01/26/2016	.	
	.	
	.	
	.	

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

Senate Substitute for Amendment (774498)

Delete line 44
and insert:
committees for political purposes only. A person's information
made confidential and exempt under paragraph (1)(d) and obtained
for the purpose of voter registration may be disclosed as
authorized under s. 119.071(5).

By Senator Altman

16-00810-16

2016702__

1 A bill to be entitled
 2 An act relating to public records; amending s.
 3 97.0585, F.S.; providing an exemption from public
 4 records requirements for specified information
 5 regarding a voter or voter registration applicant and
 6 information concerning preregistered voter
 7 registration applicants; authorizing disclosure of
 8 confidential and exempt information under certain
 9 circumstances; providing for future legislative review
 10 and repeal; providing a statement of public necessity;
 11 providing an effective date.

12

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

14

15 Section 1. Section 97.0585, Florida Statutes, is amended to
 16 read:

17 97.0585 Public records exemption; information regarding
 18 voters and voter registration; confidentiality.—

19 (1) The following information held by an agency as defined
 20 in s. 119.011, and obtained for the purpose of voter
 21 registration, is confidential and exempt from s. 119.07(1) and
 22 s. 24(a), Art. I of the State Constitution and may be used only
 23 for purposes of voter registration, unless disclosure is
 24 authorized under subsection (2):

25 (a) All declinations to register to vote made pursuant to
 26 ss. 97.057 and 97.058.

27 (b) Information relating to the place where a person
 28 registered to vote or where a person updated a voter
 29 registration.

Page 1 of 4

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

16-00810-16

2016702__

30 (c) The social security number, driver license number, and
 31 Florida identification number of a voter registration applicant
 32 or voter.

33 (d) The legal residential address, date of birth, telephone
 34 number, and e-mail address of a voter registration applicant or
 35 voter.

36 (e) All information concerning preregistered voter
 37 registration applicants who are 16 or 17 years of age.

38 (2) A person's information made confidential and exempt
 39 under paragraph (1)(d) shall be made available to or reproduced
 40 only for that voter registration applicant or voter, a
 41 canvassing board, an election official, a political party or
 42 official thereof, a candidate who has filed qualification papers
 43 and is opposed in an upcoming election, and registered political
 44 committees for political purposes only.

45 (3)(2) The signature of a voter registration applicant or a
 46 voter is exempt from the copying requirements of s. 119.07(1)
 47 and s. 24(a), Art. I of the State Constitution.

48 (4)(3) This section applies to information held by an
 49 agency before, on, or after the effective date of this
 50 exemption.

51 (5) Paragraph (1)(d), paragraph (1)(e), and subsection (2)
 52 are subject to the Open Government Sunset Review Act in
 53 accordance with s. 119.15 and shall stand repealed on October 2,
 54 2021, unless reviewed and saved from repeal through reenactment
 55 by the Legislature.

56 Section 2. (1) The Legislature finds it a public necessity
 57 that the following information held by an agency, and obtained
 58 for the purpose of voter registration, be confidential and

Page 2 of 4

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

16-00810-16 2016702__

59 exempt from public records requirements and used only for
 60 purposes of voter registration:

61 (a) The legal residential address, date of birth, telephone
 62 number, and e-mail address of a voter registration applicant or
 63 voter.

64 (b) All information concerning preregistered voter
 65 registration applicants who are 16 or 17 years of age.

66 (2) Information such as a voter registration applicant's or
 67 a voter's legal residential address, date of birth, telephone
 68 number, and e-mail address are personal and sensitive and could
 69 be misused by a dishonest person if placed in the public domain
 70 with the applicant's or the voter's name. By matching a name and
 71 legal residential address, date of birth, telephone number, or
 72 e-mail address, a dishonest person could commit identity theft,
 73 which could result in financial harm to a voter registration
 74 applicant or a voter. The potential for harm that results from
 75 unfettered access to a voter registration applicant's or a
 76 voter's legal residential address, date of birth, telephone
 77 number, and e-mail address, accompanied by the person's name,
 78 exceeds any public benefit that may be derived from disclosure
 79 of such information. In addition, such information may be used
 80 for consumer scams, unwanted solicitations, or other invasive
 81 contacts.

