

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Geller offered the following:

Amendment

Remove lines 200-218 and insert:

Constitution. These rules shall provide due process for any person identified by the department as an ineligible felon, including, but not limited to, notice, an opportunity to be heard, and an opportunity to present evidence.

(d) The department shall identify those registered voters convicted of a felony whose voting rights have not been restored pursuant to s. 8, Art. IV of the State Constitution by comparing information received from, but not limited to, a clerk of the circuit court, the Board of Executive Clemency, the Department

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14 of Corrections, the Department of Law Enforcement, or a United
15 States Attorney's Office, as provided in s. 98.093. The
16 department shall review such information and make an initial
17 determination as to whether the information is credible and
18 reliable. If the department determines that the information is
19 credible and reliable, the department shall notify the
20 supervisor and provide a copy of the supporting documentation
21 indicating the potential ineligibility of the voter to be
22 registered. Upon receipt of the notice that the department has
23 made a determination of initial credibility and reliability, the
24 supervisor shall adhere to the procedures set forth in
25 subsection (7) prior to the removal of a registered voter's name
26 from the statewide voter registration system. For the purpose of
27 establishing completion of a sentence, the department may not
28 make a final determination that a sentence is or is not
29 complete. If the department makes an initial determination that
30 a felon is potentially ineligible to register to vote, before
31 notifying a supervisor of elections of the potential
32 ineligibility of the voter, the department shall confer with the
33 clerk of court in the county in which the conviction occurred
34 for a determination that the sentence is complete, terminated,
35 or ongoing. If the clerk of court is unable to make such a
36 determination based on the record, a circuit court judge in the
37 county in which the sentence was imposed shall review the record
38 and enter an order declaring that the sentence is complete,

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39 terminated, or ongoing. The clerk of court shall be reimbursed
40 for costs of compliance with this paragraph.

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