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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/20/2021	.	
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The Committee on Rules (Brandes) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraph (t) of subsection (2) of section  
97.052, Florida Statutes, is amended to read:

97.052 Uniform statewide voter registration application.—

(2) The uniform statewide voter registration application  
must be designed to elicit the following information from the  
applicant:

(t) ~~1-~~ Whether the applicant has ~~never~~ been convicted of a



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12 felony and, if convicted, has had his or her voting rights  
13 restored by including the statement "I affirm I have never been  
14 convicted of a felony or, if I have been, my rights relating to  
15 voting have been restored." and providing a box for the  
16 applicant to check to affirm the statement.

17 ~~2. Whether the applicant has been convicted of a felony,~~  
18 ~~and if convicted, has had his or her civil rights restored~~  
19 ~~through executive clemency, by including the statement "If I~~  
20 ~~have been convicted of a felony, I affirm my voting rights have~~  
21 ~~been restored by the Board of Executive Clemency."~~ and providing  
22 ~~a box for the applicant to check to affirm the statement.~~

23 ~~3. Whether the applicant has been convicted of a felony~~  
24 ~~and, if convicted, has had his or her voting rights restored~~  
25 ~~pursuant s. 4, Art. VI of the State Constitution, by including~~  
26 ~~the statement "If I have been convicted of a felony, I affirm my~~  
27 ~~voting rights have been restored pursuant to s. 4, Art. VI of~~  
28 ~~the State Constitution upon the completion of all terms of my~~  
29 ~~sentence, including parole or probation."~~ and providing a box  
30 ~~for the applicant to check to affirm the statement.~~

31 Section 2. Effective July 1, 2022, section 97.0525, Florida  
32 Statutes, is amended to read:

33 97.0525 Online voter registration.—

34 (1) ~~Beginning October 1, 2017,~~ An applicant may submit an  
35 online voter registration application using the procedures set  
36 forth in this section.

37 (2) The division shall establish and maintain a secure  
38 ~~Internet~~ website that safeguards an applicant's information to  
39 ensure data integrity and permits an applicant to:

40 (a) Submit a voter registration application, including



41 first-time voter registration applications and updates to  
42 current voter registration records.

43 (b) Submit information necessary to establish an  
44 applicant's eligibility to vote, pursuant to s. 97.041, which  
45 includes the information required for the uniform statewide  
46 voter registration application pursuant to s. 97.052(2).

47 (c) Swear to the oath required pursuant to s. 97.051.

48 (3) (a) The online voter registration system must ~~shall~~  
49 comply with the information technology security provisions of s.  
50 282.318 and must ~~shall~~ use a unique identifier for each  
51 applicant to prevent unauthorized persons from altering a  
52 voter's registration information. For an applicant to update his  
53 or her voter registration record, he or she must provide his or  
54 her date of birth and either his or her Florida driver license  
55 number or the identification number from a Florida  
56 identification card issued under s. 322.051 or the last four  
57 digits of the his or her social security number if the applicant  
58 has not been issued a Florida driver license or identification  
59 card.

60 (b) The division shall conduct a comprehensive risk  
61 assessment of the online voter registration system ~~before making~~  
62 ~~the system publicly available and every 2 years thereafter.~~ The  
63 comprehensive risk assessment must comply with the risk  
64 assessment methodology developed by the Department of Management  
65 Services for identifying security risks, determining the  
66 magnitude of such risks, and identifying areas that require  
67 safeguards. In addition, the comprehensive risk assessment must  
68 incorporate all of the following:

69 1. Load testing and stress testing to ensure that the



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70 online voter registration system has sufficient capacity to  
71 accommodate foreseeable use, including during periods of high  
72 volume of website users in the week immediately preceding the  
73 book-closing deadline for an election.

74 2. Screening of computers and networks used to support the  
75 online voter registration system for malware and other  
76 vulnerabilities.

77 3. Evaluation of database infrastructure, including  
78 software and operating systems, in order to fortify defenses  
79 against cyberattacks.

80 4. Identification of any anticipated threats to the  
81 security and integrity of data collected, maintained, received,  
82 or transmitted by the online voter registration system.

83 (4) (a) In order to submit a voter registration application  
84 through the online voter registration system, an applicant must  
85 provide his or her Florida driver license number or the  
86 identification number from a Florida identification card issued  
87 under s. 322.051; or if an applicant has not been issued a  
88 Florida driver license or Florida identification card, he or she  
89 must provide the last four digits of the applicant's social  
90 security number.

91 (b)1. If the applicant has submitted his or her Florida  
92 driver license number or the identification number from a  
93 Florida identification card with a voter registration  
94 application, the online voter registration system shall compare  
95 the Florida driver license number or Florida identification  
96 number ~~submitted pursuant to s. 97.052(2)(n)~~ with information  
97 maintained by the Department of Highway Safety and Motor  
98 Vehicles to confirm that the name and date of birth on the



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99 application are consistent with the records of the Department of  
100 Highway Safety and Motor Vehicles.

