

By Senator Ingoglia

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1                   A bill to be entitled  
2       An act relating to elections; amending s. 15.21, F.S.;  
3       conforming a cross-reference; amending s. 16.061,  
4       F.S.; revising the criteria that the Attorney General  
5       uses when petitioning the Supreme Court for an  
6       advisory opinion related to a proposed revision or  
7       amendment to the State Constitution; amending s.  
8       97.012, F.S.; revising a provision requiring that the  
9       Secretary of State provide certain mandatory signature  
10      matching training; amending s. 97.021, F.S.; deleting  
11      the definition of the term "petition circulator";  
12      revising definitions; amending s. 97.022, F.S.;  
13      revising the authority and responsibilities of the  
14      Office of Election Crimes and Security; authorizing  
15      the office to issue subpoenas and subpoenas duces  
16      tecum to bring any person before certain  
17      representatives and require the production of  
18      specified records; authorizing the office to file a  
19      complaint in circuit court to enforce such subpoenas;  
20      requiring the court to direct the witness to comply  
21      with the subpoena or punish the witness accordingly;  
22      providing an exception; requiring sheriffs to serve  
23      and execute all process associated with such action;  
24      requiring the office to pay the sheriffs for such  
25      service; authorizing the office to adopt rules;  
26      creating s. 97.027, F.S.; requiring specified persons  
27      to undergo signature matching training; requiring the  
28      Department of State to adopt certain rules; amending  
29      s. 97.051, F.S.; revising the oath a person

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30 registering to vote must subscribe to; amending s.  
31 97.0525, F.S.; requiring that the online voter  
32 registration system generate a certain notice under a  
33 specified circumstance; amending s. 97.053, F.S.;  
34 requiring supervisors of elections to update a voter's  
35 record if provided specified information by the  
36 applicant after registration; providing that such  
37 updates are retroactive to the date the application  
38 was received; requiring an applicant to provide  
39 evidence to the supervisor sufficient to prove the  
40 applicant's legal status as a United States citizen  
41 under specified circumstances; requiring the  
42 supervisor to place such applicant on the voter rolls  
43 under a specified circumstance; authorizing an  
44 applicant that has not provided such evidence to vote  
45 a provisional ballot; providing that such ballot may  
46 be counted only if the applicant can verify his or her  
47 legal status within a specified timeframe; revising  
48 the timeframe after receipt in which a voter  
49 registration official must enter the voter  
50 registration applications into the system; amending s.  
51 97.057, F.S.; requiring the Department of State to  
52 provide certain information to the Department of  
53 Highway Safety and Motor Vehicles; requiring the  
54 Department of Highway Safety and Motor Vehicles to  
55 assist the Department of State with identifying  
56 changes in residential addresses in accordance with a  
57 specified provision; amending s. 97.0575, F.S.;  
58 requiring third party voter registration organizations

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59 to deliver voter registration applications to the  
60 supervisor of the county, rather than the division, in  
61 which the voter resides under specified circumstances;  
62 providing civil penalties; amending s. 97.1031, F.S.;  
63 deleting a provision authorizing a voter to change his  
64 or her address by submitting other signed written  
65 notice; revising the timeframe in which a voter  
66 registration official must make necessary changes to a  
67 voter's records to within 7 days after receipt;  
68 amending s. 98.015, F.S.; requiring that the main and  
69 permanent branch offices of the supervisor be open for  
70 specified times and days; requiring supervisors to  
71 provide a list identifying nonresidential addresses in  
72 a specified manner; amending s. 98.045, F.S.;  
73 requiring supervisors to make a certain determination  
74 within a specified timeframe related to a voter  
75 registration applicant who was previously removed for  
76 ineligibility and to follow specified procedures to  
77 notify the applicant, if applicable; requiring  
78 supervisors to remove the name of a voter who  
79 subsequently registers in another state to vote within  
80 a specified timeframe of receipt of such information;  
81 amending s. 98.065, F.S.; authorizing supervisors to  
82 use certain credible and reliable sources of  
83 commercially available data to compare certain records  
84 and conduct address list maintenance; amending s.  
85 98.075, F.S.; authorizing the Department of State to  
86 enter into memorandums of understanding with other  
87 state governments and share confidential and exempt

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88 information with such governments; requiring that such  
89 governments maintain the confidentiality of such  
90 information; requiring the Department of Highway  
91 Safety and Motor Vehicles to provide driver license  
92 and Florida identification card information to such  
93 governments; requiring supervisors to remove the name  
94 of a deceased voter under specified circumstances;  
95 creating s. 98.094, F.S.; requiring that lists of  
96 registered voters be provided to federal courts for a  
97 specified purpose under a certain condition; requiring  
98 federal jury coordinators to prepare or cause to be  
99 prepared a certain list; requiring that such list be  
100 sent to the Division of Elections periodically;  
101 requiring that jury coordinators provide the division  
102 with specified information about each disqualified  
103 juror; requiring the supervisor to use such list to  
104 conduct list maintenance or eligibility maintenance  
105 procedures; amending s. 98.212, F.S.; requiring  
106 supervisors to provide information as may be requested  
107 by the Department of State and to the Legislature;  
108 authorizing the department to adopt rules; amending s.  
109 99.012, F.S.; conforming a cross-reference; amending  
110 s. 99.021, F.S.; authorizing qualified candidates and  
111 political parties with such candidates to challenge  
112 another candidate's compliance with a specified oath  
113 in a certain circuit court; prohibiting a person from  
114 qualifying as a candidate and appearing on the ballot  
115 if a court order becomes final and makes certain  
116 determinations; amending s. 99.061, F.S.; revising the

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117 periods in which a person may qualify as a candidate;  
118 revising the qualifying period for federal offices  
119 following reapportionment; authorizing candidates for  
120 constitutional office to file a certain receipt or  
121 verification in lieu of filing a full and public  
122 disclosure of financial interests and all other  
123 candidates to instead file a certain receipt or  
124 verification of filing a statement of financial  
125 interests for qualifying only; requiring the  
126 department to process qualifying papers within a  
127 specified timeframe; providing that a cashier's check  
128 purchased from the candidate's campaign account may be  
129 used to pay the qualifying fee; specifying that a  
130 candidate has a specified timeframe to pay the  
131 qualifying fee under specified circumstances;  
132 specifying that a certain form does not need to be re-  
133 submitted under certain circumstances; amending s.  
134 99.092, F.S.; requiring the Division of Elections to  
135 create a uniform petition form for candidates to  
136 gather signatures for a candidate petition; requiring  
137 that the form solicit specified information; requiring  
138 that the form include a certain notice; amending s.  
139 99.095, F.S.; authorizing a supervisor of elections to  
140 verify certain signatures only if a certain petition  
141 form is used; amending s. 99.097, F.S.; conforming a  
142 cross-reference; requiring that a signature on a  
143 petition be verified if the voter is active;  
144 prohibiting a supervisor from updating a voter's  
145 address on file under a certain circumstance;

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146 authorizing a candidate in a candidate contest to  
147 contest signature verification of his or her opponent  
148 in such contest, and the chairperson of the political  
149 committee that sponsors or the chairperson of a  
150 political committee that opposes an issue in an issue  
151 contest to contest signature verification of such  
152 issue; revising the procedures to contest signature  
153 verifications; amending s. 100.191, F.S.; providing  
154 that all laws that apply to primary and general  
155 elections apply to special primary and special  
156 elections; requiring the Elections Canvassing  
157 Commission to certify results in accordance with a  
158 specified provision; amending s. 100.371, F.S.;

159 requiring sponsors of an initiative amendment to  
160 register as political committees before circulating  
161 any initiative petition forms to voters; deleting  
162 obsolete language; requiring the division to assign  
163 initiative petitions a petition number and create a  
164 certain form; providing requirements for such form;  
165 requiring that the form contain a certain notice;  
166 deleting provisions relating to citizen challenges of  
167 petition circulator registration; deleting provisions  
168 relating to applications for registration of a  
169 petition circulator; requiring the division to adopt  
170 rules; deleting provisions requiring certain sponsors  
171 to submit signed and dated forms; specifying  
172 conditions for signatures on a form to be verified as  
173 valid by a supervisor; requiring the supervisor to  
174 retain signed petition forms instead of signature

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175 forms in a specified manner; requiring the supervisor  
176 to transmit copies of such signed petition forms  
177 promptly to the division upon request; requiring the  
178 supervisors of elections to post the actual cost of  
179 signature verification on their websites annually on a  
180 specified date; specifying that such costs include  
181 costs related to certain actions; requiring the  
182 Secretary of State to rescind a certificate of ballot  
183 position under specified conditions; authorizing any  
184 voter to challenge the issuance of certificates of  
185 ballot position; providing the process for such  
186 challenges; requiring the Secretary of State to submit  
187 a copy of initiative petitions to a specified panel;  
188 requiring the panel to complete a financial impact  
189 statement; requiring the panel to submit such  
190 statement to the Secretary of State; providing that  
191 the panel is not required to complete the statement  
192 under specified circumstances; deleting obsolete  
193 language; requiring that meetings of the panel be open  
194 to the public; requiring that the panel submit the  
195 financial impact statement to the Secretary of State  
196 immediately; authorizing the panel to redraft the  
197 statement within a specified timeframe; requiring the  
198 disclosure of certain material legal effects;  
199 conforming cross-references; requiring the panel to  
200 draft a certain initiative financial information  
201 statement; requiring the Secretary of State to make  
202 such statement available on his or her website;  
203 creating s. 100.373, F.S.; defining the term

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204 "circulated petition form"; authorizing voters to  
205 submit signed circulated petition forms at any office  
206 of the supervisor of elections in the county in which  
207 the voter is registered to vote; providing that a  
208 circulated petition form is valid only if the  
209 supervisor verifies specified information; requiring a  
210 voter to present a certain current and valid form of  
211 picture identification to the supervisor; requiring  
212 the supervisor to deem the petition submitted if the  
213 information on such identification matches the form  
214 and the person matches the identification produced;  
215 requiring supervisors to verify that the voter's  
216 signature on the circulated petition form matches the  
217 voter's signature on file in the Florida Voter  
218 Registration System; creating s. 100.375, F.S.;  
219 defining the term "requested petition form"; requiring  
220 supervisors to accept requests for a petition form  
221 from a voter or, if instructed, the voter's immediate  
222 family or legal guardian; providing that requests may  
223 be made in person, in writing, by telephone, or  
224 through the supervisor's website; requiring  
225 supervisors to cancel requests under specified  
226 conditions; providing that requests for petition forms  
227 may be mailed to certain addresses; requiring the  
228 voter, or his or her designee, to provide certain  
229 information for in-person or telephonic requests;  
230 requiring that requests be in writing if the petition  
231 form is to be mailed to an address other than one on  
232 file; providing requirements for such written

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233 requests; requiring the division to create a uniform  
234 application to request petition forms; requiring that  
235 such applications solicit and require specified  
236 information; defining the term "immediate family";  
237 requiring the supervisor to record certain information  
238 and provide it in a specified format; defining the  
239 term "petition deadline"; requiring the supervisor to  
240 mail petition forms within specified timeframes;  
241 providing a deadline to request petition forms;  
242 requiring supervisors to provide a petition form by  
243 one of the means specified; prohibiting persons from  
244 picking up more than a specified number of petition  
245 forms; providing exceptions; requiring the supervisor  
246 to mail a certain notice in a specified circumstance;  
247 providing that only the materials necessary to submit  
248 a petition form be mailed or delivered; prohibiting a  
249 supervisor from sending a petition form to someone who  
250 did not request one; requiring the supervisor to  
251 enclose a certain mailing envelope with petition  
252 forms; requiring that such envelopes contain a certain  
253 voter's certificate; specifying the placement of the  
254 voter's certificate on the envelope; requiring that  
255 certain instructions be enclosed with each petition;  
256 providing construction; providing legislative intent;  
257 requiring the Department of State to work with  
258 specified entities to develop and implement procedures  
259 and technologies to make petition forms available in  
260 alternative formats; providing that requested petition  
261 forms are only valid if the supervisor verifies

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262 certain information; prohibiting an otherwise valid  
263 petition from being invalidated due to the voter's  
264 death after submission of such form; creating s.  
265 100.377, F.S.; providing that initiative petition  
266 forms approved by the Secretary of State may continue  
267 to be circulated; providing that certain initiative  
268 petitions or candidate petitions may be kept and  
269 counted under specified conditions; providing  
270 applicability; amending s. 101.043, F.S.; revising the  
271 forms of current and valid picture identifications  
272 that a voter must provide upon entering the polling  
273 place; amending s. 101.048, F.S.; revising the  
274 instructions that are included with cure affidavits to  
275 conform to changes made by the act; amending s.  
276 101.111, F.S.; authorizing registered voters or  
277 election officials of a county acting in their  
278 official capacity to challenge at the polls or during  
279 early voting the right of a person to vote in the  
280 county; requiring separate oaths for each challenge;  
281 revising the oath required of a person entering  
282 challenges; providing the oath an election official  
283 must use if asserting the ineligibility of a voter;  
284 requiring that the oath be delivered to the clerk or  
285 inspector under specified circumstances; requiring  
286 such clerk or inspector to deliver such oath  
287 immediately to the challenged person; revising a  
288 provision providing that such person may cast a  
289 provisional ballot; deleting an exception to casting  
290 such provisional ballot; authorizing challenges to be

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291 made in advance within a specified timeframe before an  
292 election by delivering an oath to the supervisor's  
293 office; requiring the supervisor to notify, as soon as  
294 practicable, a challenged voter by specified means;  
295 requiring that the oath be sent to early voting sites  
296 or the voter's precinct in the event such voter  
297 appears in person to vote; requiring that certain  
298 ballots be canvassed as provisional ballots; requiring  
299 that certain persons be allowed to execute a change of  
300 legal residence to be able to vote a regular ballot;  
301 requiring that such persons be allowed to vote a  
302 regular ballot if the change of legal residence is  
303 properly registered; requiring that certain voters be  
304 directed to the proper precinct to vote; providing  
305 that certain voters are required to vote a provisional  
306 ballot; amending s. 101.131, F.S.; requiring that poll  
307 watchers be qualified and registered voters of the  
308 county in which they serve and complete a required  
309 training; requiring the Department of State to provide  
310 such training; requiring that poll watchers be allowed  
311 to observe and report on irregularities in the conduct  
312 of the election and enter and watch polls under a  
313 specified condition; prohibiting such poll watchers  
314 from interfering with the conduct of the election;  
315 requiring that the form that designates poll watchers  
316 include specified information; requiring that poll  
317 watchers be given identification badges that include  
318 certain information; authorizing the department to  
319 adopt rules; amending s. 101.151, F.S.; specifying

