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LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
03/18/2013	.	
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The Committee on Ethics and Elections (Joyner) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 137 and 138  
insert:

Section 4. Section 101.045, Florida Statutes, is amended to read:

101.045 Electors must be registered in precinct; provisions for change of residence or name.-

(1) A person may ~~is not permitted to~~ vote in any election precinct or district other than the one in which the person has his or her legal residence and in which the person is registered. However, a person temporarily residing outside the



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13 county must ~~shall~~ be registered in the precinct in which the  
14 main office of the supervisor, as designated by the supervisor,  
15 is located if ~~when~~ the person has no permanent address in the  
16 county and if it is the person's intention to remain a resident  
17 of this state ~~Florida~~ and of the county in which he or she is  
18 registered to vote. Such persons who are registered in the  
19 precinct in which the main office of the supervisor, as  
20 designated by the supervisor, is located and who are residing  
21 outside the county with no permanent address in the county are  
22 ~~shall not be~~ registered electors of a municipality and therefore  
23 may not ~~shall not be permitted to~~ vote in any municipal  
24 election.

25 (2) (a) An elector who moves from the precinct in which the  
26 elector is registered may ~~be permitted to~~ vote in the precinct  
27 to which he or she has moved his or her legal residence, ~~if the~~  
28 ~~change of residence is within the same county and~~ the elector  
29 completes an affirmation in substantially the following form:

30  
31 Change of Legal Residence of Registered  
32 Voter  
33

34 Under penalties for false swearing, I, ...(Name of voter)...,  
35 swear (or affirm) that the former address of my legal residence  
36 was ...(Address of legal residence)... in the municipality of  
37 ....., in .... County, Florida, and I was registered to vote in  
38 the .... precinct of .... County, Florida; that I have not voted  
39 in the precinct of my former registration in this election; that  
40 I now reside at ...(Address of legal residence)... in the  
41 Municipality of ....., in .... County, Florida, and am therefore



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42 eligible to vote in the .... precinct of .... County, Florida;  
43 and I further swear (or affirm) that I am otherwise legally  
44 registered and entitled to vote.

45  
46 ... (Signature of voter whose address of legal residence has  
47 changed) ...

48  
49 ~~(b) Except for an active uniformed services voter or a~~  
50 ~~member of his or her family, an elector whose change of address~~  
51 ~~is from outside the county may not change his or her legal~~  
52 ~~residence at the polling place and vote a regular ballot;~~  
53 ~~however, such elector is entitled to vote a provisional ballot.~~

54 (b) ~~(e)~~ An elector whose name changes because of marriage or  
55 other legal process may ~~be permitted to vote~~ if the elector,  
56 ~~provided such elector~~ completes an affirmation in substantially  
57 the following form:

58  
59 Change of Name of Registered  
60 Voter

61  
62 Under penalties for false swearing, I, ... (New name of  
63 voter) ..., swear (or affirm) that my name has been changed  
64 because of marriage or other legal process. My former name and  
65 address of legal residence appear on the registration records of  
66 precinct .... as follows:

67 Name.....  
68 Address.....  
69 Municipality.....  
70 County.....



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71 Florida, Zip.....  
72 My present name and address of legal residence are as follows:  
73 Name.....  
74 Address.....  
75 Municipality.....  
76 County.....  
77 Florida, Zip.....  
78 and I further swear (or affirm) that I am otherwise legally  
79 registered and entitled to vote.

80  
81                   ... (Signature of voter whose name has changed) ...  
82

83           (c) ~~(d)~~ Instead of the affirmation contained in paragraph  
84 (a) or paragraph (b) ~~(c)~~, an elector may complete a voter  
85 registration application that indicates the change of name or  
86 change of address of legal residence.

87           (d) ~~(e)~~ Such affirmation or application, when completed and  
88 presented at the precinct in which such elector is entitled to  
89 vote, and upon verification of the elector's registration,  
90 entitles ~~shall entitle~~ such elector to vote as provided in this  
91 subsection. If the elector's eligibility to vote cannot be  
92 determined, he or she is ~~shall be~~ entitled to vote a provisional  
93 ballot, subject to the requirements and procedures in s.  
94 101.048. Upon receipt of an affirmation or application  
95 certifying a change in address of legal residence or name, the  
96 supervisor shall ~~as soon as practicable~~ make the necessary  
97 changes in the statewide voter registration system as soon as  
98 practicable to indicate the change in address of legal residence  
99 or name of such elector.



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===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Between lines 9 and 10

insert:

amending s. 101.045, F.S.; authorizing an elector to  
vote a regular ballot at the polling place in the  
precinct to which he or she has moved by completing an  
affirmation; deleting a requirement that the elector's  
change of residence must occur within the same county  
for the elector to be able to vote in the new  
precinct;