101 2.~~(b)~~ If the applicant's name and date of birth are  
102 consistent with the records of the Department of Highway Safety  
103 and Motor Vehicles, the online voter registration system shall  
104 transmit, using the statewide voter registration system  
105 maintained pursuant to s. 98.035, the applicant's registration  
106 application, along with the digital signature of the applicant  
107 on file with the Department of Highway Safety and Motor  
108 Vehicles, to the supervisor of elections. The applicant's  
109 digital signature satisfies the signature requirement of s.  
110 97.052(2)(q).

111 (c)1. If the applicant has submitted the last four digits  
112 of his or her social security number, the online voter  
113 registration system must verify the last four digits of the  
114 social security number in accordance with s. 97.053(6). The  
115 applicant must also provide an electronic image of his or her  
116 signature. The division shall adopt rules to authorize a secure  
117 method for an applicant to upload or otherwise provide a high-  
118 quality electronic image of his or her signature through the  
119 online voter registration system.

120 2. If the last four digits of the applicant's social  
121 security number are verified pursuant to s. 97.053(6), the  
122 online voter registration system shall transmit, using the  
123 statewide voter registration system maintained pursuant to s.  
124 98.035, the applicant's registration application, along with the  
125 electronic image of the applicant's signature provided pursuant  
126 to subparagraph 1., to the supervisor of elections. The  
127 electronic image of the applicant's signature satisfies the



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128 signature requirement of s. 97.052(2)(q).

129       (d) If the applicant's name and date of birth cannot be  
130 verified by the records of the Department of Highway Safety and  
131 Motor Vehicles, or if the last four digits of the applicant's  
132 social security number cannot be verified ~~applicant indicated~~  
133 ~~that he or she has not been issued a Florida driver license or~~  
134 ~~Florida identification card~~, the online voter registration  
135 system shall populate the applicant's information into a  
136 printable voter registration application pursuant to s.  
137 97.052(2) and direct the applicant to print, sign, and date the  
138 application and deliver the application to the supervisor of  
139 elections for disposition pursuant to s. 97.073.

140       (5) Upon submission of a completed online voter  
141 registration application, the website must generate an immediate  
142 electronic confirmation that the supervisor of elections has  
143 received the application and provide instructions regarding the  
144 ability of a registrant to check the status of the application  
145 thereafter.

146       (6) Except as otherwise provided in this section, the  
147 supervisor of elections shall process the application pursuant  
148 to s. 97.053.

149       (7) The division shall develop an application programming  
150 interface that allows approved and registered third-party voter  
151 registration organizations to securely collect and submit voter  
152 registration applications electronically through the  
153 organization's application or website.

154       (8) The online voter registration system must conform to  
155 nationally accepted standards for accessibility for individuals  
156 with disabilities, including s. 508 of the Rehabilitation Act of



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157 1973, s. 255 of the Telecommunications Act of 1996, and the Web  
158 Content Accessibility Guidelines of the World Wide Web  
159 Consortium, to ensure equal access for voters with disabilities.

160 (9)~~(8)~~ A legal distinction may not be made between online  
161 voter registration under this section and voter registration in  
162 person, by mail, or by other methods provided by general law.

163 Section 3. Paragraph (a) of subsection (5) of section  
164 97.053, Florida Statutes, is amended to read:

165 97.053 Acceptance of voter registration applications.—

166 (5) (a) A voter registration application is complete if it  
167 contains the following information necessary to establish the  
168 applicant's eligibility pursuant to s. 97.041, including:

169 1. The applicant's name.

170 2. The applicant's address of legal residence, including a  
171 distinguishing apartment, suite, lot, room, or dormitory room  
172 number or other identifier, if appropriate. Failure to include a  
173 distinguishing apartment, suite, lot, room, or dormitory room or  
174 other identifier on a voter registration application does not  
175 impact a voter's eligibility to register to vote or cast a  
176 ballot, and such an omission may not serve as the basis for a  
177 challenge to a voter's eligibility or reason to not count a  
178 ballot.

179 3. The applicant's date of birth.

180 4. A mark in the checkbox affirming that the applicant is a  
181 citizen of the United States.

182 5.a. The applicant's current and valid Florida driver  
183 license number or the identification number from a Florida  
184 identification card issued under s. 322.051, or

185 b. If the applicant has not been issued a current and valid



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186 Florida driver license or a Florida identification card, the  
187 last four digits of the applicant's social security number.

188  
189 In case an applicant has not been issued a current and valid  
190 Florida driver license, Florida identification card, or social  
191 security number, the applicant shall affirm this fact in the  
192 manner prescribed in the uniform statewide voter registration  
193 application.

