



1 A bill to be entitled
2 An act relating to voting; amending s. 97.021, F.S.;
3 revising the definition of the term "marksense
4 ballots" for purposes of the Florida Election Code;
5 amending s. 98.065, F.S.; requiring supervisors of
6 elections to enter into agreements with clerks of the
7 circuit courts to receive specified information;
8 requiring supervisors of elections to compare certain
9 information with the statewide voter registration
10 system; amending s. 98.093, F.S.; requiring the
11 Department of Highway Safety and Motor Vehicles to
12 furnish monthly to the Department of State a list of
13 persons who identified themselves as aliens; requiring
14 the Department of State to compare such list with the
15 statewide voter registration system and provide the
16 names of registered voters who are aliens to the
17 supervisor of elections of the county in which the
18 voter is registered; amending s. 101.151, F.S.;
19 providing applicability of specified ballot
20 requirements to a voter interface device; amending ss.
21 101.5603 and 101.56075, F.S.; conforming provisions to
22 changes made by the act; amending s. 102.014, F.S.;
23 prohibiting certain organizations from placing certain
24 signage or paraphernalia in specified locations;
25 amending s. 102.021, F.S.; prohibiting a supervisor of



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26 | elections from paying an organization in lieu of a
27 | poll worker; amending s. 102.031, F.S.; prohibiting
28 | certain poll workers from wearing certain items in
29 | specified locations during specified times; providing
30 | an effective date.

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

33

34 | Section 1. Paragraph (a) of subsection (5) of section
35 | 97.021, Florida Statutes, is amended to read:

36 | 97.021 Definitions.—For the purposes of this code, except
37 | where the context clearly indicates otherwise, the term:

38 | (5) "Ballot" or "official ballot" when used in reference
39 | to:

40 | (a) "Marksense ballots" means that printed sheet of paper,
41 | used in conjunction with an electronic or electromechanical vote
42 | tabulation voting system, containing the names of candidates, ~~or~~
43 | a statement of proposed constitutional amendments or other
44 | questions or propositions submitted to the electorate at any
45 | election, or the human-readable selections made by the elector
46 | of candidates or other questions or propositions at an election,
47 | on which sheet of paper an elector casts his or her vote either
48 | directly on a sheet of paper or indirectly through the use of a
49 | voter interface device used to designate the elector's ballot
50 | selections on the sheet of paper.



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51 Section 2. Paragraphs (a), (b), and (c) of subsection (4)
52 of section 98.065, Florida Statutes, are redesignated as
53 paragraphs (b), (c), and (d), respectively, and a new paragraph
54 (a) is added to that subsection to read:

55 98.065 Registration list maintenance programs.—

56 (4)

57 (a) The supervisor shall enter into an agreement with the
58 local clerk of the circuit court to receive monthly from such
59 clerk change-of-address information and a list of potential
60 jurors who identified themselves as aliens, as defined in s.
61 327.02(2), during the preceding calendar month. Each list shall
62 include the name, address, date of birth, sex, and, whichever is
63 available, the Florida driver license number or Florida
64 identification card number of each such person. The supervisor
65 shall compare all of the information included in the list each
66 month with the statewide voter registration system.

67 Section 3. Paragraph (h) is added to subsection (2) of
68 section 98.093, Florida Statutes, to read:

69 98.093 Duty of officials to furnish information relating
70 to deceased persons, persons adjudicated mentally incapacitated,
71 ~~and~~ persons convicted of a felony, and persons identified as
72 aliens.—

73 (2) To the maximum extent feasible, state and local
74 government agencies shall facilitate provision of information
75 and access to data to the department, including, but not limited



76 | to, databases that contain reliable criminal records and records
77 | of deceased persons. State and local government agencies that
78 | provide such data shall do so without charge if the direct cost
79 | incurred by those agencies is not significant.

80 | (h) The Department of Highway Safety and Motor Vehicles
81 | shall furnish monthly to the department a list of persons who
82 | identified themselves as aliens, as defined in s. 327.02(2),
83 | during the preceding calendar month. Each list shall include the
84 | name, address, date of birth, sex, and, whichever is available,
85 | the Florida driver license number or Florida identification card
86 | number of each such person. The department shall compare all of
87 | the information included in the list each month with the
88 | statewide voter registration system and if the department
89 | determines that a registered voter is an alien, provide the name
90 | of such voter to the supervisor of elections of the county in
91 | which the voter is registered.

92 | Section 4. Subsection (10) is added to section 101.151,
93 | Florida Statutes, to read:

94 | 101.151 Specifications for ballots.—

95 | (10) With respect to any voting system that uses a voter
96 | interface device to designate the elector's ballot selections on
97 | a sheet of paper, the provisions of this section, s. 101.161,
98 | and ss. 101.2512-101.254 that prescribe the ballot layout apply
99 | only to the display of candidates and issues on the voter
100 | interface device.



101 Section 5. Subsection (5) of section 101.5603, Florida
 102 Statutes, is amended to read:

103 101.5603 Definitions relating to Electronic Voting Systems
 104 Act.—As used in this act, the term:

105 (5) "Marking device" means any approved device for marking
 106 a ballot with ink or other substance, including through a voter
 107 interface device, which will enable the ballot to be tabulated
 108 by means of automatic tabulating equipment.

109 Section 6. Subsection (1) of section 101.56075, Florida
 110 Statutes, is amended to read:

111 101.56075 Voting methods.—

112 (1) Except as provided in subsection (2), all voting shall
 113 be by marksense ballot using ~~utilizing~~ a marking device for the
 114 purpose of designating ballot selections.

115 Section 7. Subsection (6) of section 102.014, Florida
 116 Statutes, is amended to read:

117 102.014 Poll worker recruitment and training.—

118 (6) (a) Supervisors of elections shall work with the
 119 business and local community to develop public-private programs
 120 to ensure the recruitment of skilled inspectors and clerks.

121 (b) An organization that works with a supervisor of
 122 elections to recruit inspectors and clerks pursuant to this
 123 subsection may not place signage or other paraphernalia bearing
 124 the organization's name or logo or any message inside or within
 125 100 feet of the entrance to the polling place or early voting



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126 site.

127 Section 8. Subsection (3) is added to section 102.021,
128 Florida Statutes, to read:

129 102.021 Compensation of inspectors, clerks, and deputy
130 sheriffs.—

131 (3) A supervisor of elections may not pay an entity or an
132 individual on behalf of an entity for services provided by a
133 poll worker.

134 Section 9. Subsection (5) of section 102.031, Florida
135 Statutes, is renumbered as subsection (6), and a new subsection
136 (5) is added to that section, to read:

137 102.031 Maintenance of good order at polls; authorities;
138 persons allowed in polling rooms and early voting areas;
139 unlawful solicitation of voters.—

140 (5) During the early voting period and on election day, a
141 poll worker recruited pursuant to s. 102.014(6) may not wear a
142 shirt, hat, or any other item that bears the name or logo of the
143 organization with which he or she is affiliated inside or within
144 100 feet of the entrance to the polling place or early voting
145 site.

146 Section 10. This act shall take effect July 1, 2018.