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320 that, in presidential preference primaries only, the  
321 office title may be placed above the list of names on  
322 the ballot for that office; specifying that, in a  
323 primary election only, the office title of Governor  
324 shall be placed above the names of the candidates for  
325 such office regardless of whether a Lieutenant  
326 Governor is designated; conforming provisions to  
327 changes made by the act; amending s. 101.161, F.S.;  
328 requiring that constitutional amendments define all  
329 terms of art and describe newly created rights,  
330 requirements, prohibitions, and authorizations;  
331 amending the inclusions on the ballot for every  
332 constitutional amendment proposed by initiative to  
333 conform to changes made by the act; conforming a  
334 cross-reference; amending s. 101.20, F.S.; deleting  
335 provisions requiring that sample ballots be furnished  
336 to each polling place, in a specified form, be open to  
337 inspection by all electors, and a sufficient number of  
338 reduced-size ballots to be given out to electors;  
339 requiring the supervisor to publish sample ballots in  
340 a certain newspaper, through the supervisor's website,  
341 or on the county's website; requiring that such  
342 publication occur within a specified timeframe;  
343 authorizing the supervisor to send sample ballots to  
344 registered voters by specified means; requiring sample  
345 ballots to be available in all polling places for  
346 specified purpose; authorizing a sample ballot to be  
347 in the format of an official ballot but must indicate  
348 it is a sample; amending s. 101.252, F.S.; providing

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349 applicability; creating s. 101.2521, F.S.; requiring  
350 that candidates be placed on the general ballot for  
351 certain elections held under specified circumstances;  
352 amending s. 101.5606, F.S.; conforming provisions to  
353 changes made by the act; amending s. 101.56075, F.S.;  
354 requiring that locations where voting takes place have  
355 certain voting machines available; specifying the  
356 default voting method; requiring that a certain device  
357 be provided if requested by a voter; amending s.  
358 101.5608, F.S.; requiring the inspector to follow  
359 specified procedures before allowing a person to vote  
360 in specified circumstances; conforming provisions to  
361 changes made by the act; amending s. 101.5612, F.S.;  
362 conforming provisions to changes made by the act;  
363 amending s. 101.5614, F.S.; requiring that after a  
364 defective ballot is duplicated, both ballots be placed  
365 in an certain envelope and presented to the canvassing  
366 board for review; amending s. 101.572, F.S.;  
367 authorizing certain candidates, political party  
368 officials, and political committee officials, or any  
369 designee thereof, to object to the canvassing board's  
370 determination of voter intent; amending s. 101.591,  
371 F.S.; deleting provisions instructing how to perform a  
372 manual audit; requiring the county canvassing board or  
373 local board responsible for certifying an election to  
374 conduct an independent vote validation of voting  
375 systems used in all precincts; providing the procedure  
376 for such independent vote validation; deleting  
377 provisions related to independent audits; requiring

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378 that the canvassing board publish certain notice on  
379 the county's website, on the supervisor's website, or  
380 in certain newspapers; requiring that such vote  
381 validation be completed before the certification of  
382 the election; requiring the county canvassing board or  
383 local board responsible for the election to provide a  
384 certain consolidated report; providing the  
385 requirements of such report; deleting a provision that  
386 allowed a manual recount to take the place of a  
387 certain audit; amending s. 101.5911, F.S.; requiring  
388 the department to adopt certain rules; conforming  
389 provisions to changes made by the act; amending s.  
390 101.595, F.S.; requiring the department to submit the  
391 analysis of a certain report as part of a specified  
392 consolidated report to the Governor and the  
393 Legislature annually by a specified date; amending s.  
394 101.6104, F.S.; making technical changes; amending s.  
395 101.62, F.S.; requiring a voter to initiate the  
396 request for a vote-by-mail ballot from the supervisor;  
397 requiring such voter to use the paper or online  
398 version of the uniform statewide application to make a  
399 written request for a vote-by-mail ballot; requiring  
400 the supervisor to record certain information after  
401 receiving such request; revising the timeframes during  
402 which vote-by-mail ballots are provided to voters;  
403 amending s. 101.64, F.S.; providing that the  
404 supervisor may include a secrecy envelope or privacy  
405 sleeve with vote-by-mail ballots; amending s. 101.657,  
406 F.S.; authorizing, rather than requiring, that early

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407 voting be provided by a supervisor; revising the  
408 number of early voting sites the supervisor may  
409 designate per election area; authorizing the  
410 supervisor to obtain a waiver for the number of sites  
411 designated as early voting sites under a specified  
412 circumstance; deleting authorization for a supervisor  
413 to provide early voting in excess of what is required;  
414 amending s. 101.68, F.S.; conforming provisions to  
415 changes made by the act; amending s. 101.69, F.S.;  
416 deleting a requirement that secure ballot intake  
417 stations be located at each permanent branch that  
418 meets certain criteria; requiring that such intake  
419 stations be located at each designated early voting  
420 site; requiring that all secure ballot intake stations  
421 be continuously monitored; requiring the department to  
422 adopt rules; amending s. 101.6921, F.S.; conforming  
423 provisions to changes made by the act; amending s.  
424 101.6923, F.S.; revising the instructions sent to  
425 certain first-time voters to conform to changes made  
426 by the act; amending s. 101.6952, F.S.; providing that  
427 if a ballot is transmitted via facsimile it must be  
428 received by a specified time on election day; amending  
429 s. 101.694, F.S.; conforming a cross-reference;  
430 amending s. 101.697, F.S.; requiring the department to  
431 adopt certain rules related to electronic transmission  
432 of election materials to specified voters; amending s.  
433 101.698, F.S.; authorizing the department to adopt  
434 emergency rules in specified circumstances; amending  
435 s. 102.031, F.S.; prohibiting videography and other

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436 visual and audio recording in polling rooms or early  
437 voting areas; providing an exception; amending s.  
438 102.141, F.S.; revising the composition of county  
439 canvassing boards; prohibiting persons who publicly  
440 endorse or donate to candidates or are active  
441 participants endorsing or opposing a public measure  
442 from serving on county canvassing boards; requiring  
443 members of a county canvassing board and all clerical  
444 help to wear, at specified times, identification  
445 badges in a certain manner and which include specified  
446 information; requiring a county canvassing board to  
447 retain the county attorney for any legal  
448 representation; authorizing such board to retain  
449 outside legal counsel under specified conditions;  
450 specifying that the deadline by which supervisors  
451 shall upload preliminary results is in local time;  
452 requiring the supervisor on behalf of the county  
453 canvassing board to report all early voting and vote-  
454 by-mail tabulations to the department; requiring  
455 counties to conduct a machine vote validation process  
456 for a certain purpose after unofficial results are  
457 reported; requiring that such process be completed  
458 within a specified timeframe; requiring the county  
459 canvassing board to take specified actions after  
460 making a certain determination; requiring the county  
461 canvassing board to conduct manual reviews under  
462 specified circumstances; providing requirements for  
463 such review; deleting provisions related to recounts  
464 by the county canvassing board; requiring the county

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465 canvassing board to publish notice containing manual  
466 review information by specified means; providing that  
467 such reviews are open to the public; requiring the  
468 county canvassing board to submit to the department  
469 certain forms containing a vote validation report;  
470 providing requirements for such report; requiring the  
471 county canvassing board to conduct manual reviews in  
472 accordance with specified provisions; requiring the  
473 department to adopt rules; creating s. 102.143, F.S.;  
474 requiring the supervisor to file a report with the  
475 division on the conduct on the election within a  
476 specified timeframe; providing requirements for the  
477 report; requiring the supervisor to notify the  
478 Division of Elections of new information and file an  
479 amended report including such information, if  
480 applicable, within a specified timeframe; requiring  
481 the division to maintain such reports on file and make  
482 them available for public inspection; requiring the  
483 division to review the reports for a specified  
484 purpose; providing that the report is part of a  
485 certain consolidated report submitted by the  
486 department by a specified date each year following a  
487 general election; amending s. 102.166, F.S.; requiring  
488 manual reviews of overvotes and undervotes unless  
489 certain conditions exist; requiring that overvotes and  
490 undervotes be identified and sorted during the vote  
491 validation process; providing that the secretary is  
492 responsible for ordering such review in federal,  
493 state, or multicounty races and the county canvassing

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494 board, or local board responsible for certifying the  
495 election, is responsible for ordering such reviews in  
496 all other races; authorizing political parties to  
497 designate a certain expert to be allowed in the  
498 central counting room while tests are being performed;  
499 prohibiting such person from interfering with the  
500 normal operation of the canvassing board; conforming a  
501 cross-reference; requiring the department to adopt  
502 certain rules; amending s. 103.021, F.S.; revising the  
503 deadline by which political parties must submit their  
504 list of presidential electors to the Governor;  
505 requiring the state executive committees of the  
506 political parties to certify to the Governor certain  
507 information relating to such electors within a  
508 specified timeframe; providing requirements for such  
509 certification; revising the deadline by which the  
510 Governor certifies political party submissions to the  
511 Department of State; requiring candidates to submit  
512 certain information concerning presidential electors  
513 to the department before a specified date and time;  
514 amending s. 103.121, F.S.; requiring that the funds  
515 and certain records of state executive committees be  
516 audited by a certified public accountant; amending s.  
517 104.045, F.S.; providing criminal penalties for a  
518 person who submits a petition form or refrains from  
519 submitting a petition form for any initiative or  
520 candidate petition due to a corrupt offer or the  
521 acceptance of a pecuniary or other benefit; amending  
522 s. 104.047, F.S.; prohibiting specified entities from

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523 further forwarding official vote-by-mail ballots or  
524 envelopes; providing criminal penalties; providing  
525 criminal penalties for persons who physically collect  
526 requests for vote-by-mail ballots and copies or  
527 retains the requests, or copies and retains the  
528 voter's personal information; repealing s. 104.186,  
529 F.S., relating to violations concerning initiative  
530 petitions; amending s. 104.187, F.S.; conforming a  
531 cross-reference; repealing s. 105.09, F.S., relating  
532 to political activity in behalf of a candidate for  
533 judicial office limited; amending s. 106.021, F.S.;  
534 prohibiting a candidate from appointing himself,  
535 herself, or immediate family as the treasurer of the  
536 campaign; amending s. 106.07, F.S.; requiring a  
537 candidate to file an affidavit with the officer before  
538 whom the candidate is required to qualify under  
539 specified circumstances within a specified timeframe;  
540 deeming filings as timely filed if filed in a certain  
541 manner; providing that such affidavits are open to  
542 public inspection; providing construction; providing a  
543 civil penalty for candidates who file affidavits late;  
544 amending s. 106.08, F.S.; revising the definition of  
545 the term "foreign national"; revising the  
546 contributions or expenditures that a foreign national  
547 is prohibited from making or offering to make;  
548 prohibiting political parties, political committees,  
549 committees associated with ballot issues or questions,  
550 electioneering communications organizations, and  
551 candidates from knowingly accepting contributions from

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552 foreign nationals; providing criminal penalties;  
553 providing for enhancement of criminal penalties on  
554 subsequent offenses; providing civil penalties;  
555 amending s. 106.087, F.S.; conforming a cross-  
556 reference; amending s. 106.19, F.S.; deleting a  
557 provision relating to violations by political  
558 committees for using petition circulators; repealing  
559 s. 113.01, F.S., relating to fees for commissions  
560 issued by Governor; repealing s. 113.02, F.S.,  
561 relating to fees to be paid before commissions issued;  
562 repealing s. 113.03, F.S., relating to disposition of  
563 certain proceeds; amending s. 113.051, F.S.;  
564 prohibiting the issuance of certain commissions until  
565 the oath of office is filed; amending s. 212.055,  
566 F.S.; conforming a cross-reference; creating s.  
567 322.034, F.S.; requiring that driver licenses and  
568 Florida identification cards include certain  
569 information; providing that applicants providing  
570 certain documentation may not be charged a fee for  
571 renewal; requiring that the Department of Highway  
572 Safety and Motor Vehicles comply with specified  
573 provisions by a specified date; amending s. 895.02,  
574 F.S.; revising the definition of "racketeering  
575 activity" to include violations of the Florida  
576 Election Code for the purposes of providing criminal  
577 penalties; amending s. 1003.42, F.S.; conforming a  
578 cross-reference; providing effective dates.

579

580 Be It Enacted by the Legislature of the State of Florida:

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Section 1. Effective upon becoming a law, subsection (2) of section 15.21, Florida Statutes, is amended to read:

15.21 Initiative petitions; s. 3, Art. XI, State Constitution.—

(2) If the Secretary of State has submitted an initiative petition to the Attorney General pursuant to subsection (1) but the validity of the signatures for such initiative petition has expired pursuant to s. 100.371(6)(a) ~~s. 100.371(11)(a)~~ before securing ballot placement, the Secretary of State must promptly notify the Attorney General. The Secretary of State may resubmit the initiative petition to the Attorney General if the initiative petition is later circulated for placement on the ballot of a subsequent general election and the criteria under subsection (1) are satisfied.

Section 2. Effective upon becoming a law, subsection (1) of section 16.061, Florida Statutes, is amended to read:

16.061 Initiative petitions.—

(1) The Attorney General shall, within 30 days after receipt of a proposed revision or amendment to the State Constitution by initiative petition from the Secretary of State, petition the Supreme Court, requesting an advisory opinion regarding the compliance of the text of the proposed amendment or revision with s. 2, Art. I and s. 3, Art. XI of the State Constitution, whether the proposed amendment is facially invalid under the United States Constitution, the compliance of the text of the proposed constitutional amendment or revision with s. 101.161, and the compliance of the proposed ballot title and substance with s. 101.161. The petition may enumerate any

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610 specific factual issues that the Attorney General believes would  
611 require a judicial determination.