194 6. A mark in the ~~applicable~~ checkbox affirming that the  
195 applicant has not been convicted of a felony or that, if  
196 convicted, ~~has had his or her civil rights restored through~~  
197 ~~executive clemency, or~~ has had his or her voting rights restored  
198 ~~pursuant to s. 4, Art. VI of the State Constitution.~~

199 7. A mark in the checkbox affirming that the applicant has  
200 not been adjudicated mentally incapacitated with respect to  
201 voting or that, if so adjudicated, has had his or her right to  
202 vote restored.

203 8. The original signature, an electronic image of a  
204 signature transmitted pursuant to s. 97.0525(4)(c), or a digital  
205 signature transmitted by the Department of Highway Safety and  
206 Motor Vehicles of the applicant swearing or affirming under the  
207 penalty for false swearing pursuant to s. 104.011 that the  
208 information contained in the registration application is true  
209 and subscribing to the oath required by s. 3, Art. VI of the  
210 State Constitution and s. 97.051.

211 Section 4. Effective July 1, 2022, present subsections (4)  
212 through (12) of section 97.057, Florida Statutes, are  
213 redesignated as subsections (5) through (13), respectively, a  
214 new subsection (4) and subsection (14) are added to that





215 section, and subsections (1) and (2) of that section are  
216 amended, to read:

217 97.057 Voter registration by the Department of Highway  
218 Safety and Motor Vehicles.—

219 (1) The Department of Highway Safety and Motor Vehicles  
220 shall provide the opportunity to register to vote ~~or to update a~~  
221 ~~voter registration record~~ to each individual who is not  
222 registered to vote in this state who comes to an office of that  
223 department to:

224 (a) Apply for or renew a driver license;

225 (b) Apply for or renew an identification card pursuant to  
226 chapter 322; or

227 (c) Change an address on an existing driver license or  
228 identification card.

229 (2) The Department of Highway Safety and Motor Vehicles  
230 shall:

231 (a) Notify each individual subject to subsection (1),  
232 orally or in writing, that:

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

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

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

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



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244        ~~4.5.~~ The particular driver license office in which the  
245 person applies to register to vote ~~or updates a voter~~  
246 ~~registration record~~ will remain confidential and may be used  
247 only for voter registration purposes.

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

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

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

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

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

269        2. If the applicant declines to register to vote, ~~update~~  
270 ~~the applicant's voter registration record, or change the~~  
271 ~~applicant's address~~ by either orally declining or by failing to  
272 sign the voter registration application, the Department of



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273 Highway Safety and Motor Vehicles must note such declination on  
274 its records and shall forward the declination to the statewide  
275 voter registration system.

276 (4) If a registered or preregistered voter submits a change  
277 of address to the Department of Highway Safety and Motor  
278 Vehicles, or supplies an address of legal residence as part of a  
279 driver license or identification card application or renewal  
280 which differs from the address in the person's voter  
281 registration record, the Department of Highway Safety and Motor  
282 Vehicles must electronically transmit within 24 hours after  
283 receipt the information necessary to update the person's voter  
284 registration record to the statewide voter registration system.  
285 The person's voter registration shall be updated in accordance  
286 with s. 98.065(4) (a).

287 (14) The Department of Highway Safety and Motor Vehicles  
288 and the Department of State shall prescribe a method by which a  
289 driver license office, upon obtaining a person's full name, date  
290 of birth, driver license or state identification number, address  
291 of legal residence, and mailing address if different from the  
292 address of legal residence, may immediately use the information  
293 in the statewide voter registration system to determine whether  
294 the person is registered or preregistered to vote in this state  
295 and, if so, whether the person is registered or preregistered at  
296 the address of legal residence the person provided to the  
297 Department of Highway Safety and Motor Vehicles.

298 Section 5. Effective July 1, 2022, present subsections (3)  
299 through (7) of section 97.0575, Florida Statutes, are  
300 redesignated as subsections (4) through (8), respectively, a new  
301 subsection (3) is added to that section, and paragraph (b) of



302 present subsection (3) of that section is amended, to read:

303 97.0575 Third-party voter registrations.-

304 (3) Upon application by a registered third-party voter  
305 registration organization and approval by the Secretary of  
306 State, a third-party voter registration organization may use the  
307 application programming interface established pursuant to s.  
308 97.0525(7) to securely collect and submit voter registration  
309 applications electronically through the organization's  
310 application or website. The division shall adopt rules governing  
311 testing requirements and security standards for application  
312 programming interfaces. A third-party voter registration  
313 organization's application or website may not be denied so long  
314 as it satisfies all testing requirements and security standards  
315 prescribed by rule.

316 (4) ~~(3)~~

317 (b) A showing by the third-party voter registration  
318 organization that the failure to deliver the voter registration  
319 application within the required timeframe is based upon force  
320 majeure, a network outage, or impossibility of performance shall  
321 be an affirmative defense to a violation of this subsection. The  
322 secretary may waive the fines described in this subsection upon  
323 a showing that the failure to deliver the voter registration  
324 application promptly is based upon force majeure, a network  
325 outage, or impossibility of performance.

