Senator Berman moved the following:

**Senate Substitute for Amendment (868964) (with title amendment)**

Delete lines 350 - 360 and insert:

Section 4. Effective January 1, 2022, section 97.057, Florida Statutes, is amended to read:

97.057 Voter registration by the Department of Highway Safety and Motor Vehicles.—

(1) Each of the following serves as an application The Department of Highway Safety and Motor Vehicles shall provide
the opportunity to register to vote or to update a voter registration record when submitted to the Department of Highway Safety and Motor Vehicles to each individual who comes to an office of that department to:

(a) An application for a driver license or a renewal of a driver license;

(b) An application for an identification card pursuant to chapter 322 or a renewal of an identification card pursuant to chapter 322; or

(c) An application for a change of an address on an existing driver license or identification card.

Unless the applicant opts out of registering to vote or to updating his or her voter registration record, he or she is deemed to have consented to the use of the signature from his or her driver license or identification card application for voter registration purposes.

(2) An application for a driver license or an identification card must include a voter registration component. The voter registration component must be approved by the Department of State. The voter registration component of a driver license or identification card application must contain:

(a) The minimum amount of information necessary to prevent duplicate voter registrations and preserve the ability of the department and supervisors of elections to assess the eligibility of the applicant and administer voter registration and other provisions of this code.

(b) A statement setting forth voting eligibility requirements.
(c) An explanation that the applicant is consenting, for voter registration purposes, to the use of his or her signature from the applicant’s driver license or identification card application. By consenting to the use of his or her signature, the applicant is deemed to have subscribed to the oath required by s. 3, Art. VI of the State Constitution and s. 97.051 and to have sworn and affirmed that the voter registration information contained in the application is true under penalty for false swearing pursuant to s. 104.011.

(d) An option that allows the applicant to choose or update a party affiliation; otherwise, an applicant who is initially registering to vote and does not exercise such option shall be registered without party affiliation in accordance with s. 97.053(5)(b).

(e) An option that allows the applicant to opt out of registering to vote or to opt out of updating his or her voter registration record. The Department of Highway Safety and Motor Vehicles shall note that the applicant has opted out in its records and forward such information to the Department of State. Any declination may be used only for voter registration purposes and is confidential and exempt from public records requirements as provided in s. 97.0585.

(3) The Department of Highway Safety and Motor Vehicles shall:

(a) Develop a voter registration component for applications which meets the requirements set forth in subsection (2). Notify each individual, orally or in writing, that:

1. Information gathered for the completion of a driver license or identification card application, renewal, or change
of address can be automatically transferred to a voter registration application;

2. If additional information and a signature are provided, the voter registration application will be completed and sent to the proper election authority;

3. Information provided can also be used to update a voter registration record;

4. All declinations will remain confidential and may be used only for voter registration purposes; and

5. The particular driver license office in which the person applies to register to vote or updates a voter registration record will remain confidential and may be used only for voter registration purposes.

(b) Require a driver license examiner to inquire orally or, if the applicant is hearing impaired, inquire in writing whether the applicant wishes to register to vote or update a voter registration record during the completion of a driver license or identification card application, renewal, or change of address.

1. If the applicant chooses to register to vote or to update a voter registration record:

a. All applicable information received by the Department of Highway Safety and Motor Vehicles in the course of filling out the forms necessary under subsection (1) must be transferred to a voter registration application.

b. The additional necessary information must be obtained by the driver license examiner and must not duplicate any information already obtained while completing the forms required under subsection (1).

c. A voter registration application with all of the
applicant’s voter registration information required to establish
the applicant’s eligibility pursuant to s. 97.041 must be
presented to the applicant to review and verify the voter
registration information received and provide an electronic
signature affirming the accuracy of the information provided.

2. If the applicant declines to register to vote, update
the applicant’s voter registration record, or change the
applicant’s address by either orally declining or by failing to
sign the voter registration application, the Department of
Highway Safety and Motor Vehicles must note such declination on
its records and shall forward the declination to the statewide
voter registration system.

(3) For the purpose of this section, the Department of
Highway Safety and Motor Vehicles, with the approval of the
Department of State, shall prescribe:

(a) A voter registration application that is the same in
content, format, and size as the uniform statewide voter
registration application prescribed under s. 97.052; and
(b) A form that will inform applicants under subsection (1)
of the information contained in paragraph (2)(a).