612 Section 3. Subsection (17) of section 97.012, Florida  
613 Statutes, is amended to read:

614 97.012 Secretary of State as chief election officer.—The  
615 Secretary of State is the chief election officer of the state,  
616 and it is his or her responsibility to:

617 (17) Provide mandatory formal signature matching training  
618 as provided by law ~~to supervisors of elections and county~~  
619 ~~canvassing board members. Any person whose duties require~~  
620 ~~verification of signatures must undergo signature matching~~  
621 ~~training. The department shall adopt rules governing signature~~  
622 ~~matching procedures and training.~~

623 Section 4. Effective upon becoming a law, subsection (28)  
624 of section 97.021, Florida Statutes, is amended to read:

625 97.021 Definitions.—For the purposes of this code, except  
626 where the context clearly indicates otherwise, the term:

627 ~~(28) "Petition circulator" means an entity or individual~~  
628 ~~who collects signatures for compensation for the purpose of~~  
629 ~~qualifying a proposed constitutional amendment for ballot~~  
630 ~~placement.~~

631 Section 5. Subsections (6), (43), (44), and (47) of section  
632 97.021, Florida Statutes, as amended by this act, are amended to  
633 read:

634 97.021 Definitions.—For the purposes of this code, except  
635 where the context clearly indicates otherwise, the term:

636 (6) "Ballot" or "official ballot" means a printed sheet of  
637 paper containing contests including offices and candidates,  
638 constitutional amendments, and other public measures upon which

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639 a voter's selections are marked using a manual marking device. A  
640 ballot includes a voter-verifiable paper output upon which a  
641 voter's selections are marked by a voter interface device that  
642 meets voter accessibility requirements for individuals with  
643 disabilities under s. 301 of the Help America Vote Act of 2002  
644 and s. 101.56062 when used in reference to:

645 ~~(a) "Electronic or electromechanical devices" means a~~  
646 ~~ballot that is voted by the process of electronically~~  
647 ~~designating, including by touchscreen, or marking with a marking~~  
648 ~~device for tabulation by automatic tabulating equipment or data~~  
649 ~~processing equipment.~~

650 ~~(b) "Marksense ballots" means that printed sheet of paper,~~  
651 ~~used in conjunction with an electronic or electromechanical vote~~  
652 ~~tabulation voting system, containing the names of candidates, or~~  
653 ~~a statement of proposed constitutional amendments or other~~  
654 ~~questions or propositions submitted to the electorate at any~~  
655 ~~election, on which sheet of paper an elector casts his or her~~  
656 ~~vote.~~

657 (42) "Voter interface device" means any device that  
658 communicates voting instructions and ballot information to a  
659 voter and allows the voter to select and vote for candidates and  
660 issues. A voter interface device may not be used to tabulate  
661 votes. Any vote tabulation must be based upon a subsequent scan  
662 of the marked ~~marksense~~ ballot or the voter-verifiable paper  
663 output after the voter interface device process has been  
664 completed.

665 (43) "Voter registration agency" means any office that  
666 provides public assistance, any office that serves persons with  
667 disabilities, any center for independent living, or any public

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668 library. The term includes any other federal or state office  
669 that is first designated by the Secretary of State to become a  
670 voter registration agency and for which such office accepts such  
671 designation.

672 (46) "Voting system" means a method of casting and  
673 processing votes that ~~functions wholly or partly by use of~~  
674 ~~electromechanical or electronic apparatus or by use of marksense~~  
675 ~~ballots and includes, but is not limited to, the equipment,~~  
676 including hardware, firmware, and software; the ballots; the  
677 procedures for casting and processing votes; and the programs,  
678 operating manuals, supplies; and the reports, printouts, and  
679 other documentation ~~software~~ necessary for the system's  
680 operation.

681 Section 6. Section 97.022, Florida Statutes, is amended to  
682 read:

683 97.022 Office of Election Crimes and Security; creation;  
684 purpose and duties.—

685 (1) The Office of Election Crimes and Security is created  
686 within the Department of State. The purpose of the office is to  
687 aid the Secretary of State in completion of his or her duties.  
688 ~~under s. 97.012(12) and (15) by:~~

689 (2) The office has the authority and responsibility to:

690 (a) Receive and review ~~Receiving and reviewing~~ notices and  
691 reports generated by government officials or any other person  
692 regarding alleged occurrences of election law violations or  
693 election irregularities in this state.

694 (b) Initiate ~~Initiating~~ independent inquiries and  
695 conducting preliminary investigations into allegations of  
696 election law violations or election irregularities in this

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697 state.

698 (3)~~(2)~~ The office may review complaints and conduct  
699 preliminary investigations into alleged criminal violations of  
700 the Florida Election Code or any rule adopted pursuant thereto  
701 ~~and any election irregularities.~~

702 (4) The office may issue subpoenas and subpoenas duces  
703 tecum to bring before its duly authorized representatives any  
704 person in this state, or any person doing business in this  
705 state, to require the production of any records relevant to an  
706 investigation, and to administer oaths and affirmations in the  
707 manner prescribed by law to witnesses who shall appear before  
708 them. If a witness fails to respond to the subpoena issued by  
709 the office or, having responded, failed to answer all inquiries  
710 or to turn over evidence that has been subpoenaed, the office  
711 may file a complaint in the circuit court where the witness  
712 resides. Upon the filing of such complaint, the court shall take  
713 jurisdiction of the witness and the subject matter of such  
714 complaint and shall direct the witness to respond to all  
715 questions and to produce all documentary evidence in the  
716 witness's possession which is demanded. Failure of a witness to  
717 comply with the court's order constitutes a direct and criminal  
718 contempt of court, and the court punish the witness accordingly.  
719 However, the refusal by a witness to answer inquiries or turn  
720 over evidence on the basis that such answers or evidence will  
721 incriminate the witness is not a refusal to comply with this  
722 chapter. The sheriffs shall make the service and execute all  
723 process or orders when required by the office. The office shall  
724 pay the sheriffs for these services as provided in s. 30.231.

725 (5)~~(3)~~ The secretary shall appoint a director of the

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726 office.

727 (6)~~(4)~~ The office shall be based in Tallahassee and shall  
728 employ nonsworn investigators to conduct any investigations. The  
729 positions and resources necessary for the office to accomplish  
730 its duties shall be established through and subject to the  
731 legislative appropriations process.

732 (7)~~(5)~~ The office shall oversee the department's voter  
733 fraud hotline.

734 (8)~~(6)~~ This section does not limit the jurisdiction of any  
735 other office or agency of the state empowered by law to  
736 investigate, act upon, or dispose of alleged election law  
737 violations.

738 (9)~~(7)~~ By January 15 of each year, the department shall  
739 submit a report to the Governor, the President of the Senate,  
740 and the Speaker of the House of Representatives detailing  
741 information on investigations of alleged election law violations  
742 or election irregularities conducted during the prior calendar  
743 year. The report must include the total number of complaints  
744 received and independent investigations initiated and the number  
745 of complaints referred to another agency for further  
746 investigation or prosecution, including the total number of  
747 those matters sent to a special officer pursuant to s. 102.091.  
748 For each alleged violation or irregularity investigated, the  
749 report must include:

750 (a) The source of the alleged violation or irregularity;

751 (b) The law allegedly violated or the nature of the  
752 irregularity reported;

753 (c) The county in which the alleged violation or  
754 irregularity occurred;

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755 (d) Whether the alleged violation or irregularity was  
756 referred to another agency for further investigation or  
757 prosecution and, if so, to which agency; and

758 (e) The current status of the investigation or resulting  
759 criminal case.

760 (10) The Office of Election Crimes and Security may adopt  
761 rules to implement this section.

762 Section 7. Section 97.027, Florida Statutes, is created to  
763 read:

764 97.027 Signature matching training required.—A person whose  
765 duties require the verification of signatures pursuant to s.  
766 99.097, s. 100.371, s. 101.043, s. 101.048, s. 101.62, or s.  
767 101.68 must undergo formal signature matching training. The  
768 department shall adopt rules governing signature matching  
769 procedures and training.

770 Section 8. Section 97.051, Florida Statutes, is amended to  
771 read:

772 97.051 Oath upon registering.—A person registering to vote  
773 must subscribe to the following oath:

774  
775 "I do solemnly swear (or affirm) that I will protect  
776 and defend the Constitution of the United States and  
777 the Constitution of the State of Florida, that I am  
778 qualified to register as an elector under the  
779 Constitution and laws of the State of Florida, and  
780 that all information provided in this application is  
781 true. I have carefully reviewed the instructions for  
782 completing the Florida Voter Registration Application,  
783 and I further swear (or affirm) that I am a United

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784 States citizen. I understand that if I have provided  
 785 false information on this application I could be  
 786 subject to criminal penalties for perjury and that I  
 787 may be fined, imprisoned, or, if not a United States  
 788 Citizen, deported or refused entry to the United  
 789 States."

790

791 Section 9. Present subsections (5) through (8) of section  
 792 97.0525, Florida Statutes, are redesignated as subsections (6)  
 793 through (9), respectively, and a new subsection (5) is added to  
 794 that section, to read:

795 97.0525 Online voter registration.—

796 (5) The online voter registration system must generate a  
 797 notice to the applicant if the applicant's legal status as  
 798 United States citizen cannot be verified by the records of the  
 799 Department of Highway Safety and Motor Vehicles. The notice must  
 800 provide the applicant with contact information for the  
 801 applicant's supervisor of elections for further information.

802 Section 10. Subsections (2), (6), and (7) of section  
 803 97.053, Florida Statutes, are amended to read:

804 97.053 Acceptance of voter registration applications.—

805 (2) A voter registration application is complete and  
 806 becomes the official voter registration record of that applicant  
 807 when all information necessary to establish the applicant's  
 808 eligibility pursuant to s. 97.041 is received by a voter  
 809 registration official and verified pursuant to subsection (6).  
 810 If the applicant fails to complete his or her voter registration  
 811 application on or before ~~prior to~~ the date of book closing for  
 812 an election, ~~then~~ such applicant is ~~shall~~ not be eligible to

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813 vote in that election.

814 (6) A voter registration application, including an  
815 application with a change in name, address, or party  
816 affiliation, may be accepted as valid only after the department  
817 has verified the authenticity or nonexistence of the driver  
818 license number, the Florida identification card number, or the  
819 last four digits of the social security number provided by the  
820 applicant.

821 (a) If a completed voter registration application has been  
822 received by the book-closing deadline but the driver license  
823 number, the Florida identification card number, or the last four  
824 digits of the social security number provided by the applicant  
825 cannot be verified, the applicant must ~~shall~~ be notified that  
826 the number cannot be verified and that the applicant must  
827 provide evidence to the supervisor sufficient to verify the  
828 authenticity of the applicant's driver license number, Florida  
829 identification card number, or last four digits of the social  
830 security number. If the applicant provides the necessary  
831 evidence, the supervisor must ~~shall~~ place the applicant's name  
832 on the registration rolls as an active voter or update, as  
833 applicable, the voter's record with the change in address, name,  
834 or party affiliation. The change in address, name, or party  
835 affiliation is retroactive to the date the application was  
836 initially received. If the applicant has not provided the  
837 necessary evidence or the number has not otherwise been verified  
838 prior to the applicant presenting himself or herself to vote,  
839 the applicant must ~~shall~~ be provided a provisional ballot. The  
840 provisional ballot must ~~shall~~ be counted pursuant to s. 101.048  
841 but only if the number is verified by the end of the canvassing

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842 period or if the applicant presents evidence to the supervisor  
843 of elections sufficient to verify the authenticity of the  
844 applicant's driver license number, Florida identification card  
845 number, or last four digits of the social security number no  
846 later than 5 p.m. of the second day following the election.

847 (b) If a completed voter registration application for new  
848 registration has been received by the book-closing deadline but  
849 the applicant's legal status as a United States citizen cannot  
850 be verified, the applicant must provide evidence to the  
851 supervisor sufficient to verify the applicant's legal status as  
852 a United States citizen before voting. If the applicant provides  
853 the necessary evidence, the supervisor must place the  
854 applicant's name on the registration rolls as an active voter.  
855 If the applicant has not provided the necessary evidence or the  
856 legal status is not verified before the applicant presents  
857 himself or herself to vote, the applicant must be provided a  
858 provisional ballot. The provisional ballot may be counted only  
859 if the applicant's legal status as a United States citizen is  
860 verified by the end of the canvassing period or if the applicant  
861 presents evidence to the supervisor of elections sufficient to  
862 verify the applicant's legal status as a United States citizen  
863 no later than 5 p.m. of the second day following the election.

864 (7) All voter registration applications received by a voter  
865 registration official must ~~shall~~ be entered into the statewide  
866 voter registration system within 7 ~~13~~ days after receipt. ~~Once~~  
867 ~~entered, the application shall be immediately forwarded to the~~  
868 ~~appropriate supervisor of elections.~~

869 Section 11. Subsections (11) and (13) of section 97.057,  
870 Florida Statutes, are amended to read:

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871 97.057 Voter registration by the Department of Highway  
872 Safety and Motor Vehicles.—

873 (11) The Department of Highway Safety and Motor Vehicles  
874 shall enter into an agreement with the department to match  
875 information in the statewide voter registration system with  
876 information in the database of the Department of Highway Safety  
877 and Motor Vehicles to the extent required to verify the accuracy  
878 of the driver license number, Florida identification number, or  
879 last four digits of the social security number provided on  
880 applications for voter registration. The department shall  
881 provide the Department of Highway Safety and Motor Vehicles with  
882 information as required in s. 97.053 as necessary to establish  
883 the applicant's legal status as a United States citizen.

884 (13) The Department of Highway Safety and Motor Vehicles  
885 shall ~~must~~ assist the Department of State in ~~regularly~~  
886 identifying changes in residence address on the driver license  
887 or identification card of a voter in accordance with this  
888 section. The Department of State shall ~~must~~ report each such  
889 change to the appropriate supervisor of elections who must  
890 change the voter's registration records in accordance with s.  
891 98.065(4).

892 Section 12. Subsection (5) of section 97.0575, Florida  
893 Statutes, is amended to read:

894 97.0575 Third-party voter registration organizations.—

895 (5) (a) A third-party voter registration organization that  
896 collects voter registration applications serves as a fiduciary  
897 to the applicant and shall ensure that any voter registration  
898 application entrusted to the organization, irrespective of party  
899 affiliation, race, ethnicity, or gender, is promptly delivered

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900 to the division or the supervisor of elections in the county in  
901 which the applicant resides within 10 days after the application  
902 is completed by the applicant, but not after registration closes  
903 for the next ensuing election. However, if the delivery is made  
904 within the 10 days before book closing, the delivery must be  
905 made to the supervisor of elections in the county in which the  
906 applicant resides and may not be made to the division. If a  
907 voter registration application collected by any third-party  
908 voter registration organization is not promptly delivered to the  
909 division or supervisor of elections in the county in which the  
910 applicant resides, the third-party voter registration  
911 organization is liable for the following fines:

912 1. A fine in the amount of \$50 per each day late, up to  
913 \$2,500, for each application received by the division or the  
914 supervisor of elections in the county in which the applicant  
915 resides more than 10 days after the applicant delivered the  
916 completed voter registration application to the third-party  
917 voter registration organization or any person, entity, or agent  
918 acting on its behalf. A fine in the amount of \$2,500 for each  
919 application received if the third-party voter registration  
920 organization or person, entity, or agency acting on its behalf  
921 acted willfully.