326 Section 6. Paragraphs (d), (e), and (f) of subsection (1)  
327 of section 97.0585, Florida Statutes, are amended to read:

328 97.0585 Public records exemption; information regarding  
329 voters and voter registration; confidentiality.-

330 (1) The following information held by an agency, as defined



331 in s. 119.011, and obtained for the purpose of voter  
332 registration is confidential and exempt from s. 119.07(1) and s.  
333 24(a), Art. I of the State Constitution and may be used only for  
334 purposes of voter registration:

335 ~~(d) Information related to a voter registration applicant's~~  
336 ~~or voter's prior felony conviction and whether such person has~~  
337 ~~had his or her voting rights restored by the Board of Executive~~  
338 ~~Clemency or pursuant to s. 4, Art. VI of the State Constitution.~~

339 ~~(e)~~ All information concerning preregistered voter  
340 registration applicants who are 16 or 17 years of age.

341 ~~(e)-(f)~~ Paragraph (d) is ~~Paragraphs (d) and (e) are~~ subject  
342 to the Open Government Sunset Review Act in accordance with s.  
343 119.15 and shall stand repealed on October 2, 2024, unless  
344 reviewed and saved from repeal through reenactment by the  
345 Legislature.

346 Section 7. Effective July 1, 2022, paragraph (a) of  
347 subsection (1) of section 97.1031, Florida Statutes, is amended  
348 to read:

349 97.1031 Notice of change of residence, change of name, or  
350 change of party affiliation.—

351 (1) (a) Not including changes of address processed by the  
352 Department of Highway Safety and Motor Vehicles as provided in  
353 s. 97.057(4) when an elector changes his or her residence  
354 address, the elector must notify the supervisor of elections  
355 when changing his or her residence address. Except as provided  
356 in paragraph (b) and s. 97.057(4), an address change must be  
357 submitted using a voter registration application.

358 Section 8. Effective July 1, 2022, paragraph (b) of  
359 subsection (4) of section 98.045, Florida Statutes, is amended



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360 to read:

361 98.045 Administration of voter registration.—

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

364 (b) The department shall make the statewide database of  
365 valid street addresses available to the Department of Highway  
366 Safety and Motor Vehicles as provided in s. 97.057(11) ~~s.~~  
367 ~~97.057(10)~~. The Department of Highway Safety and Motor Vehicles  
368 shall use the database for purposes of validating the legal  
369 residential addresses provided in voter registration  
370 applications received by the Department of Highway Safety and  
371 Motor Vehicles.

372 Section 9. Effective July 1, 2022, paragraph (a) of  
373 subsection (4) and subsection (5) of section 98.065, Florida  
374 Statutes, are amended to read:

375 98.065 Registration list maintenance programs.—

376 (4) (a) If the supervisor receives change-of-address  
377 information pursuant to the activities conducted in subsection  
378 (2), from jury notices signed by the voter and returned to the  
379 courts, from the Department of Highway Safety and Motor Vehicles  
380 pursuant to s. 97.057(4), or from other sources which indicates  
381 that a registered voter's legal residence might have changed to  
382 another location within the state, the supervisor must change  
383 the registration records to reflect the new address and must  
384 send the voter an address change notice as provided in s.  
385 98.0655(2).

386 (5) Not including address changes processed in accordance  
387 with s. 97.057(4), a notice may not be issued pursuant to this  
388 section and a voter's name may not be removed from the statewide



389 voter registration system later than 90 days before ~~prior to~~ the  
390 date of a federal election. However, this section does not  
391 preclude the removal of the name of a voter from the statewide  
392 voter registration system at any time upon the voter's written  
393 request, by reason of the voter's death, or upon a determination  
394 of the voter's ineligibility as provided in s. 98.075(7).

395 Section 10. Effective July 1, 2022, subsection (2) of  
396 section 98.0655, Florida Statutes, is amended to read:

397 98.0655 Registration list maintenance forms.—The department  
398 shall prescribe registration list maintenance forms to be used  
399 by the supervisors which must include:

400 (2) An address change notice that must be sent to the newly  
401 recorded address of legal residence by forwardable mail,  
402 including a postage prepaid, preaddressed return form with which  
403 the voter may verify or correct the voter's new address  
404 information. If the voter returns the address change notice and  
405 indicates that the newly recorded address of legal residence is  
406 incorrect, the supervisor must correct the voter's address  
407 information in his or her voter registration record to reflect  
408 the correct address of legal residence.

