

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Webb offered the following:

Amendment (with title amendment)

Remove lines 44-100 and insert:

(f) Personal identifying information, including the name, address, date of birth, sex, and, whichever is available, the Florida driver license number or Florida identification card number, of any person received by the department or a supervisor of elections pursuant to ss. 98.065 and 98.093.

(g) Paragraphs (d), (e), and (f) are subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2024, unless reviewed and saved from repeal through reenactment by the Legislature.

548055

Approved For Filing: 4/23/2019 3:53:44 PM

Amendment No.

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

16 Section 2. (1) The Legislature finds that it is a public
17 necessity that the telephone number and e-mail address of a
18 voter registration applicant or voter that is held by an agency
19 and obtained for the purpose of voter registration be made
20 confidential and exempt from s. 119.07(1), Florida Statutes, and
21 s. 24(a), Article I of the State Constitution. The telephone
22 number and e-mail address of a voter registration applicant or
23 voter is personal and sensitive information and could be misused
24 by a dishonest person if placed in the public domain along with
25 the name of the applicant or voter. The information may be used
26 for consumer scams, unwanted solicitations, or other forms of
27 invasive contacts. In addition, a voter registration applicant
28 or voter may be harassed through these mediums if the
29 information is publicly available. The potential for harm that
30 results from unfettered access to a voter registration
31 applicant's or voter's telephone number or e-mail address
32 exceeds any public benefit that may be derived from disclosure
33 of such information.

34 (2) The Legislature also finds that e-mail addresses are
35 personal information that could be misused and could result in
36 voter fraud if released. A voter may request a vote-by-mail
37 ballot using an e-mail address. Unrestricted access to such e-
38 mail addresses may enable others to determine which voters are

548055

Approved For Filing: 4/23/2019 3:53:44 PM

Amendment No.

39 intending to vote by vote-by-mail ballot and result in the
40 confiscation and misuse of a mailed vote-by-mail ballot by a
41 person other than the requesting voter. In addition, collection
42 of the e-mail address of a voter registration applicant or a
43 voter would give supervisors of elections the opportunity to
44 employ the cost-saving measure of electronically transmitting
45 sample ballots. If a voter registration applicant or a voter
46 knows that his or her e-mail address is subject to public
47 disclosure, he or she may be less willing to provide the e-mail
48 address to the supervisor of elections. Accordingly, the
49 effective and efficient administration of a government program
50 would be significantly impaired.

51 (3) The Legislature finds that it is a public necessity
52 that all information concerning preregistered voter registration
53 applicants who are 16 or 17 years of age which is held by an
54 agency, and obtained for the purpose of voter registration, be
55 confidential and exempt from public records requirements and be
56 used only for purposes of voter registration. Information
57 concerning preregistered voter registration applicants who are
58 16 or 17 years of age could be misused if released. Minors are
59 more vulnerable members of society, and the widespread release
60 of information acquired through preregistration activities may
61 be used to solicit, harass, stalk, or intimidate such
62 individuals. Without such protection, a minor may be less likely
63 to take advantage of preregistering to vote, thus hindering the

548055

Approved For Filing: 4/23/2019 3:53:44 PM

Amendment No.

64 effective and efficient administration of a program that
65 otherwise encourages greater participation in the democratic
66 process.

67 (4) The Legislature finds that it is a public necessity
68 that personal identifying information held for the purposes of
69 comparing such information with the statewide voter registration
70 system be made confidential and exempt from s. 119.07(1),
71 Florida Statutes, and s. 24(a), Article I of the State
72 Constitution. The name, address, date of birth, and sex of an
73 individual could be misused by a dishonest person if placed in
74 the public domain. The information may be used for consumer
75 scams, unwanted solicitations, or other forms of invasive
76 contacts.

77
78 -----

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

79 Between lines 8 and 9, insert:
80
81 providing an exemption from public records requirements for
82 certain personal identifying information received by the
83 Department of State or a supervisor of elections;

548055

Approved For Filing: 4/23/2019 3:53:44 PM