922 2. A fine in the amount of \$100 per each day late, up to  
923 \$5,000, for each application collected by a third-party voter  
924 registration organization or any person, entity, or agent acting  
925 on its behalf, before book closing for any given election for  
926 federal or state office and received by the division or the  
927 supervisor of elections in the county in which the applicant  
928 resides after the book-closing deadline for such election. A

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929 fine in the amount of \$5,000 for each application received if  
930 the third-party voter registration organization or any person,  
931 entity, or agency acting on its behalf acted willfully.

932 3. A fine in the amount of \$500 for each application  
933 collected by a third-party voter registration organization or  
934 any person, entity, or agent acting on its behalf, which is not  
935 submitted to the division or supervisor of elections in the  
936 county in which the applicant resides. A fine in the amount of  
937 \$5,000 for any application not submitted if the third-party  
938 voter registration organization or person, entity, or agency  
939 acting on its behalf acted willfully.

940

941 The aggregate fine which may be assessed pursuant to this  
942 paragraph against a third-party voter registration organization,  
943 including affiliate organizations, for violations committed in a  
944 calendar year is \$250,000.

945 (b) A showing by the third-party voter registration  
946 organization that the failure to deliver the voter registration  
947 application within the required timeframe is based upon force  
948 majeure or impossibility of performance shall be an affirmative  
949 defense to a violation of this subsection. The secretary may  
950 waive the fines described in this subsection upon a showing that  
951 the failure to deliver the voter registration application  
952 promptly is based upon force majeure or impossibility of  
953 performance.

954 Section 13. Section 97.1031, Florida Statutes, is amended  
955 to read:

956 97.1031 Notice of change of residence, change of name, or  
957 change of party affiliation.-

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958 (1) (a) When a voter ~~an elector~~ changes his or her residence  
959 address, the voter ~~elector~~ must notify the supervisor of  
960 elections. Except as provided in paragraph (b), an address  
961 change must be submitted using a voter registration application.

962 (b) If the address change is within this ~~the~~ state and  
963 notice is provided to the supervisor of elections of the county  
964 where the voter ~~elector~~ has moved, the voter ~~elector~~ may do so  
965 by:

966 1. Contacting the supervisor of elections via telephone or  
967 electronic means, in which case the voter ~~elector~~ must provide  
968 his or her date of birth and the last four digits of his or her  
969 social security number, his or her Florida driver license  
970 number, or his or her Florida identification card number,  
971 whichever may be verified in the supervisor's records; or

972 2. Submitting the change on a voter registration  
973 application ~~or other signed written notice~~.

974 (2) When a voter ~~an elector~~ seeks to change party  
975 affiliation, the voter must ~~elector shall~~ notify his or her  
976 supervisor of elections or other voter registration official by  
977 submitting a voter registration application. When a voter ~~an~~  
978 ~~elector~~ changes his or her name by marriage or other legal  
979 process, the voter ~~elector shall~~ notify his or her supervisor of  
980 elections or other voter registration official by submitting a  
981 voter registration application.

982 (3) The voter registration official shall make the  
983 necessary changes in the voter's ~~elector's~~ records within 7 days  
984 after receipt ~~as soon as practical upon receipt of such notice~~  
985 ~~of a change of address of legal residence, name, or party~~  
986 ~~affiliation~~. The supervisor of elections shall issue the new

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987 voter information card pursuant to s. 97.071.

988 Section 14. Subsections (4) and (12) of section 98.015,  
989 Florida Statutes, are amended to read:

990 98.015 Supervisor of elections; election, tenure of office,  
991 compensation, custody of registration-related documents, office  
992 hours, successor, seal; appointment of deputy supervisors;  
993 duties.—

994 (4) At a minimum, the main and permanent branch offices  
995 ~~office~~ of the supervisor must be open Monday through Friday,  
996 excluding legal holidays, for a period of not less than 8 hours  
997 per day, beginning no later than 9 a.m.

998 (12) (a) Each supervisor shall maintain a list of valid  
999 residential street addresses for purposes of verifying the legal  
1000 addresses of voters residing in the supervisor's county. ~~To the~~  
1001 ~~maximum extent practicable,~~ The list must ~~shall~~ include  
1002 information necessary to differentiate one residence from  
1003 another, including, but not limited to, a distinguishing  
1004 apartment, suite, lot, room, or dormitory room number or other  
1005 identifier. If a voter registration application does not include  
1006 information necessary to differentiate one residence from  
1007 another, the supervisor must ~~shall~~ make all reasonable efforts  
1008 to obtain such information in order to maintain the list of  
1009 valid residential street addresses.

1010 (b) The supervisor shall make all reasonable efforts to  
1011 coordinate with county 911 service providers, property  
1012 appraisers, the United States Postal Service, or other agencies  
1013 as necessary to ensure the continued accuracy of such list and  
1014 to identify non-residential addresses, including, but not  
1015 limited to, addresses for businesses such as storage facilities,

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1016 hotels, post office boxes, correctional facilities, mail or  
1017 courier services, governmental agencies, and mail service or  
1018 forwarding delivery services. The supervisor shall provide the  
1019 list of valid residential addresses to the statewide voter  
1020 registration system in the manner and frequency specified by  
1021 rule of the department.

1022 Section 15. Subsections (1) and (2) of section 98.045,  
1023 Florida Statutes, are amended to read:

1024 98.045 Administration of voter registration.—

1025 (1) ELIGIBILITY OF APPLICANT.—

1026 (a) The supervisor shall ~~must~~ ensure that any eligible  
1027 applicant for voter registration is registered to vote and that  
1028 each application for voter registration is processed in  
1029 accordance with law. The supervisor shall determine whether a  
1030 voter registration applicant is ineligible based on any of the  
1031 following:

1032 1.(a) The failure to complete a voter registration  
1033 application as specified in s. 97.053.

1034 2.(b) The applicant is deceased.

1035 3.(c) The applicant has been convicted of a felony for  
1036 which his or her voting rights have not been restored.

1037 4.(d) The applicant has been adjudicated mentally  
1038 incapacitated with respect to the right to vote and such right  
1039 has not been restored.

1040 5.(e) The applicant does not meet the age requirement  
1041 pursuant to s. 97.041.

1042 6.(f) The applicant is not a United States citizen.

1043 7.(g) The applicant is a fictitious person.

1044 8.(h) The applicant has provided an address of legal

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1045 residence that is not his or her legal residence.

1046 9.~~(i)~~ The applicant has provided a driver license number,  
1047 Florida identification card number, or the last four digits of a  
1048 social security number that is not verifiable by the department.

1049 (b)1. If the latest voter registration records show that a  
1050 new applicant was previously registered but subsequently removed  
1051 for ineligibility by reason of a felony conviction without  
1052 voting rights restored, adjudication as mentally incapacitated  
1053 with respect to voting without voting rights restored, death, or  
1054 for not being a United States citizen, the supervisor must  
1055 process the application in accordance with s. 97.053. However,  
1056 the supervisor, within 7 days of receiving such application,  
1057 shall determine whether the information is still credible and  
1058 reliable and, if applicable, follow procedures to notify the  
1059 voter pursuant to s. 98.075(7).

1060 (2) REMOVAL OF REGISTERED VOTERS.—

1061 (a) Once a voter is registered, the name of that voter may  
1062 not be removed from the statewide voter registration system  
1063 except at the written request of the voter, by reason of the  
1064 voter's conviction of a felony or adjudication as mentally  
1065 incapacitated with respect to voting, by death of the voter, or  
1066 pursuant to a registration list maintenance activity conducted  
1067 pursuant to s. 98.065 or s. 98.075.

1068 (b) Information received by a voter registration official  
1069 from an election official in another state indicating that a  
1070 registered voter in this state has subsequently registered to  
1071 vote in that other state must ~~shall~~ be considered ~~as~~ a written  
1072 request from the voter to have the voter's name removed from the  
1073 statewide voter registration system. The voter's name must be

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1074 removed within 7 days after receipt of such information.

1075 Section 16. Section 98.065, Florida Statutes, is amended to  
1076 read:

1077 98.065 Registration list maintenance programs.—

1078 (1) PURPOSE.—The supervisor shall ~~must~~ conduct a general  
1079 registration list maintenance program to protect the integrity  
1080 of the electoral process by ensuring the maintenance of accurate  
1081 and current voter registration records in the statewide voter  
1082 registration system. The program must be uniform,  
1083 nondiscriminatory, and in compliance with the Voting Rights Act  
1084 of 1965, the National Voter Registration Act of 1993, and the  
1085 Help America Vote Act of 2002. As used in this subsection, the  
1086 term “nondiscriminatory” applies to and includes persons with  
1087 disabilities.

1088 (2) ANNUAL REGISTRATION LIST MAINTENANCE.—A supervisor  
1089 shall ~~must~~ incorporate one or more of the following procedures  
1090 in the supervisor’s annual registration list maintenance program  
1091 under which the supervisor shall:

1092 (a) Use change-of-address information supplied by the  
1093 United States Postal Service through its licensees to identify  
1094 registered voters whose addresses might have changed.  
1095 Additionally, in odd-numbered years, unless the supervisor is  
1096 conducting the procedure specified in paragraph (b), the  
1097 supervisor must identify change-of-address information from  
1098 address confirmation final notices mailed to all registered  
1099 voters who have not voted in the preceding two general elections  
1100 or any intervening election and who have not made a request that  
1101 their registration records be updated during that time; or

1102 (b) Identify change-of-address information from returned

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1103 nonforwardable return-if-undeliverable address confirmation  
1104 requests sent to all registered voters in the county.

1105 (3) TIMELINE.—A registration list maintenance program must  
1106 be conducted by each supervisor, at a minimum, once each year,  
1107 beginning no later than April 1, and must be completed at least  
1108 90 days before the date of any federal election. All list  
1109 maintenance actions associated with each voter must be entered,  
1110 tracked, recorded, and maintained in the statewide voter  
1111 registration system.

1112 (4) CHANGE OF ADDRESS INFORMATION.—

1113 (a) If the supervisor receives change-of-address  
1114 information pursuant to the activities conducted in subsection  
1115 (2), from jury notices signed by the voter and returned to the  
1116 courts, from the Department of Highway Safety and Motor  
1117 Vehicles, or from other sources which indicates that a  
1118 registered voter's legal residence might have changed to another  
1119 location within the state, the supervisor must change the  
1120 registration records to reflect the new address and must send  
1121 the voter an address change notice as provided in s. 98.0655(2).

1122 (b) If the supervisor of elections receives change-of-  
1123 address information pursuant to the activities conducted in  
1124 subsection (2), from jury notices signed by the voter and  
1125 returned to the courts, or from other sources which indicates  
1126 that a registered voter's legal residence might have changed to  
1127 a location outside the state, the supervisor of elections must  
1128 ~~shall~~ send an address confirmation final notice to the voter as  
1129 provided in s. 98.0655(3).

1130 (c) If an address confirmation request required by  
1131 paragraph (2)(b) is returned as undeliverable without indication

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1132 of an address change, or if any other nonforwardable return-if-  
1133 undeliverable mail is returned as undeliverable with no  
1134 indication of an address change, the supervisor must send an  
1135 address confirmation final notice to the voter.

1136 (d) The supervisor may use other credible and reliable  
1137 sources including commercially available data, such as address  
1138 information from national credit reporting agencies, to compare  
1139 against voter registration records and to conduct address list  
1140 maintenance.

1141 (e) The supervisor shall ~~must~~ designate as inactive all  
1142 voters who have been sent an address confirmation final notice  
1143 and who have not returned the postage prepaid, preaddressed  
1144 return form within 30 days or for which the final notice has  
1145 been returned as undeliverable. Names on the inactive list may  
1146 not be used to calculate the number of signatures needed on any  
1147 petition. A voter on the inactive list may be restored to the  
1148 active list of voters upon the voter updating his or her  
1149 registration and confirming his or her current address of legal  
1150 residence, requesting a vote-by-mail ballot and confirming his  
1151 or her current address of legal residence, or appearing to vote  
1152 and confirming his or her current address of legal residence.  
1153 However, if the voter does not update his or her voter  
1154 registration information, request a vote-by-mail ballot, or vote  
1155 by the second general election after being placed on the  
1156 inactive list, the voter's name must ~~shall~~ be removed from the  
1157 statewide voter registration system and the voter must ~~shall~~ be  
1158 required to reregister to have his or her name restored to the  
1159 statewide voter registration system.

1160 (5) NOTICE.—A notice may not be issued pursuant to this

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1161 section, and a voter's name may not be removed from the  
1162 statewide voter registration system later than 90 days before  
1163 ~~prior to~~ the date of a federal election. However, this section  
1164 does not preclude the correction of registration records based  
1165 on information submitted by the voter or removal of the name of  
1166 a voter from the statewide voter registration system at any time  
1167 upon the voter's written request, by reason of the voter's  
1168 death, or upon a determination of the voter's ineligibility as  
1169 provided in s. 98.075(7).

1170 (6) ANNUAL REVIEW OF VOTER RECORDS FOR RESIDENCY.—The  
1171 supervisor shall, at a minimum, conduct an annual review of  
1172 voter registration records to identify registration records in  
1173 which a voter is registered at an address that may not be an  
1174 address of legal residence for the voter. For those registration  
1175 records with such addresses that the supervisor has reasonable  
1176 belief are not legal residential addresses, the supervisor shall  
1177 initiate list maintenance activities pursuant to s. 98.075(6)  
1178 and (7).

1179 (7) CERTIFICATION OF ACTIVITIES.—

1180 (a) No later than July 31 and January 31 of each year, the  
1181 supervisor shall ~~must~~ certify to the department the address list  
1182 maintenance activities conducted during the first 6 months and  
1183 the second 6 months of the year, respectively, including the  
1184 number of address confirmation requests sent, the number of  
1185 voters designated as inactive, and the number of voters removed  
1186 from the statewide voter registration system.

1187 (b) If, based on the certification provided pursuant to  
1188 paragraph (a), the department determines that a supervisor has  
1189 not conducted the list maintenance activities required by this

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1190 section, the department must ~~shall~~ conduct the appropriate list  
1191 maintenance activities for that county. Failure to conduct list  
1192 maintenance activities as required in this section constitutes a  
1193 violation of s. 104.051.