409 Section 11. Present subsections (4) and (5) of section  
410 98.0981, Florida Statutes, are redesignated as subsections (5)  
411 and (6), respectively, and paragraph (d) is added to subsection  
412 (2) and a new subsection (4) is added to that section, to read:

413 98.0981 Reports; voting history; statewide voter  
414 registration system information; precinct-level election  
415 results; book closing statistics; live turnout data.—

416 (2) PRECINCT-LEVEL ELECTION RESULTS.—

417 (d) Supervisors of elections shall publish the precinct-



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418 level election results compiled pursuant to this subsection on  
419 their respective websites as the data becomes available.  
420 Supervisors must post the unofficial precinct-level results  
421 until the certified results are available. The webpage including  
422 the data must include a clear and conspicuous disclaimer in bold  
423 type stating at what time the precinct-level data was aggregated  
424 and that the data is subject to change.

425 (4) LIVE TURNOUT DATA.—Supervisors of elections shall make  
426 live voter turnout data on election day, updated in real time,  
427 available on their respective websites. The supervisors shall  
428 transmit the live turnout data to the division, which must  
429 create and maintain a real-time statewide turnout dashboard that  
430 is available for viewing by the public on its website as the  
431 data becomes available.

432 Section 12. Paragraphs (b) and (c) of subsection (1) of  
433 section 101.043, Florida Statutes, are amended to read:

434 101.043 Identification required at polls.—

435 (1)

436 (b) If the picture identification does not contain the  
437 signature of the elector, an additional identification that  
438 provides the elector's signature shall be required. The address  
439 appearing on the identification presented by the elector may not  
440 be used as the basis to ~~confirm an elector's legal residence or~~  
441 ~~otherwise~~ challenge an elector's legal residence. The elector  
442 shall sign his or her name in the space provided on the precinct  
443 register or on an electronic device provided for recording the  
444 elector's signature. The clerk or inspector shall compare the  
445 signature with that on the identification provided by the  
446 elector and enter his or her initials in the space provided on





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447 the precinct register or on an electronic device provided for  
448 that purpose and allow the elector to vote if the clerk or  
449 inspector is satisfied as to the identity of the elector.

450 ~~(c) When an elector presents his or her picture~~  
451 ~~identification to the clerk or inspector and the elector's~~  
452 ~~address on the picture identification matches the elector's~~  
453 ~~address in the supervisor's records, the elector may not be~~  
454 ~~asked to provide additional information or to recite his or her~~  
455 ~~home address.~~

456 Section 13. Subsections (2) and (5) of section 101.051,  
457 Florida Statutes, are amended to read:

458 101.051 Electors seeking assistance in casting ballots;  
459 oath to be executed; forms to be furnished.-

460 (2) It is unlawful for any person to be in the voting booth  
461 with any elector except as provided in subsection (1). A person  
462 at a polling place or an early voting site, or within 150 ~~100~~  
463 feet of the entrance of a polling place or an early voting site,  
464 may not solicit any elector in an effort to provide assistance  
465 to vote pursuant to subsection (1). Any person who violates this  
466 subsection commits a misdemeanor of the first degree, punishable  
467 as provided in s. 775.082 or s. 775.083.

468 (5) If an elector needing assistance requests that a person  
469 other than an election official provide him or her with  
470 assistance in voting, the clerk or one of the inspectors shall  
471 require the person providing assistance to take the following  
472 oath:

473  
474 DECLARATION TO PROVIDE ASSISTANCE  
475



476 State of Florida  
477 County of ....  
478 Date ....  
479 Precinct ....

480

481 I, ...(Print name)..., have been requested by ...(print  
482 name of elector needing assistance)... to provide him or her  
483 with assistance to vote. I swear or affirm that I am not the  
484 employer, an agent of the employer, or an officer or agent of  
485 the union of the voter and that I have not solicited this voter  
486 at the polling place or early voting site or within 150 ~~100~~ feet  
487 of such locations in an effort to provide assistance.

488

489 ... (Signature of assistor)...

490

491 Sworn and subscribed to before me this .... day of ....,  
492 ... (year)....

493

494 ... (Signature of Official Administering Oath)...

495

496 Section 14. Subsections (1), (2), and (5) of section  
497 101.131, Florida Statutes, are amended to read:

498 101.131 Watchers at polls.-

499 (1) Each political party and each candidate may have one  
500 watcher in each polling room or early voting area at any one  
501 time during the election. A political committee formed for the  
502 specific purpose of expressly advocating the passage or defeat  
503 of an issue on the ballot may have one watcher for each polling  
504 room or early voting area at any one time during the election. A



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505 ~~No~~ watcher may not ~~shall be permitted to~~ come closer to the  
506 officials' table or the voting booths than is reasonably  
507 necessary to properly perform his or her functions, but is each  
508 ~~shall be~~ allowed within the polling room or early voting area to  
509 watch and observe the conduct of electors and officials. The  
510 poll watchers shall furnish their own materials and necessities  
511 and may ~~shall~~ not obstruct the orderly conduct of any election.  
512 The poll watchers shall pose any questions regarding polling  
513 place procedures directly to the clerk for resolution. They may  
514 not interact with voters in the polling place, polling room,  
515 early voting area, or no-solicitation zone prescribed in s.  
516 102.031. Each poll watcher must either ~~shall~~ be a qualified and  
517 registered elector of the county in which he or she serves or a  
518 member in good standing of The Florida Bar and a qualified and  
519 registered elector of this state.