82 (3) The Legislature also finds that e-mail addresses are
 83 personal information that could be misused and could result in
 84 voter fraud if released. A voter may request an absentee ballot
 85 using an e-mail address. Unrestricted access to such e-mail
 86 addresses may enable others to determine which voters are
 87 intending to vote by absentee ballot and result in the

16-00810-16 2016702__

88 confiscation and misuse of a mailed absentee ballot by a person
 89 other than the requesting voter. In addition, collection of the
 90 e-mail address of a voter registration applicant or a voter
 91 would give supervisors of elections the opportunity to employ
 92 the cost-saving measure of electronically transmitting sample
 93 ballots. If a voter registration applicant or a voter knows that
 94 his or her e-mail address is subject to public disclosure, he or
 95 she may be less willing to provide the e-mail address to the
 96 supervisor of elections. Accordingly, the effective and
 97 efficient administration of a government program would be
 98 significantly impaired.

99 (4) The Legislature also finds that information concerning
 100 preregistered 16-year-old and 17-year-old voter registration
 101 applicants could be misused if released. Minors are more
 102 vulnerable members of society, and the widespread release of
 103 information acquired through preregistration activities may be
 104 used to solicit, harass, stalk, or intimidate such individuals.
 105 Without such protection, a minor may be less likely to take
 106 advantage of pre-registering to vote, thus hindering the
 107 effective and efficient administration of a program that
 108 otherwise encourages greater participation in the democratic
 109 process.

110 Section 3. 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)

Tab #6 ✓

1/25/16
Meeting Date

702
Bill Number (if applicable)

Topic PUBLIC RECORDS - VOTER FILE

Amendment Barcode (if applicable)

Name RON LABASKY

Job Title

Address 225 S. ADAMS ST.
Street

Phone 222-7718

TALL
City State Zip

Email

Speaking: For Against Information

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

Representing FL STATE ASSOC OF SUPERVISORS OF ELECTORS

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.

APPEARANCE RECORD

Tab # 6 W

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

1/26/16
Meeting Date

702
Bill Number (if applicable)

Topic Public Records + Voter Registration

Name Pamela Burch Fort

Amendment Barcode (if applicable)

Job Title _____

Address 104 S. Monroe Street
Street

Phone 850/425-1344

Tallahassee FL 32301
City State Zip

Email TcgLobby@aol.com

Speaking: For Against Information

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

Representing ACLU of Florida

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.

APPEARANCE RECORD

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

1/26/16
Meeting Date

702
Bill Number (if applicable)

Topic _____

Amendment Barcode (if applicable)

Name Ben Wilcox

Job Title _____

Address 1719 Old Fort Rd
Street
Fallahassee FL 32301
City State Zip

Phone 544-4448

Email _____

Speaking: For Against Information

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

Representing Common Cause FL

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

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations Subcommittee on Criminal and
Civil Justice, *Chair*
Appropriations
Banking and Insurance
Ethics and Elections
Higher Education
Regulated Industries
Rules

SENATOR JOE NEGRON
32nd District

January 26, 2016

Senator Garrett Richter
Chair, Committee on Ethics and Elections
420 Knott Building
404 S. Monroe Street
Tallahassee, FL 32399-1100

Re: Excused Absence Request

Dear Chair Richter:

This letter will serve as my formal request for an excused absence from the Senate Committee on Ethics and Elections Meeting on Tuesday, January 26, 2016. I am requesting this excused absence to tend to other Senate business.

Thank you for your consideration of this request.

Sincerely Yours,

A handwritten signature in black ink, appearing to read "Joe Negron".

Joe Negron
State Senator
District 32

JN/hd

c: Dawn Roberts, Staff Director

REPLY TO:

- 3500 SW Corporate Parkway, Suite 204, Palm City, Florida 34990 (772) 219-1665 FAX: (772) 219-1666
- 412 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5032

Senate's Website: www.flsenate.gov

ANDY GARDINER
President of the Senate

GARRETT RICHTER
President Pro Tempore

CourtSmart Tag Report

Room: KN 412

Case:

Type:

Caption: Senate Committee on Ethics and Elections

Judge:

Started: 1/26/2016 1:03:13 PM

Ends: 1/26/2016 2:16:01 PM

Length: 01:12:49

1:03:12 PM Meeting called to order
1:03:32 PM Quorum Present
1:03:43 PM Tabs 1-2
1:04:26 PM Pres. Gaetz motion for confirmation of appointments
1:04:45 PM Roll Call
1:05:11 PM Roll Call
1:05:14 PM All appointments in Tabs 1 and 2 recommended favorably to confirm
1:05:25 PM Sen Gibson explains (Tab 4) SB 532
1:06:16 PM Pres. Gaetz question
1:06:36 PM Pres. Gaetz question
1:06:36 PM Sen Hays question
1:07:16 PM Sen Hays question
1:07:17 PM Sen Gibson speaks
1:07:46 PM Sen Gibson speaks
1:07:47 PM Sen Hays follow up question
1:08:02 PM Sen Gibson
1:08:45 PM Pamela Burch Fort ACLU waives in support
1:10:18 PM Ron Labasky, General Counsel FI State Assoc. Supervisor of Elections, speaks against
1:11:50 PM Pres. Gaetz question
1:12:11 PM Labasky responds
1:12:20 PM Sen question
1:12:37 PM Labasky responds
1:13:29 PM Call for debate
1:13:38 PM Sen Gibson closes on SB 532
1:16:31 PM Roll Call
1:16:53 PM SB 532 passes favorably
1:17:03 PM (Tab 3) SJR 902 by Sen Garcia
1:17:18 PM Sen Garcia explains
1:19:45 PM Sen Garcia explains
1:19:46 PM Sen Clemens question
1:20:52 PM Sen Clemens question
1:21:00 PM Sen Garcia
1:21:19 PM Debate on the bill
1:21:23 PM Sen Clemens comment
1:22:02 PM Sen Hays comment
1:23:10 PM Sen Hays comment
1:23:11 PM Sen Garcia closes on SJR 902
1:23:26 PM Roll Call
1:23:48 PM SJR 902 passes favorably
1:24:00 PM (Tab 5) SB 1188 by Sen Altman
1:24:05 PM Sen Altman explains
1:24:06 PM Sen Altman explains
1:25:58 PM Sen Altman explains
1:32:07 PM Col. Rocky McPherson, USMC Ret. speaking in support
1:33:26 PM Wiley Horton , FI Commission on Ethics, speaks to inform
1:35:39 PM Ben Wilcox, Common Cause of FI, speaks against
1:36:41 PM (cont'd) Ben Wilcox, Common Cause of FI, speaks against
1:36:42 PM Pres. Gaetz question
1:39:28 PM Debate
1:39:30 PM Sen Hays comments
1:40:34 PM Chair Richter speaks
1:41:03 PM Chair Richter speaks

1:43:54 PM Chair Richter speaks
1:43:56 PM Sen Hays comments
1:45:22 PM Sen Hays comments
1:45:23 PM Sen Altman closes on SB 1188
1:47:26 PM Sen Altman closes on SB 1188
1:47:27 PM Roll Call
1:47:41 PM SB 1188 passes favorably
1:47:51 PM SB 702
1:48:07 PM Sen Altman explains
1:51:13 PM Sen Altman explains
1:51:14 PM Sen Legg question
1:53:17 PM Sen Legg question
1:53:17 PM Sen Altman responds
1:53:25 PM Sen Legg
1:54:14 PM Sen Altman
1:55:32 PM Sen Smith question
1:57:35 PM Sen Smith question
1:57:36 PM Sen Altman
1:57:38 PM Pres Gaetz question
1:58:48 PM Pres Gaetz question
1:58:49 PM Sen Altman
1:59:04 PM Sen Altman
1:59:05 PM Sen Clemens question
2:00:19 PM Sen Altman
2:00:42 PM Sen Altman responds
2:01:49 PM Debate
2:01:54 PM Public Testimony
2:02:13 PM Pamela Burch Fort, ACLU, waves in support
2:02:20 PM Ben Wilcox, Common Cause of FL, waives in opposition
2:07:21 PM Ron Labasky, FL Association of Supervisors of Elections
2:08:23 PM Sen Hays question
2:08:58 PM Sen Hays question
2:09:01 PM Ron Labasky responds
2:10:04 PM Debate
2:10:08 PM Sen Legg comments
2:11:29 PM Sen Clemens comments
2:13:41 PM Sen Altman closing remarks on SB 702
2:14:42 PM SB 702 TP'd at request of Sponsor
2:15:16 PM Sen Braynon and Sen Smith request to vote yea on Tabs 1-2
2:15:27 PM Sen Flores request to vote yea on Tabs 1-2, 3 & 4
2:16:01 PM Meeting Adjourned