1194 Section 17. Subsections (2) and (3) of section 98.075,  
1195 Florida Statutes, are amended to read:

1196 98.075 Registration records maintenance activities;  
1197 ineligibility determinations.—

1198 (2) DUPLICATE REGISTRATION.—

1199 (a) The department shall identify those voters who are  
1200 registered more than once or those applicants whose registration  
1201 applications within this ~~the~~ state would result in duplicate  
1202 registrations. The most recent application must ~~shall~~ be deemed  
1203 an update to the voter registration record.

1204 (b)1. The department may become a member of a  
1205 nongovernmental entity whose sole purpose is to share and  
1206 exchange information in order to verify voter registration  
1207 information. The membership of the nongovernmental entity must  
1208 be composed solely of election officials of state governments,  
1209 except that such membership may also include election officials  
1210 of the District of Columbia. If the department intends to become  
1211 a member of such a nongovernmental entity, the agreement to join  
1212 the entity must require that the Secretary of State, or his or  
1213 her designee, serve as a full member with voting rights on the  
1214 nongovernmental entity's board of directors within 12 months  
1215 after joining the entity. The department may enter into  
1216 memorandums of understanding with other state governments.

1217 2. The department may share confidential and exempt  
1218 information with another state government after agreeing to a

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1219 memorandum of understanding or after becoming a member of a  
1220 nongovernmental entity as provided in subparagraph 1. if:

1221 a. Each state government or each member of the  
1222 nongovernmental entity agrees to maintain the confidentiality of  
1223 such information as required by the laws of the jurisdiction  
1224 providing the information; or

1225 b. The bylaws of the nongovernmental entity require member  
1226 jurisdictions and the entity to maintain the confidentiality of  
1227 information as required by the laws of the jurisdiction  
1228 providing the information.

1229 3. The department may only become a member of a  
1230 nongovernmental entity as provided in subparagraph 1. if the  
1231 entity is controlled and operated by the participating  
1232 jurisdictions. The entity may not be operated or controlled by  
1233 the Federal Government or any other entity acting on behalf of  
1234 the Federal Government. The department must be able to withdraw  
1235 at any time from any such membership entered into.

1236 4. If the department enters into a memorandum of  
1237 understanding with another state government or becomes a member  
1238 of a nongovernmental entity as provided in subparagraph 1., the  
1239 Department of Highway Safety and Motor Vehicles must, pursuant  
1240 to a written agreement with the department, provide driver  
1241 license or identification card information to the department for  
1242 the purpose of sharing and exchanging voter registration  
1243 information with the other state government or nongovernmental  
1244 entity.

1245 5. If the department becomes a member of a nongovernmental  
1246 entity as provided in subparagraph 1., the department must  
1247 submit a report to the Governor, the President of the Senate,

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1248 and the Speaker of the House of Representatives by December 1 of  
1249 each year. The report must describe the terms of the  
1250 nongovernmental entity membership and provide information on the  
1251 total number of voters removed from the voter registration  
1252 system as a result of the membership and the reasons for their  
1253 removal.

1254 (c) Information received by the department from another  
1255 state or the District of Columbia upon the department entering  
1256 into a memorandum of understanding with another state or  
1257 becoming a member of a nongovernmental entity as provided in  
1258 subparagraph (b)1., which is confidential or exempt pursuant to  
1259 the laws of that state or the District of Columbia, is exempt  
1260 from s. 119.07(1) and s. 24(a), Art. I of the State  
1261 Constitution. The department shall provide such information to  
1262 the supervisors to conduct registration list maintenance  
1263 activities.

1264 (3) DECEASED PERSONS.—

1265 (a)1. The department shall identify those registered voters  
1266 who are deceased by comparing information received from:

1267 a. The Department of Health as provided in s. 98.093;

1268 b. The United States Social Security Administration,  
1269 including, but not limited to, any master death file or index  
1270 compiled by the United States Social Security Administration; or  
1271 ~~and~~

1272 c. The Department of Highway Safety and Motor Vehicles.

1273 2. Within 7 days after receipt of such information through  
1274 the statewide voter registration system, the supervisor shall  
1275 remove the name of the registered voter.

1276 (b) The supervisor shall remove the name of a deceased

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1277 registered voter from the statewide voter registration system  
1278 within 7 days after:

1279 1. Receipt of a copy of a death certificate issued by a  
1280 governmental agency authorized to issue death certificates; or

1281 2. A published obituary or notice of death, a letter of  
1282 probate or estate administration, or personal knowledge that is  
1283 verified pursuant to s. 92.525, of a registered voter's death.

1284 Section 18. Section 98.094, Florida Statutes, is created to  
1285 read:

1286 98.094 Federal jury notice.-

1287 (1) Lists of registered voters must be provided to federal  
1288 courts for purposes of selecting jurors on the condition that  
1289 the jury coordinator provides notice pursuant to subsection (2)  
1290 regarding ineligible or potentially ineligible voters.

1291 (2) The jury coordinator shall prepare or cause to be  
1292 prepared a list of each person disqualified or potentially  
1293 disqualified as a prospective juror from jury service due to not  
1294 being a United States citizen, being convicted of a felony,  
1295 being deceased, not being a resident of this state, or not being  
1296 a resident of the county. The list must be prepared and sent to  
1297 the division according to the jury summons cycle used by the  
1298 court clerk and may be provided by mail, facsimile, e-mail or  
1299 other electronic means. This section does not prevent the list  
1300 from being sent more frequently.

1301 (3) The jury coordinator shall provide the division with  
1302 all of the following information about each disqualified juror:

1303 (a) His or her full name.

1304 (b) Current and prior addresses, if any.

1305 (c) Telephone number, if available.

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1306       (d) Date of birth.  
1307       (e) The reason for disqualification.  
1308       (4) The division shall provide the information to the  
1309 supervisors in each county of residence for a disqualified  
1310 juror, and the supervisor shall initiate list maintenance  
1311 pursuant to s. 98.065, or eligibility maintenance pursuant to s.  
1312 98.075(7).

1313       Section 19. Paragraph (a) of subsection (1) and subsection  
1314 (2) of section 98.212, Florida Statutes, is amended to read:

1315       98.212 Department and supervisors to furnish statistical  
1316 and other information.—

1317       (1) (a) Upon written request, the department and any  
1318 supervisor of the respective counties shall, as promptly as  
1319 possible, furnish to recognized public or private universities  
1320 and senior colleges within the state, to state or county  
1321 governmental agencies, and to recognized political party  
1322 committees statistical information for the purpose of analyzing  
1323 election returns and results.

1324       (2) The supervisors shall provide information as requested  
1325 by the department, including for program evaluation and  
1326 reporting to the Election Assistance Commission pursuant to  
1327 federal law, and by the Legislature. The department may adopt  
1328 rules as necessary to establish the required content and  
1329 acceptable formats for such information.

1330       Section 20. Paragraph (b) of subsection (1) of section  
1331 99.012, Florida Statutes, is amended to read:

1332       99.012 Restrictions on individuals qualifying for public  
1333 office.—

1334       (1) As used in this section:

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1335 (b) "Qualify" means to fulfill the requirements set forth  
1336 in s. 99.061(5)(a) ~~s. 99.061(7)(a)~~ or s. 105.031(5)(a).

1337 Section 21. Present paragraph (e) of subsection (1) of  
1338 section 99.021, Florida Statutes, is redesignated as paragraph  
1339 (f), and a new paragraph (e) is added to that subsection, to  
1340 read:

1341 99.021 Form of candidate oath.—

1342 (1)

1343 (e) A person's compliance with the 365-day requirements in  
1344 paragraph (b) or paragraph (c) may be challenged by a qualified  
1345 candidate or a political party with qualified candidates in the  
1346 same race by filing an action in the circuit court for the  
1347 county in which the qualifying officer is headquartered. A  
1348 person may not be qualified as a candidate for nomination or  
1349 election and his or her name may not appear on the ballot if a  
1350 court order becomes final and determines that:

1351 1. The person seeking to qualify for nomination as a  
1352 candidate of any political party has not been registered member  
1353 of that party for the 365-day period preceding the beginning of  
1354 qualifying; or

1355 2. The person seeking to qualify for office as a candidate  
1356 with no party affiliation has not been registered without party  
1357 affiliation for, or has been a registered member of any  
1358 political party during, the 365-day period preceding the  
1359 beginning of qualifying.

1360 Section 22. Section 99.061, Florida Statutes, is amended to  
1361 read:

1362 99.061 Method of qualifying for nomination or election to  
1363 federal, state, county, or district office.—

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(1) QUALIFYING OFFICE AND PERIODS.—

(a) The provisions of any special act to the contrary notwithstanding, each person seeking to qualify for nomination or election to a federal, state, or multicounty district office, other than election to a judicial office as defined in chapter 105 or the office of school board member, must ~~shall~~ file his or her qualification papers with, and pay the qualifying fee, which consists ~~shall consist~~ of the filing fee and election assessment, and party assessment, if any has been levied, to, the Department of State, or qualify by the petition process pursuant to s. 99.095 with the Department of State. The qualifying period is any time after, ~~at any time after noon of the 1st day for qualifying,~~ which shall be as follows:

1. Noon of the 134th ~~the 120th~~ day before ~~prior to~~ the primary election, but not later than noon of the 130th ~~116th~~ day before ~~prior to~~ the date of the primary election, for persons seeking to qualify for nomination or election to federal office or to the office of the state attorney or the public defender; and

2. Noon of the 92nd ~~71st~~ day before ~~prior to~~ the primary election, but not later than noon of the 88th ~~67th~~ day before ~~prior to~~ the date of the primary election, for persons seeking to qualify for nomination or election to a state or multicounty district office, other than the office of the state attorney or the public defender.

(b) ~~(2)~~ The provisions of any special act to the contrary notwithstanding, each person seeking to qualify for nomination or election to a county office, or district office not covered by subsection (1), shall file his or her qualification papers

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1393 with, and pay the qualifying fee, which consists ~~shall consist~~  
 1394 of the filing fee and election assessment, and party assessment,  
 1395 if any has been levied, to, the supervisor of elections of the  
 1396 county, or shall qualify by the petition process pursuant to s.  
 1397 99.095 with the supervisor of elections. The deadline for filing  
 1398 is, at any time after noon of the 92nd ~~1st day for qualifying,~~  
 1399 ~~which shall be the 71st day before~~ prior to the primary  
 1400 election, but not later than noon of the 88th ~~67th day before~~  
 1401 ~~prior to~~ the date of the primary election. Within 30 days after  
 1402 the closing of qualifying time, the supervisor of elections  
 1403 shall remit to the secretary of the state executive committee of  
 1404 the political party to which the candidate belongs the amount of  
 1405 the filing fee, two-thirds of which must ~~shall~~ be used to  
 1406 promote the candidacy of candidates for county offices and the  
 1407 candidacy of members of the Legislature.

1408 (c)(3) Notwithstanding the provisions of any special act to  
 1409 the contrary, each person seeking to qualify for election to a  
 1410 special district office shall qualify between noon of the 92nd  
 1411 ~~71st day before~~ prior to the primary election and noon of the  
 1412 88th ~~67th day before~~ prior to the date of the primary election.  
 1413 Candidates for single-county special districts shall qualify  
 1414 with the supervisor of elections in the county in which the  
 1415 district is located. If the district is a multicounty district,  
 1416 candidates must ~~shall~~ qualify with the Department of State. All  
 1417 special district candidates must ~~shall~~ qualify by paying a  
 1418 filing fee of \$25 or qualify by the petition process pursuant to  
 1419 s. 99.095. Notwithstanding s. 106.021, a candidate who does not  
 1420 collect contributions and whose only expense is the filing fee  
 1421 or signature verification fee is not required to appoint a

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1422 campaign treasurer or designate a primary campaign depository.

1423 (d) Notwithstanding the qualifying periods described by  
1424 this section, in each year in which the Legislature apportions  
1425 the state, the qualifying period for persons seeking to qualify  
1426 for nomination or election to federal office is between noon of  
1427 the 92nd day before the primary election, but not later than  
1428 noon of the 88th day before the primary election.

1429 (2) WRITE-IN CANDIDATES.—

1430 (a)(4)-(a) Each person seeking to qualify for election to  
1431 office as a write-in candidate must ~~shall~~ file his or her  
1432 qualification papers with the respective qualifying officer at  
1433 any time after noon of the 1st day for qualifying, but not later  
1434 than noon of the last day of the qualifying period for the  
1435 office sought.

1436 (b) Any person ~~who is~~ seeking election as a write-in  
1437 candidate is ~~shall~~ not ~~be~~ required to pay a filing fee, election  
1438 assessment, or party assessment. A write-in candidate is not  
1439 entitled to have his or her name printed on any ballot; however,  
1440 space for the write-in candidate's name to be written in must be  
1441 provided on the general election ballot. A person may not  
1442 qualify as a write-in candidate if the person has also otherwise  
1443 qualified for nomination or election to such office.

1444 (3)-(5) DISCLOSURE OF FINANCIAL INTEREST.—At the time of  
1445 qualifying for office, each candidate must file the following as  
1446 applicable:

1447 (a) A candidate for a constitutional office, or for another  
1448 elective office subject to an annual filing requirement pursuant  
1449 to s. 112.3144, shall file a full and public disclosure of  
1450 financial interests pursuant to s. 8, Art. II of the State

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1451 Constitution, which must be verified under oath or affirmation  
 1452 pursuant to s. 92.525(1) (a). A candidate who is subject to an  
 1453 annual filing requirement under s. 112.3144 may file a  
 1454 verification or receipt of electronic filing pursuant to s.  
 1455 112.3144(4) for the purposes of qualifying only., ~~and a~~

1456 (b) A candidate for any other office, including local  
 1457 elective office, shall file a statement of financial interests  
 1458 pursuant to s. 112.3145. A candidate who is subject to an annual  
 1459 filing requirement under s. 112.3144 may file a verification or  
 1460 receipt of electronic filing pursuant to s. 112.3144(4). A  
 1461 candidate who is subject to an annual filing requirement under  
 1462 s. 112.3145 may file instead a verification or receipt of  
 1463 electronic filing pursuant to s. 112.3145(2) (c) for the purposes  
 1464 of qualifying only unless the candidate is required to file a  
 1465 full and public disclosure of financial interests pursuant to s.  
 1466 8, Art. II of the State Constitution or this subsection.

1467 (4) (6) CERTIFICATION.—After the end of the qualifying  
 1468 period, the department has no more than 3 business days to  
 1469 process submitted qualifying papers. The Department of State  
 1470 shall certify to the supervisor of elections, within 7 days  
 1471 after the closing date for qualifying, the names of all duly  
 1472 qualified candidates for nomination or election who have  
 1473 qualified with the Department of State.