520 (2) Each party, each political committee, and each  
521 candidate requesting to have poll watchers shall designate, in  
522 writing to the supervisors of elections, on a form prescribed by  
523 the division, before noon of the second Tuesday preceding the  
524 election poll watchers for each polling room on election day.  
525 Designations of poll watchers for early voting areas must ~~shall~~  
526 be submitted in writing to the supervisor ~~of elections~~, on a  
527 form prescribed by the division, before noon at least 14 days  
528 before early voting begins. If the deadline for submitting the  
529 designation form falls on a Saturday, Sunday, or holiday, the  
530 form must be submitted before noon on the next business day. The  
531 poll watchers for polling rooms must ~~shall~~ be approved by the  
532 supervisor ~~of elections~~ on or before the Tuesday before the  
533 election. Poll watchers for early voting areas must ~~shall~~ be



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534 approved by the supervisor ~~of elections~~ no later than 7 days  
535 before early voting begins. The supervisor shall furnish to each  
536 election board a list of the poll watchers designated and  
537 approved for such polling rooms or early voting areas.  
538 Designation of poll watchers shall be made by the chair of the  
539 county executive committee of a political party, the chair of a  
540 political committee, or the candidate requesting to have poll  
541 watchers.

542 (5) The supervisor ~~of elections~~ shall provide to each  
543 designated poll watcher an, ~~no later than 7 days before early~~  
544 ~~voting begins, a poll watcher~~ identification badge that  
545 identifies the poll watcher by name. Each poll watcher must wear  
546 his or her identification badge while in the polling room or  
547 early voting area.

548 Section 15. Paragraph (a) of subsection (4) of section  
549 101.5614, Florida Statutes, is amended to read:

550 101.5614 Canvass of returns.-

551 (4) (a) If any vote-by-mail ballot is physically damaged so  
552 that it cannot properly be counted by the voting system's  
553 automatic tabulating equipment, a true duplicate copy shall be  
554 made of the damaged ballot in the presence of witnesses and  
555 substituted for the damaged ballot. ~~Likewise,~~ A duplicate ballot  
556 must also ~~shall~~ be made of a ~~vote-by-mail ballot containing an~~  
557 ~~overvoted race or~~ a marked vote-by-mail ballot in which every  
558 race is undervoted, including ~~which shall include~~ all valid  
559 votes as determined by the canvassing board based on rules  
560 adopted by the division pursuant to s. 102.166(4). Upon request,  
561 a physically present candidate, a political party official, a  
562 political committee official, or an authorized designee thereof,



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563 must be allowed to observe the duplication of ballots. All  
564 duplicate ballots shall be clearly labeled "duplicate," bear a  
565 serial number that ~~which~~ shall be recorded on the defective  
566 ballot, and be counted in lieu of the defective ballot. After a  
567 ballot has been duplicated, the defective ballot shall be placed  
568 in an envelope provided for that purpose, and the duplicate  
569 ballot shall be tallied with the other ballots for that  
570 precinct.

571 Section 16. Section 101.5617, Florida Statutes, is created  
572 to read:

573 101.5617 Electronic poll book approval.-

574 (1) Beginning with the 2022 primary election and each  
575 election thereafter, an electronic poll book may not be used as  
576 a precinct register unless it is approved for such use by the  
577 department.

578 (2) The department shall adopt rules for the approval of an  
579 electronic poll book which provide that the electronic poll  
580 book, at a minimum, must:

581 (a) Be secure from unauthorized intrusion.

582 (b) Contain all information required to be included in a  
583 precinct register under s. 98.461(2).

584 (c) Be compatible with the statewide voter registration  
585 system and securely transmit changes to a voter's voting history  
586 to the voter registration system.

587 (d) Be compatible with a form or device provided by the  
588 supervisor to capture an elector's signature in accordance with  
589 s. 101.5608(1).

590 Section 17. Subsection (1) of section 101.6103, Florida  
591 Statutes, is amended to read:



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592 101.6103 Mail ballot election procedure.-

593 (1) Except as otherwise provided in subsection (7), the  
594 supervisor of elections shall mail all official ballots with a  
595 secrecy envelope, a return mailing envelope, and instructions  
596 sufficient to describe the voting process to each elector  
597 entitled to vote in the election between ~~not sooner than~~ the  
598 40th and 33rd days ~~20th day~~ before the election but no and not  
599 later than the 10th day before the date of the election. All  
600 such ballots shall be mailed by first-class mail. Ballots shall  
601 be addressed to each elector at the address appearing in the  
602 registration records and placed in an envelope that ~~which~~ is  
603 prominently marked "Do Not Forward."