(4) The Department of Highway Safety and Motor Vehicles
must Electronically transmit the voter registration component of
an applicant’s driver license or identification card application
to the Department of State completed voter registration
applications within 24 hours after receipt to the statewide
voter registration system. Upon receipt of the voter
registration component, the Department of State shall provide
the information to the supervisor of the county in which the
applicant is registering Completed paper voter registration
applications received by the Department of Highway Safety and
Motor Vehicles shall be forwarded within 5 days after receipt to
the supervisor of the county where the office that processed or
received that application is located.

(5) The Department of Highway Safety and Motor Vehicles
must send, with each driver license renewal extension
application authorized pursuant to s. 322.18(8), a uniform
statewide voter registration application, the voter registration
application prescribed under paragraph (3)(a), or a voter
registration application developed especially for the purposes
of this subsection by the Department of Highway Safety and Motor
Vehicles, with the approval of the Department of State, which
must meet the requirements of s. 97.052.

(4)(6) A person providing voter registration services for a
driver license office may not:

(a) Seek to influence an applicant’s political preference
or party registration;

(b) Display any political preference or party allegiance;

(c) Make any statement to an applicant or take any action
the purpose or effect of which is to discourage the applicant
from registering to vote; or

(d) Disclose any applicant’s voter registration information
except as needed for the administration of voter registration.

(5)(7) The Department of Highway Safety and Motor Vehicles
shall collect data determined necessary by the Department of
State for program evaluation and reporting to the Election
Assistance Commission pursuant to federal law.

(6)(8) The Department of Highway Safety and Motor Vehicles
shall ensure that all voter registration services provided
by driver license offices are in compliance with the Voting

(7)(9) The Department of Highway Safety and Motor Vehicles
shall retain complete records of voter registration information
received, processed, and submitted to the Department of State
statewide voter registration system by the Department of Highway
Safety and Motor Vehicles. The maintenance of such records
is for the explicit purpose of supporting audit and
accounting controls established to ensure accurate and complete
electronic transmission of records between the Department of
State statewide voter registration system and the Department of
Highway Safety and Motor Vehicles.

(8)(10) The Department of State shall provide the
Department of Highway Safety and Motor Vehicles with an
electronic database of street addresses valid for use as the
address of legal residence as required in s. 97.053(5). The
Department of Highway Safety and Motor Vehicles shall compare
the address provided by the applicant against the database of
valid street addresses. If the address provided by the applicant
does not match a valid street address in the database, the
applicant will be asked to verify the address provided. The
Department of Highway Safety and Motor Vehicles may not
reject any application for voter registration for which a valid
match cannot be made.

(9)(11) The Department of Highway Safety and Motor Vehicles
shall enter into an agreement with the Department of State to
match information in the statewide voter registration system
with information in the database of the Department of Highway
Safety and Motor Vehicles to the extent required to verify the
accuracy of the driver license number, Florida identification number, or last four digits of the social security number provided on applications for voter registration as required in s. 97.053.

(10)(12) The Department of Highway Safety and Motor Vehicles shall enter into an agreement with the Commissioner of Social Security as required by the Help America Vote Act of 2002 to verify the last four digits of the social security number provided in applications for voter registration as required in s. 97.053.

Section 5. Effective January 1, 2022, paragraph (b) of subsection (4) of section 98.045, Florida Statutes, is amended to read:

98.045 Administration of voter registration.—

(4) STATEWIDE ELECTRONIC DATABASE OF VALID RESIDENTIAL STREET ADDRESSES.—

(b) The department shall make the statewide database of valid street addresses available to the Department of Highway Safety and Motor Vehicles as provided in s. 97.057(8) s. 97.057(10). The Department of Highway Safety and Motor Vehicles shall use the database for purposes of validating the legal residential addresses provided in voter registration applications received by the Department of Highway Safety and Motor Vehicles.
Florida Senate - 2021
Bill No. CS for CS for CS for SB 90

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215 F.S.; revising procedures governing voter registration
216 by the Department of Highway Safety and Motor
217 Vehicles; providing that driver license or
218 identification card applications, driver license or
219 identification card renewal applications, and
220 applications for changes of address for existing
221 driver licenses or identification cards submitted to
222 the department serve as voter registration
223 applications; specifying that an applicant is deemed
224 to have consented to the use of his or her signature
225 for voter registration purposes, unless the applicant
226 opts out; requiring specified applications to include
227 a voter registration component, subject to approval by
228 the Department of State; specifying requirements for
229 the voter registration component; providing for the
230 transmittal of voter registration information to the
231 Department of State and supervisors of elections;
232 amending s. 98.045, F.S.; conforming a cross-
233 reference; amending s.