1474 (5) (7) QUALIFYING PAPERS.—

1475 (a) In order for a candidate to be qualified, the following  
 1476 items must be received by the filing officer by the end of the  
 1477 qualifying period:

1478 1. A properly executed cashier's check purchased from the  
 1479 candidate's campaign account or check drawn upon the candidate's

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1480 campaign account payable to the person or entity as prescribed  
1481 by the filing officer in an amount not less than the fee  
1482 required by s. 99.092, unless the candidate obtained the  
1483 required number of signatures on petitions pursuant to s.  
1484 99.095. The filing fee for a special district candidate is not  
1485 required to be drawn upon the candidate's campaign account. If a  
1486 candidate's check is returned by any ~~the~~ bank for any reason,  
1487 the filing officer must ~~shall~~ immediately notify the candidate  
1488 and the candidate must ~~shall~~ have 48 hours after receipt of  
1489 notice, excluding Saturdays, Sundays, and legal holidays ~~until~~  
1490 ~~the end of qualifying~~ to pay the fee with a cashier's check  
1491 purchased from funds of the campaign account. Failure to pay the  
1492 fee as provided in this subparagraph disqualifies ~~shall~~  
1493 ~~disqualify~~ the candidate.

1494 2. The candidate's oath required by s. 99.021, which must  
1495 contain the name of the candidate as it is to appear on the  
1496 ballot; the office sought, including the district or group  
1497 number if applicable; and the signature of the candidate, which  
1498 must be verified under oath or affirmation pursuant to s.  
1499 92.525(1)(a).

1500 3. If the office sought is partisan, the written statement  
1501 of political party affiliation required by s. 99.021(1)(b); or  
1502 if the candidate is running without party affiliation for a  
1503 partisan office, the written statement required by s.  
1504 99.021(1)(c).

1505 4. The completed form for the appointment of campaign  
1506 treasurer and designation of campaign depository, as required by  
1507 s. 106.021. The form does not need to be resubmitted if the form  
1508 on file, which was filed with the qualifying officer before the

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1509 pre-qualifying or qualifying period, is current.

1510 5. The full and public disclosure or statement of financial  
1511 interests required by subsection (3) ~~(5)~~. A public officer who  
1512 has filed the full and public disclosure or statement of  
1513 financial interests with the Commission on Ethics before  
1514 qualifying for office may file a copy of that disclosure or a  
1515 verification or receipt of electronic filing as provided in  
1516 subsection (3) ~~(5)~~ at the time of qualifying.

1517 (b) If the filing officer receives qualifying papers during  
1518 the qualifying period prescribed in this section which do not  
1519 include all items as required by paragraph (a) before ~~prior to~~  
1520 the last day of qualifying, the filing officer must ~~shall~~ make a  
1521 reasonable effort to notify the candidate of the missing or  
1522 incomplete items and must ~~shall~~ inform the candidate that all  
1523 required items must be received by the close of qualifying. A  
1524 candidate's name as it is to appear on the ballot may not be  
1525 changed after the end of qualifying.

1526 ~~(6)(e)~~ MINISTERIAL ROLE.—The filing officer performs a  
1527 ministerial function in reviewing qualifying papers. In  
1528 determining whether a candidate is qualified, the filing officer  
1529 shall review the qualifying papers to determine whether all  
1530 items required by subsection (5) ~~paragraph (a)~~ have been  
1531 properly filed and on the most current form as applicable, and  
1532 whether each item is complete on its face, including whether  
1533 items that must be verified have been properly verified pursuant  
1534 to s. 92.525(1)(a). The filing officer may not determine whether  
1535 the contents of the qualifying papers are accurate.

1536 ~~(7)(8)~~ PREQUALIFYING SUBMISSION PERIOD.—Notwithstanding the  
1537 qualifying period prescribed in this section, a qualifying

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1538 office may accept and hold qualifying papers submitted not  
1539 earlier than 14 days prior to the beginning of the qualifying  
1540 period, to be processed and filed during the qualifying period.

1541 ~~(9) Notwithstanding the qualifying period prescribed by~~  
1542 ~~this section, in each year in which the Legislature apportions~~  
1543 ~~the state, the qualifying period for persons seeking to qualify~~  
1544 ~~for nomination or election to federal office shall be between~~  
1545 ~~noon of the 71st day prior to the primary election, but not~~  
1546 ~~later than noon of the 67th day prior to the primary election.~~

1547 (8) ~~(10)~~ RULEMAKING.—The Department of State may prescribe  
1548 by rule requirements for filing papers to qualify as a candidate  
1549 under this section.

1550 (9) ~~(11)~~ EXEMPTION FROM CHAPTER 120.—The decision of the  
1551 filing officer concerning whether a candidate is qualified is  
1552 exempt from the provisions of chapter 120.

1553 Section 23. Effective upon becoming a law, section 99.092,  
1554 Florida Statutes, is amended to read:

1555 99.092 Qualifying fee of candidate; notification of  
1556 Department of State.—

1557 (1) Each person seeking to qualify for nomination or  
1558 election to any office, except a person seeking to qualify by  
1559 the petition process pursuant to s. 99.095 and except a person  
1560 seeking to qualify as a write-in candidate, shall pay a  
1561 qualifying fee, which shall consist of a filing fee and election  
1562 assessment, to the officer with whom the person qualifies, and  
1563 any party assessment levied, and shall attach the original or  
1564 signed duplicate of the receipt for his or her party assessment  
1565 or pay the same, in accordance with the provisions of s.  
1566 103.121, at the time of filing his or her other qualifying

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1567 papers. The amount of the filing fee is 3 percent of the annual  
1568 salary of the office. The amount of the election assessment is 1  
1569 percent of the annual salary of the office sought. The election  
1570 assessment shall be transferred to the Elections Commission  
1571 Trust Fund. The amount of the party assessment is 2 percent of  
1572 the annual salary. The annual salary of the office for purposes  
1573 of computing the filing fee, election assessment, and party  
1574 assessment shall be computed by multiplying 12 times the monthly  
1575 salary, excluding any special qualification pay, authorized for  
1576 such office as of July 1 immediately preceding the first day of  
1577 qualifying. No qualifying fee shall be returned to the candidate  
1578 unless the candidate withdraws his or her candidacy before the  
1579 last date to qualify. If a candidate dies prior to an election  
1580 and has not withdrawn his or her candidacy before the last date  
1581 to qualify, the candidate's qualifying fee shall be returned to  
1582 his or her designated beneficiary, and, if the filing fee or any  
1583 portion thereof has been transferred to the political party of  
1584 the candidate, the Secretary of State shall direct the party to  
1585 return that portion to the designated beneficiary of the  
1586 candidate.

1587 (2) The supervisor of elections shall, immediately after  
1588 the last day for qualifying, submit to the Department of State a  
1589 list containing the names, party affiliations, and addresses of  
1590 all candidates and the offices for which they qualified.

1591 (3) (a) The division shall create a uniform petition form on  
1592 which signatures for a candidate petition will be affixed. The  
1593 form must solicit and require all of the following information:

- 1594 1. The full name of the voter.
- 1595 2. The voter's residential address and county.

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1596       3. The voter's voter registration number or date of birth.

1597       4. The voter's Florida driver license number, the voter's  
1598 Florida identification card number, or the last four digits of  
1599 the voter's social security number.

1600       5. An attestation that the voter is a registered voter in  
1601 this state and is petitioning the Secretary of State to place  
1602 the candidate's name on the ballot.

1603       6. The voter's signature and the date signed.

1604       7. The candidate's name and party information and the title  
1605 of the office sought by the candidate.

1606       (b) The petition form must include a notice stating that  
1607 the form becomes public record upon receipt by the supervisor of  
1608 elections, that it is a first degree misdemeanor to knowingly  
1609 sign the same candidate petition more than once, and that the  
1610 form may not be validated if all requested information is not  
1611 provided.

1612       Section 24. Effective upon becoming a law, subsection (3)  
1613 of section 99.095, Florida Statutes, is amended to read:

1614       99.095 Petition process in lieu of a qualifying fee and  
1615 party assessment.—

1616       (3) Each petition must be submitted before noon of the 28th  
1617 day preceding the first day of the qualifying period for the  
1618 office sought to the supervisor of elections of the county in  
1619 which such petition was circulated. Each supervisor shall check  
1620 the signatures on the petitions to verify their status as voters  
1621 in the county, district, or other geographical area represented  
1622 by the office sought. The supervisor may verify that the  
1623 signature on a form is valid only if the petition form is a  
1624 circulated petition form properly verified pursuant to s.

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1625 100.373 or a requested petition form properly verified pursuant  
 1626 to s. 100.375. No later than the 7th day before the first day of  
 1627 the qualifying period, the supervisor shall certify the number  
 1628 of valid signatures.

1629 Section 25. Effective upon becoming a law, paragraph (a) of  
 1630 subsection (4) of section 99.097, Florida Statutes, is amended  
 1631 to read:

1632 99.097 Verification of signatures on petitions.—

1633 (4) (a) The supervisor must be paid in advance the sum of 10  
 1634 cents for each signature checked or the actual cost of checking  
 1635 such signature, whichever is less, by the candidate or, in the  
 1636 case of a petition to have a local issue placed on the ballot,  
 1637 by the person or organization submitting the petition. In the  
 1638 case of a petition to place a statewide issue on the ballot, the  
 1639 person or organization submitting the petition must pay the  
 1640 supervisor in advance the cost posted by the supervisor pursuant  
 1641 to s. 100.371(6) ~~s. 100.371(11)~~ for the actual cost of checking  
 1642 signatures to place a statewide issue on the ballot.

1643 Section 26. Subsections (3) and (5) of section 99.097,  
 1644 Florida Statutes, are amended to read:

1645 99.097 Verification of signatures on petitions.—

1646 (3) (a) If all other requirements for the petition are met,  
 1647 a signature on a petition must ~~shall~~ be verified and counted as  
 1648 valid for a registered voter if the voter is active and if,  
 1649 after comparing the signature on the petition and the signature  
 1650 of the registered voter in the voter registration system, the  
 1651 supervisor is able to determine that the petition signer is the  
 1652 same as the registered voter, ~~even if the name on the petition~~  
 1653 ~~is not in substantially the same form as in the voter~~

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1654 ~~registration system.~~

1655 (b) In any situation in which this code requires the form  
1656 of the petition to be prescribed by the division, ~~a~~ no signature  
1657 may not shall be counted toward the number of signatures  
1658 required unless it is on a petition form prescribed by the  
1659 division.

1660 (c) If a voter signs a petition and lists an address other  
1661 than the legal residence where the voter is registered, the  
1662 supervisor must shall treat the signature as if the voter had  
1663 listed the address where the voter is registered, but may not  
1664 update the voter's address on file.

1665 (5) The results of a verification ~~pursuant to subparagraph~~  
1666 ~~(1)(a)2.~~ may be contested in the circuit court by the candidate;  
1667 an announced opponent in a candidate contest; or the chairperson  
1668 of the sponsoring a representative of a designated political  
1669 committee or the chairperson of a political committee registered  
1670 to oppose the issue in an issue contest; or a person, party, or  
1671 other organization submitting the petition. The contestant must  
1672 file a complaint, together with the fees prescribed in chapter  
1673 28, with the clerk of the circuit court in the county in which  
1674 the petition is certified or in Leon County if the petition  
1675 covers more than one county on or before the deadline to certify  
1676 ballot placement within 10 days after midnight of the date the  
1677 petition is certified; and the complaint must set forth the  
1678 grounds on which the contestant intends to establish his or her  
1679 right to require a complete check of the petition pursuant to  
1680 subparagraph (1)(a)1 or to establish whether the petition can or  
1681 cannot be verified as valid. In the event the court orders a  
1682 complete check of the petition and the result is not changed as

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1683 to the success or lack of success of the petitioner in obtaining  
1684 the requisite number of valid signatures, then such candidate,  
1685 unless the candidate has filed the oath stating that he or she  
1686 is unable to pay such charges; announced opponent;  
1687 representative of a designated political committee; or party,  
1688 person, or organization submitting the petition, unless such  
1689 person or organization has filed the oath stating inability to  
1690 pay such charges, must ~~shall~~ pay to the supervisor of elections  
1691 of each affected county for the complete check an amount  
1692 calculated at the rate of 10 cents for each additional signature  
1693 checked or the actual cost of checking such additional  
1694 signatures, as applicable.

1695 Section 27. Section 100.191, Florida Statutes, is amended  
1696 to read:

1697 100.191 General election laws applicable to special  
1698 elections; returns.—All laws that are applicable to general  
1699 elections and primary elections are applicable to special  
1700 elections or special primary elections, respectively, to fill a  
1701 vacancy in office or nomination. The Elections Canvassing  
1702 Commission shall certify results in accordance with s. 102.112  
1703 ~~immediately, upon receipt of returns from the county in which a~~  
1704 ~~special election is held, proceed to canvass the returns and~~  
1705 ~~determine and declare the result thereof.~~

1706 Section 28. Effective upon becoming a law, section 100.371,  
1707 Florida Statutes, is amended to read:

1708 100.371 Initiatives; procedure for placement on ballot.—

1709 (1) Constitutional amendments proposed by initiative shall  
1710 be placed on the ballot for the general election, provided the  
1711 initiative petition has been filed with the Secretary of State

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1712 no later than February 1 of the year the general election is  
1713 held. A petition shall be deemed to be filed with the Secretary  
1714 of State upon the date the secretary determines that valid and  
1715 verified petition forms have been signed by the constitutionally  
1716 required number and distribution of electors under this code.

1717 (2) The sponsor of an initiative amendment shall, before  
1718 circulating any initiative petition forms to voters ~~prior to~~  
1719 ~~obtaining any signatures~~, register as a political committee  
1720 pursuant to s. 106.03 and submit the text of the proposed  
1721 amendment to the Secretary of State, ~~with the form on which the~~  
1722 ~~signatures will be affixed, and shall obtain the approval of the~~  
1723 ~~Secretary of State of such form. The Secretary of State shall~~  
1724 ~~adopt rules pursuant to s. 120.54 prescribing the style and~~  
1725 ~~requirements of such form.~~ Upon filing with the Secretary of  
1726 State, the text of the proposed amendment and all forms filed in  
1727 connection with this section must, upon request, be made  
1728 available in alternative formats.