604 Section 18. Paragraph (e) of subsection (4) of section  
605 102.031, Florida Statutes, is amended to read:

606 102.031 Maintenance of good order at polls; authorities;  
607 persons allowed in polling rooms and early voting areas;  
608 unlawful solicitation of voters.-

609 (4)

610 (e) The owner, operator, or lessee of the property on which  
611 a polling place or an early voting site is located, or an agent  
612 or employee thereof, may not prohibit the solicitation of voters  
613 by any candidate or a candidate's designee outside of the no-  
614 solicitation zone during polling hours.

615 Section 19. Subsection (4) of section 103.091, Florida  
616 Statutes, is amended to read:

617 103.091 Political parties.-

618 (4) Any political party other than a minor political party  
619 may by rule provide for the membership of its state or county  
620 executive committee to be elected for 4-year terms at the



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621 primary election in each year a presidential election is held.  
622 The terms begin ~~shall commence~~ on the first day of the month  
623 following each presidential general election,~~+~~ but the names of  
624 candidates for political party offices may ~~shall~~ not be placed  
625 on the ballot at any other election. The results of such  
626 election shall be determined by a plurality of the votes cast.  
627 In such event, electors seeking to qualify for such office shall  
628 do so with the Department of State or supervisor of elections no  
629 ~~not~~ earlier than noon of the 71st day, or later than noon of the  
630 67th day, preceding the primary election. Notwithstanding the  
631 qualifying period prescribed in this subsection, a qualifying  
632 office may accept and hold qualifying papers submitted no  
633 earlier than 14 days before the beginning of the qualifying  
634 period, to be processed and filed during the qualifying period.  
635 The outgoing chair of each county executive committee shall,  
636 within 30 days after the committee members take office, hold an  
637 organizational meeting of all newly elected members for the  
638 purpose of electing officers. The chair of each state executive  
639 committee shall, within 60 days after the committee members take  
640 office, hold an organizational meeting of all newly elected  
641 members for the purpose of electing officers.

642 Section 20. Paragraph (a) of subsection (1) of section  
643 106.08, Florida Statutes, is amended, and subsection (11) is  
644 added to that section, to read:

645 106.08 Contributions; limitations on; preemption.-

646 (1) (a) Except for political parties or affiliated party  
647 committees, no person or political committee may, in any  
648 election, make contributions in excess of the following amounts:

649 1. To a candidate for statewide office or for retention as



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650 a justice of the Supreme Court, \$3,000. Candidates for the  
651 offices of Governor and Lieutenant Governor on the same ticket  
652 are considered a single candidate for the purpose of this  
653 section.

654 2. To a candidate for retention as a judge of a district  
655 court of appeal; a candidate for legislative office; a candidate  
656 for multicounty office; a candidate for countywide office or in  
657 any election conducted on less than a countywide basis; or a  
658 candidate for county court judge or circuit judge, \$1,000.

659  
660 Effective January 1, 2025, and every 5 years thereafter, the  
661 division shall adjust the contribution limits established in  
662 subparagraphs 1. and 2. in an amount equal to the total of the  
663 annual increases for the preceding 5-year period in the Consumer  
664 Price Index for All Urban Consumers, U.S. City Average, All  
665 Items. The division shall round each adjusted amount to the  
666 nearest hundredth. Following each adjustment, the division shall  
667 publish the revised contribution limits on its website.

668 (11) (a) A county, a municipality, or any other local  
669 governmental entity is expressly preempted from enacting or  
670 adopting:

671 1. Contribution limits that differ from the limitations  
672 established in subsection (1);

673 2. Any limitation or restriction involving contributions to  
674 a political committee or an electioneering communications  
675 organization; or

676 3. Any limitation or restriction on expenditures for an  
677 electioneering communication or an independent expenditure.

678 (b) Any existing or future limitation or restriction





679 enacted or adopted by a county, a municipality, or any other  
680 local governmental entity which is in conflict with this  
681 subsection is void.

682 Section 21. Except as otherwise expressly provided in this  
683 act, this act shall take effect October 1, 2021.

684  
685 ===== T I T L E A M E N D M E N T =====

686 And the title is amended as follows:

687 Delete everything before the enacting clause  
688 and insert:

689 A bill to be entitled  
690 An act relating to elections; amending s. 97.052,  
691 F.S.; revising requirements for the uniform statewide  
692 voter registration application; amending s. 97.0525,  
693 F.S.; authorizing an applicant to submit an online  
694 voter registration application using the last four  
695 digits of the applicant's social security number;  
696 specifying additional requirements for comprehensive  
697 risk assessments of the online voter registration  
698 system; prescribing procedures for applicants who  
699 submit an application using the last four digits of  
700 their social security numbers; requiring the Division  
701 of Elections to adopt certain rules governing  
702 electronic images of applicants' signatures; requiring  
703 the online voter registration system to populate a  
704 printable application with an applicant's information  
705 if the last four digits of his or her social security  
706 number cannot be verified; requiring the division to  
707 develop an application programming interface for use



708 by third-party voter registration organizations;  
709 amending s. 97.053, F.S.; revising requirements  
710 governing the acceptance of voter registration  
711 applications; amending s. 97.057, F.S.; revising  
712 procedures governing voter registration by the  
713 Department of Highway Safety and Motor Vehicles;  
714 modifying procedures for updates to voter registration  
715 records; providing for the electronic transmittal of  
716 change of address information in accordance with  
717 specified requirements; requiring the Department of  
718 Highway Safety and Motor Vehicles and the Department  
719 of State to prescribe a method to verify the  
720 registration or preregistration status of certain  
721 individuals; amending s. 97.0575, F.S.; authorizing  
722 third-party voter registration organizations to submit  
723 voter registration applications electronically;  
724 requiring the division to adopt rules governing  
725 testing and security requirements for application  
726 programming interfaces used by such organizations;  
727 prohibiting the denial of an organization's  
728 application or website if testing and security  
729 requirements are met; entitling an organization to an  
730 affirmative defense for failure to timely deliver  
731 voter registration applications if a network outage  
732 occurs; amending s. 97.0585, F.S.; deleting an  
733 exemption from public records requirements for  
734 information related to a voter registration  
735 applicant's or voter's prior felony conviction and his  
736 or her restoration of voting rights to conform to



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737 changes made by the act; amending ss. 97.1031, 98.045,  
738 and 98.065, F.S.; conforming provisions and a cross-  
739 reference to changes made by the act; amending s.  
740 98.0655, F.S.; requiring the supervisor to update a  
741 voter's voter registration record if a voter returns  
742 an address change notice due to an incorrect newly  
743 recorded address of legal residence; amending s.  
744 98.0981, F.S.; requiring supervisors to post precinct-  
745 level election results on their websites with a  
746 specified disclaimer; requiring supervisors to post  
747 live turnout data for election day voting on their  
748 websites; requiring supervisors to transmit live  
749 turnout data to the Division of Elections; directing  
750 the division to create and maintain a statewide voter  
751 turnout dashboard on its website using such data;  
752 amending s. 101.043, F.S.; deleting a provision that  
753 prohibits the use of an address appearing on  
754 identification presented by an elector at the polls as  
755 a basis to confirm an elector's legal residence;  
756 deleting a provision that prohibits a clerk or an  
757 inspector from asking an elector to provide additional  
758 identification information under specified  
759 circumstances; amending s. 101.051, F.S.; increasing  
760 the no-solicitation zone surrounding the entrance of a  
761 polling place or an early voting site wherein certain  
762 activities are prohibited; conforming a provision;  
763 amending s. 101.131, F.S.; modifying restrictions  
764 governing poll watcher interaction with voters;  
765 revising requirements for eligibility to serve as a



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766 poll watcher; revising certain deadlines for the  
767 submission of poll watcher designation forms; removing  
768 the requirement that the supervisor of elections  
769 provide poll watcher identification badges in advance  
770 of the election; amending s. 101.5614, F.S.; removing  
771 the requirement that duplicate ballots be made of  
772 vote-by-mail ballots containing overvoted races;  
773 creating s. 101.5617, F.S.; prohibiting the use of  
774 electronic poll books that are not approved by the  
775 Department of State, beginning with the 2022 primary  
776 election; requiring the department to adopt rules that  
777 meet certain minimum criteria; amending s. 101.6103,  
778 F.S.; revising the timeframe in which the supervisor  
779 of elections must mail ballots in elections conducted  
780 under the Mail Ballot Election Act; amending s.  
781 102.031, F.S.; prohibiting owners, operators, or  
782 lessees of property on which polling places or early  
783 voting sites are located from prohibiting the  
784 solicitation of voters by a candidate or a candidate's  
785 designee outside the no-solicitation zone during  
786 polling hours; amending s. 103.091, F.S.; authorizing  
787 a qualifying office to accept and hold qualifying  
788 papers for candidates for political party executive  
789 committees before the beginning of the qualifying  
790 period; amending s. 106.08, F.S.; requiring the  
791 Division of Elections to periodically adjust campaign  
792 contribution limits for inflation; requiring the  
793 division to publish the adjusted limits on its  
794 website; preempting counties, municipalities, and



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795 other local governmental entities from enacting or  
796 adopting any limitation or restriction involving  
797 certain contributions and expenditures, or  
798 establishing contribution limits different than those  
799 established in the Florida Election Code; providing  
800 applicability; providing effective dates.