1729 (3) (a) The division shall assign the initiative petition a  
1730 petition number and create the form on which signatures for the  
1731 initiative petition must be affixed. The petition form must  
1732 prominently display the petition number, the ballot title, and  
1733 the full text of the proposed amendment; must contain the date  
1734 approved by the Secretary of State, a barcode associated with  
1735 the initiative petition, and a serial number; and must solicit  
1736 and require all of the following information:

- 1737 1. The full name of the voter.
- 1738 2. The voter's residential address and county.
- 1739 3. The voter's voter registration number or date of birth.
- 1740 4. The voter's Florida driver license number or Florida

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1741 identification card number, or the last four digits of the  
1742 voter's social security number.

1743 5. An attestation that the voter is a registered Florida  
1744 voter and is petitioning the Secretary of State to place the  
1745 proposed amendment on the ballot.

1746 6. The voter's signature and the date signed ~~A person may~~  
1747 ~~not collect signatures or initiative petitions for compensation~~  
1748 ~~unless the person is registered as a petition circulator with~~  
1749 ~~the Secretary of State.~~

1750 (b) The petition form must include a notice that states  
1751 that the form becomes public record upon receipt by the  
1752 supervisor, that it is a first degree misdemeanor to knowingly  
1753 sign the same initiative petition more than once, and that the  
1754 form may not be validated if all requested information is not  
1755 provided ~~A citizen may challenge a petition circulator's~~  
1756 ~~registration under this section by filing a petition in circuit~~  
1757 ~~court. If the court finds that the respondent is not a~~  
1758 ~~registered petition circulator, the court may enjoin the~~  
1759 ~~respondent from collecting signatures or initiative petitions~~  
1760 ~~for compensation until she or he is lawfully registered.~~

1761 ~~(4) An application for registration must be submitted in~~  
1762 ~~the format required by the Secretary of State and must include~~  
1763 ~~the following:~~

1764 ~~(a) The information required to be on the petition form~~  
1765 ~~under s. 101.161, including the ballot summary and title as~~  
1766 ~~approved by the Secretary of State.~~

1767 ~~(b) The applicant's name, permanent address, temporary~~  
1768 ~~address, if applicable, and date of birth.~~

1769 ~~(c) An address in this state at which the applicant will~~

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1770 ~~accept service of process related to disputes concerning the~~  
1771 ~~petition process, if the applicant is not a resident of this~~  
1772 ~~state.~~

1773 ~~(d) A statement that the applicant consents to the~~  
1774 ~~jurisdiction of the courts of this state in resolving disputes~~  
1775 ~~concerning the petition process.~~

1776 ~~(e) Any information required by the Secretary of State to~~  
1777 ~~verify the applicant's identity or address.~~

1778 ~~(5) All petitions collected by a petition circulator must~~  
1779 ~~contain, in a format required by the Secretary of State, a~~  
1780 ~~completed Petition Circulator's Affidavit which includes:~~

1781 ~~(a) The circulator's name and permanent address;~~

1782 ~~(b) The following statement, which must be signed by the~~  
1783 ~~circulator:~~

1784

1785 ~~By my signature below, as petition circulator, I~~  
1786 ~~verify that the petition was signed in my presence.~~

1787 ~~Under penalties of perjury, I declare that I have read~~  
1788 ~~the foregoing Petition Circulator's Affidavit and the~~  
1789 ~~facts stated in it are true.~~

1790

1791 ~~(6) The division or the supervisor of elections shall make~~  
1792 ~~hard copy petition forms or electronic portable document format~~  
1793 ~~petition forms available to registered petition circulators. All~~  
1794 ~~such forms must contain information identifying the petition~~  
1795 ~~circulator to which the forms are provided. The division shall~~  
1796 ~~maintain a database of all registered petition circulators and~~  
1797 ~~the petition forms assigned to each. Each supervisor of~~  
1798 ~~elections shall provide to the division information on petition~~

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1799 ~~forms assigned to and received from petition circulators. The~~  
1800 ~~information must be provided in a format and at times as~~  
1801 ~~required by the division by rule. The division must update~~  
1802 ~~information on petition forms daily and make the information~~  
1803 ~~publicly available.~~

1804 ~~(7)(a) A sponsor that collects petition forms or uses a~~  
1805 ~~petition circulator to collect petition forms serves as a~~  
1806 ~~fiduciary to the elector signing the petition form, ensuring~~  
1807 ~~that any petition form entrusted to the petition circulator~~  
1808 ~~shall be promptly delivered to the supervisor of elections~~  
1809 ~~within 30 days after the elector signs the form. If a petition~~  
1810 ~~form collected by any petition circulator is not promptly~~  
1811 ~~delivered to the supervisor of elections, the sponsor is liable~~  
1812 ~~for the following fines:~~

1813 ~~1. A fine in the amount of \$50 for each petition form~~  
1814 ~~received by the supervisor of elections more than 30 days after~~  
1815 ~~the elector signed the petition form or the next business day,~~  
1816 ~~if the office is closed. A fine in the amount of \$250 for each~~  
1817 ~~petition form received if the sponsor or petition circulator~~  
1818 ~~acted willfully.~~

1819 ~~2. A fine in the amount of \$500 for each petition form~~  
1820 ~~collected by a petition circulator which is not submitted to the~~  
1821 ~~supervisor of elections. A fine in the amount of \$1,000 for any~~  
1822 ~~petition form not submitted if the sponsor or petition~~  
1823 ~~circulator acted willfully.~~

1824 ~~(b) A showing by the sponsor that the failure to deliver~~  
1825 ~~the petition form within the required timeframe is based upon~~  
1826 ~~force majeure or impossibility of performance is an affirmative~~  
1827 ~~defense to a violation of this subsection. The fines described~~

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1828 ~~in this subsection may be waived upon a showing that the failure~~  
1829 ~~to deliver the petition form promptly is based upon force~~  
1830 ~~majeure or impossibility of performance.~~

1831 ~~(8)~~ If the Secretary of State reasonably believes that a  
1832 person or entity has committed a violation of this section, the  
1833 secretary may refer the matter to the Attorney General for  
1834 enforcement. The Attorney General may institute a civil action  
1835 for a violation of this section or to prevent a violation of  
1836 this section. An action for relief may include a permanent or  
1837 temporary injunction, a restraining order, or any other  
1838 appropriate order.

1839 ~~(5)~~(9) The division shall adopt by rule a complaint form  
1840 for an elector who claims to have had his or her signature  
1841 misrepresented or, ~~or~~ forged, ~~or not delivered to the supervisor.~~  
1842 The division shall also adopt rules to ensure the integrity of  
1843 the petition form gathering process, ~~including rules requiring~~  
1844 ~~sponsors to account for all petition forms used by their agents.~~  
1845 ~~Such rules may require a sponsor or petition circulator to~~  
1846 ~~provide identification information on each petition form as~~  
1847 ~~determined by the department as needed to assist in the~~  
1848 ~~accounting of petition forms.~~

1849 ~~(10)~~ ~~The date on which an elector signs a petition form is~~  
1850 ~~presumed to be the date on which the petition circulator~~  
1851 ~~received or collected the petition form.~~

1852 ~~(6)~~ (a)~~(11)~~(a) An initiative petition form circulated for  
1853 signature may not be bundled with or attached to any other  
1854 petition. Each signature shall be dated when made and shall be  
1855 valid until the next February 1 occurring in an even-numbered  
1856 year for the purpose of the amendment appearing on the ballot

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1857 for the general election occurring in that same year, provided  
1858 all other requirements of law are met. ~~The sponsor shall submit~~  
1859 ~~signed and dated forms to the supervisor of elections for the~~  
1860 ~~county of residence listed by the person signing the form for~~  
1861 ~~verification of the number of valid signatures obtained. If a~~  
1862 ~~signature on a petition is from a registered voter in another~~  
1863 ~~county, the supervisor shall notify the petition sponsor of the~~  
1864 ~~misfiled petition.~~ The supervisor shall promptly verify the  
1865 signatures within 60 days after receipt of the petition forms  
1866 and payment of a fee for the actual cost of signature  
1867 verification incurred by the supervisor. However, for petition  
1868 forms submitted less than 60 days before February 1 of an even-  
1869 numbered year, the supervisor shall promptly verify the  
1870 signatures within 30 days after receipt of the form and payment  
1871 of the fee for signature verification. The supervisor shall  
1872 promptly record, in the manner prescribed by the Secretary of  
1873 State, the date each form is received by the supervisor, and the  
1874 date the signature on the form is verified as valid. The  
1875 supervisor may verify that the signature on a form is valid only  
1876 if:

1877 1. The petition form is a circulated petition form properly  
1878 verified pursuant to s. 100.373; or ~~The form contains the~~  
1879 ~~original signature of the purported elector.~~

1880 2. The petition form is a requested petition form properly  
1881 verified pursuant to s. 100.375 ~~The purported elector has~~  
1882 ~~accurately recorded on the form the date on which he or she~~  
1883 ~~signed the form.~~

1884 3. ~~The form sets forth the purported elector's name,~~  
1885 ~~address, city, county, and voter registration number or date of~~

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1886 ~~birth.~~

1887 ~~4. The purported elector is, at the time he or she signs~~  
1888 ~~the form and at the time the form is verified, a duly qualified~~  
1889 ~~and registered elector in the state.~~

1890 ~~5. The signature was obtained legally, including that if a~~  
1891 ~~paid petition circulator was used, the circulator was validly~~  
1892 ~~registered under subsection (3) when the signature was obtained.~~

1893  
1894 The supervisor shall retain all signed petition signature forms,  
1895 separating forms verified as valid from those deemed invalid,  
1896 for at least 1 year following the election for which the  
1897 petition was circulated. Notwithstanding any other law, the  
1898 supervisor shall promptly transmit copies of signed petition  
1899 forms to the division upon request.

1900 (b) Each supervisor shall post the actual cost of signature  
1901 verification on his or her website and may increase such cost,  
1902 as necessary, annually on March 1 ~~February 2~~ ~~of each even-~~  
1903 ~~numbered year.~~ The cost includes, but is not limited to, costs  
1904 incurred processing and fulfilling requests, comparing  
1905 signatures, and validating information on circulated and  
1906 requested petition forms pursuant to ss. 100.373 and 100.375,  
1907 respectively. The division shall also publish each county's  
1908 current cost on its website. The division and each supervisor  
1909 shall biennially review available technology aimed at reducing  
1910 verification costs.

1911 (c) On the last day of each month, or on the last day of  
1912 each week from December 1 of an odd-numbered year through  
1913 February 1 of the following year, each supervisor shall post on  
1914 his or her website the total number of signatures submitted, the

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1915 total number of invalid signatures, the total number of  
1916 signatures processed, and the aggregate number of verified valid  
1917 signatures and the distribution of such signatures by  
1918 congressional district for each proposed amendment proposed by  
1919 initiative, along with the following information specific to the  
1920 reporting period: the total number of signed petition forms  
1921 received, the total number of signatures verified, the  
1922 distribution of verified valid signatures by congressional  
1923 district, and the total number of verified petition forms  
1924 forwarded to the Secretary of State.

1925 (7) (a) ~~(12)~~ The Secretary of State shall determine from the  
1926 signatures verified by the supervisors of elections the total  
1927 number of verified valid signatures and the distribution of such  
1928 signatures by congressional districts, and the division shall  
1929 post such information on its website at the same intervals  
1930 specified in paragraph (6) (c) ~~(11) (e)~~. Upon a determination that  
1931 the requisite number and distribution of valid signatures have  
1932 been obtained, the secretary shall issue a certificate of ballot  
1933 position for that proposed amendment and shall assign a  
1934 designating number pursuant to s. 101.161. The Secretary of  
1935 State shall rescind the certificate of ballot position if:

1936 1. An advisory opinion issued by the Supreme Court pursuant  
1937 to s. 3(b)(10), Art. V of the State Constitution deems the  
1938 initiative petition invalid; or

1939 2. The Secretary of State determines, before August 1 of  
1940 the year the general election is held, that the initiative  
1941 petition did not obtain the requisite number or distribution of  
1942 valid signatures.

1943 (b) The issuance of a certificate of ballot position

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1944 pursuant to paragraph (a) may be contested in the circuit court  
1945 by any voter. The contestant must file a complaint with the  
1946 clerk of the circuit court for Leon County no later than the  
1947 first Tuesday after the first Monday in January after the  
1948 election for which the petition was circulated. The complaint  
1949 must set forth the grounds on which the contestant intends to  
1950 establish that the initiative petition did not obtain the  
1951 requisite number or distribution of valid signatures.

1952 (8) (a) ~~(13) (a)~~ At the same time the Secretary of State  
1953 submits an initiative petition to the Attorney General pursuant  
1954 to s. 15.21, the secretary shall submit a copy of the initiative  
1955 petition to a panel composed of Trustees of the State Board of  
1956 Administration or their appointees ~~the Financial Impact~~  
1957 ~~Estimating Conference~~. Within 75 days after receipt of a  
1958 proposed revision or amendment to the State Constitution by  
1959 initiative petition from the Secretary of State, the panel  
1960 ~~Financial Impact Estimating Conference~~ shall complete a  
1961 statement on the ~~an analysis and~~ financial impact to the state  
1962 budget statement to be placed on the ballot ~~of the estimated~~  
1963 ~~increase or decrease in any revenues or costs to state or local~~  
1964 ~~governments and the overall impact to the state budget resulting~~  
1965 ~~from the proposed initiative~~. The 75-day time limit is tolled  
1966 when the Legislature is in session. The panel ~~Financial Impact~~  
1967 ~~Estimating Conference~~ shall submit the financial impact  
1968 statement to the ~~Attorney General and~~ Secretary of State. If the  
1969 initiative petition has been submitted to the panel ~~Financial~~  
1970 ~~Impact Estimating Conference~~ but the validity of signatures has  
1971 expired and the initiative petition no longer qualifies for  
1972 ballot placement at the ensuing general election, the Secretary

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1973 of State must notify the panel ~~Financial Impact Estimating~~  
1974 ~~Conference~~. The panel ~~Financial Impact Estimating Conference~~ is  
1975 not required to complete ~~a~~ ~~an analysis and~~ financial impact  
1976 statement for an initiative petition that fails to meet the  
1977 requirements of subsection (1) for placement on the ballot  
1978 before the 75-day time limit, including any tolling period,  
1979 expires. The initiative petition may be resubmitted to the panel  
1980 ~~Financial Impact Estimating Conference~~ if the initiative  
1981 petition meets the requisite criteria for a subsequent general  
1982 election cycle. ~~A new Financial Impact Estimating Conference~~  
1983 ~~shall be established at such time as the initiative petition~~  
1984 ~~again satisfies the criteria in s. 15.21(1).~~

1985 (b) ~~Immediately upon receipt of a proposed revision or~~  
1986 ~~amendment from the Secretary of State, the coordinator of the~~  
1987 ~~Office of Economic and Demographic Research shall contact the~~  
1988 ~~person identified as the sponsor to request an official list of~~  
1989 ~~all persons authorized to speak on behalf of the named sponsor~~  
1990 ~~and, if there is one, the sponsoring organization at meetings~~  
1991 ~~held by the Financial Impact Estimating Conference. All other~~  
1992 ~~persons shall be deemed interested parties or proponents or~~  
1993 ~~opponents of the initiative. The Financial Impact Estimating~~  
1994 ~~Conference shall provide an opportunity for any representatives~~  
1995 ~~of the sponsor, interested parties, proponents, or opponents of~~  
1996 ~~the initiative to submit information and may solicit information~~  
1997 ~~or analysis from any other entities or agencies, including the~~  
1998 ~~Office of Economic and Demographic Research.~~

1999 (c) All meetings of the panel ~~Financial Impact Estimating~~  
2000 ~~Conference~~ shall be open to the public. The panel shall prepare  
2001 ~~The President of the Senate and the Speaker of the House of~~

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2002 ~~Representatives, jointly, shall be the sole judge for the~~  
2003 ~~interpretation, implementation, and enforcement of this~~  
2004 ~~subsection.~~

2005 ~~1. The Financial Impact Estimating Conference is~~  
2006 ~~established to review, analyze, and estimate the financial~~  
2007 ~~impact of amendments to or revisions of the State Constitution~~  
2008 ~~proposed by initiative. The Financial Impact Estimating~~  
2009 ~~Conference shall consist of four principals: one person from the~~  
2010 ~~Executive Office of the Governor; the coordinator of the Office~~  
2011 ~~of Economic and Demographic Research, or his or her designee;~~  
2012 ~~one person from the professional staff of the Senate; and one~~  
2013 ~~person from the professional staff of the House of~~  
2014 ~~Representatives. Each principal shall have appropriate fiscal~~  
2015 ~~expertise in the subject matter of the initiative. A Financial~~  
2016 ~~Impact Estimating Conference may be appointed for each~~  
2017 ~~initiative.~~

2018 ~~2. Principals of the Financial Impact Estimating Conference~~  
2019 ~~shall reach a consensus or majority concurrence on a clear and~~  
2020 ~~unambiguous financial impact statement, no more than 150 words~~  
2021 ~~in length, and immediately submit the statement to the Secretary~~  
2022 ~~of State Attorney General. Nothing in this subsection prohibits~~  
2023 ~~the panel ~~Financial Impact Estimating Conference~~ from setting~~  
2024 ~~forth a range of potential impacts in the financial impact~~  
2025 ~~statement. Any financial impact statement that a court finds not~~  
2026 ~~to be in accordance with this section shall be remanded solely~~  
2027 ~~to the Financial Impact Estimating Conference for redrafting.~~  
2028 ~~The panel ~~may~~ ~~Financial Impact Estimating Conference~~ shall~~  
2029 ~~redraft the financial impact statement before the 75th day~~  
2030 ~~before the election within 15 days.~~

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2031 ~~3. If the Supreme Court has rejected the initial submission~~  
2032 ~~by the Financial Impact Estimating Conference and no redraft has~~  
2033 ~~been approved by the Supreme Court by 5 p.m. on the 75th day~~  
2034 ~~before the election, the following statement shall appear on the~~  
2035 ~~ballot: "The impact of this measure, if any, has not been~~  
2036 ~~determined at this time."~~

2037 (c)~~(d)~~ The financial impact statement must be separately  
2038 contained and be set forth after the ballot summary and  
2039 disclosure of material legal effects as required in s.  
2040 101.161(1).

2041 1. If the financial impact statement projects a net  
2042 negative impact on the state budget, the ballot must include the  
2043 statement required by s. 101.161(1)(c) ~~s. 101.161(1)(b)~~.

2044 2. If the financial impact statement projects a net  
2045 positive impact on the state budget, the ballot must include the  
2046 statement required by s. 101.161(1)(d) ~~s. 101.161(1)(e)~~.

2047 3. If the financial impact statement estimates an  
2048 indeterminate financial impact or if the members of the panel  
2049 ~~Financial Impact Estimating Conference~~ are unable to agree on  
2050 the statement required by this subsection, the ballot must  
2051 include the statement required by s. 101.161(1)(e) ~~s.~~  
2052 ~~101.161(1)(d)~~.

2053 (d)1.(e)1. ~~Any financial impact statement that the Supreme~~  
2054 ~~Court finds not to be in accordance with this subsection shall~~  
2055 ~~be remanded solely to the Financial Impact Estimating Conference~~  
2056 ~~for redrafting, provided the court's advisory opinion is~~  
2057 ~~rendered at least 75 days before the election at which the~~  
2058 ~~question of ratifying the amendment will be presented. The~~  
2059 ~~Financial Impact Estimating Conference shall prepare and adopt a~~

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2060 ~~revised financial impact statement no later than 5 p.m. on the~~  
2061 ~~15th day after the date of the court's opinion.~~

2062 ~~2. If, by 5 p.m. on the 75th day before the election, the~~  
2063 ~~Supreme Court has not issued an advisory opinion on the initial~~  
2064 ~~financial impact statement prepared by the Financial Impact~~  
2065 ~~Estimating Conference for an initiative amendment that otherwise~~  
2066 ~~meets the legal requirements for ballot placement, the financial~~  
2067 ~~impact statement shall be deemed approved for placement on the~~  
2068 ~~ballot.~~

2069 ~~3.~~ In addition to the financial impact statement required  
2070 by this subsection, the panel ~~Financial Impact Estimating~~  
2071 ~~Conference~~ shall draft an initiative financial information  
2072 statement. The initiative financial information statement should  
2073 describe in greater detail than the financial impact statement  
2074 any projected increase or decrease in revenues or costs that the  
2075 state or local governments would likely experience if the ballot  
2076 measure were approved. If appropriate, the initiative financial  
2077 information statement may include both estimated dollar amounts  
2078 and a description placing the estimated dollar amounts into  
2079 context. The initiative financial information statement must  
2080 include both a summary of not more than 500 words and additional  
2081 detailed information that includes the assumptions that were  
2082 made to develop the financial impacts, workpapers, and any other  
2083 information deemed relevant by the Financial Impact Estimating  
2084 Conference.

2085 ~~2.4.~~ The Department of State shall have printed, and shall  
2086 furnish to each supervisor of elections, a copy of the summary  
2087 from the initiative financial information statements. The  
2088 supervisors shall have the summary from the initiative financial

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2089 information statements available at each polling place and at  
 2090 the main office of the supervisor of elections upon request.

2091 ~~3.5.~~ The Secretary of State ~~and the Office of Economic and~~  
 2092 ~~Demographic Research~~ shall make available on the Internet each  
 2093 initiative financial information statement in its entirety. In  
 2094 addition, each supervisor of elections whose office has a  
 2095 website shall post the summary from each initiative financial  
 2096 information statement on the website. Each supervisor shall  
 2097 include a copy of each summary from the initiative financial  
 2098 information statements and the Internet addresses for the  
 2099 information statements on the Secretary of State's website ~~and~~  
 2100 ~~the Office of Economic and Demographic Research's websites~~ in  
 2101 the publication or mailing required by s. 101.20.

2102 ~~(9)-(14)~~ The Department of State may adopt rules in  
 2103 accordance with s. 120.54 to carry out the provisions of  
 2104 subsections (1)-(8) ~~(1)-(14)~~.

2105 ~~(10)-(15)~~ No provision of this code shall be deemed to  
 2106 prohibit a private person exercising lawful control over  
 2107 privately owned property, including property held open to the  
 2108 public for the purposes of a commercial enterprise, from  
 2109 excluding from such property persons seeking to engage in  
 2110 activity supporting or opposing initiative amendments.

2111 Section 29. Effective upon becoming a law, section 100.373,  
 2112 Florida Statutes, is created to read:

2113 100.373 Circulated petition forms; verification.-

2114 (1) For the purposes of this chapter, the term "circulated  
 2115 petition form" means an initiative petition form circulated  
 2116 pursuant to s. 100.371, or a candidate petition form circulated  
 2117 pursuant to s. 99.095, which has not been requested pursuant to

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2118 s. 100.375.

2119 (2) A voter may submit a signed circulated petition form at  
2120 any supervisor of elections office located within the county in  
2121 which the voter is registered to vote. A circulated petition  
2122 form is valid only if the supervisor verifies that:

2123 (a) The voter presenting the circulated petition form is  
2124 identified and his or her signature is verified pursuant to  
2125 subsection (3);

2126 (b) The voter accurately recorded on the form the date on  
2127 which he or she signed the form;

2128 (c) The form accurately sets forth the voter's name,  
2129 address, city, county, and voter registration number or date of  
2130 birth;

2131 (d) The form accurately sets forth the voter's driver  
2132 license number, the voter's Florida identification card number,  
2133 or the last four digits of the voter's social security number;  
2134 and

2135 (e) The voter is, at the time he or she signs the form and  
2136 at the time the form is verified, an active and duly qualified  
2137 and registered voter in this state.

2138 (3) (a) The supervisor shall require the voter to present  
2139 one of the following forms of current and valid picture  
2140 identification:

2141 1. Florida driver license.

2142 2. Florida identification card issued by the Department of  
2143 Highway Safety and Motor Vehicles.

2144 3. United States passport.

2145 4. United States Uniformed Services or Merchant Marine  
2146 identification.

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2147 5. Veteran health identification card issued by the United  
2148 States Department of Veterans Affairs.

2149 6. License to carry a concealed weapon or firearm issued  
2150 pursuant to s. 790.06.

2151 7. Employee identification card issued by any branch,  
2152 department, agency, or entity of the Federal Government, the  
2153 state, a county, or a municipality.

2154 (b) If the information on the picture identification  
2155 matches the information on the circulated petition form and the  
2156 supervisor is satisfied that the person presenting the  
2157 circulated petition form is the person shown on the picture  
2158 identification, the supervisor must deem the petition form  
2159 submitted. The supervisor shall then verify that the signature  
2160 on the circulated petition form matches a signature on file for  
2161 the voter in the Florida Voter Registration System.

2162 Section 30. Effective upon becoming a law, section 100.375,  
2163 Florida Statutes, is created to read:

2164 100.375 Requested petition forms; verification.—

2165 (1) DEFINITION.—For purposes of this chapter, the term  
2166 “requested petition form” means an initiative petition form  
2167 created pursuant to s. 100.371, or a candidate petition form  
2168 created pursuant to s. 99.095, which is requested pursuant to  
2169 this section.

2170 (2) REQUEST.—

2171 (a) A supervisor shall accept a request for a petition form  
2172 only from a voter or, if directly instructed by the voter, a  
2173 member of the voter’s immediate family or the voter’s legal  
2174 guardian. A request may be made in person, in writing, by  
2175 telephone, or through the supervisor’s website. The supervisor

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2176 shall cancel a request for a petition form when any first-class  
2177 mail or nonforwardable mail sent by the supervisor to the voter  
2178 is returned as undeliverable. If the voter requests a petition  
2179 form thereafter, the voter must provide or confirm his or her  
2180 current residential address.

2181 (b) The supervisor may accept a request for a petition form  
2182 to be mailed to a voter's address on file in the Florida Voter  
2183 Registration System from the voter, or, if directly instructed  
2184 by the voter, from a member of the voter's immediate family or  
2185 the voter's legal guardian. If an in-person or a telephonic  
2186 request is made, the voter must provide the voter's Florida  
2187 driver license number, the voter's Florida identification card  
2188 number, or the last 4 digits of the voter's social security  
2189 number. If the petition form is requested to be mailed to an  
2190 address other than the voter's address on file in the Florida  
2191 Voter Registration System, the request must be made in writing.  
2192 A written request must be signed by the voter and include the  
2193 voter's Florida driver license number, the voter's Florida  
2194 identification card number, or the last 4 digits of the voter's  
2195 social security number. The division shall create a uniform  
2196 application to request a candidate or initiative petition form.  
2197 The application must solicit and require the following  
2198 information:

2199 1. The full name of the voter for whom the petition form is  
2200 requested;

2201 2. The voter's residential address and county and the  
2202 voter's mailing address if different than the voter's  
2203 residential address;

2204 3. The voter's voter registration number or date of birth;

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2205 4. The voter's Florida driver license number, the voter's  
 2206 Florida identification card number, or last 4 digits of the  
 2207 voter's social security number;

2208 5. The requester's name, if applicable;

2209 6. The requester's residential address, if applicable;

2210 7. The requester's Florida driver license number, the  
 2211 requester's Florida identification card number, or the last 4  
 2212 digits of the requester's social security number, if applicable;

2213 8. The requester's relationship to the voter, if  
 2214 applicable;

2215 9. An affidavit stating that the requester is authorized by  
 2216 the voter to request a petition form on the voter's behalf, if  
 2217 applicable;

2218 10. The voter's signature and the date signed or the  
 2219 requester's signature and the date signed; and

2220 11. If the petition form requested is for an initiative  
 2221 petition, the ballot title and initiative petition number  
 2222 assigned by the division.

2223 (c) For the purposes of this section, the term "immediate  
 2224 family" refers to the following, as applicable:

2225 1. The voter's spouse, parent, child, grandparent,  
 2226 grandchild, or sibling, or the parent, child, grandparent,  
 2227 grandchild, or sibling of the voter's spouse.

2228 2. The designee's spouse, parent, child, grandparent,  
 2229 grandchild, or sibling, or the parent, child, grandparent,  
 2230 grandchild, or sibling of the designee's spouse.

2231 (3) PETITION FORM REQUEST INFORMATION.—For each request for  
 2232 a petition form received, the supervisor shall record the  
 2233 following information and provide such information in an

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- 2234 electronic format as required by division rule:
- 2235 (a) The date the request was made;
- 2236 (b) The initiative petition number, if any;
- 2237 (c) The identity of the voter's designee making the
- 2238 request, if applicable;
- 2239 (d) The voter's Florida driver license number, voter's
- 2240 Florida identification card number, or last 4 digits of the
- 2241 voter's social security number provided with a written request;
- 2242 (e) The date the petition form was delivered to the voter
- 2243 or the voter's designee or the date the petition form was
- 2244 delivered to the post office or other carrier;
- 2245 (f) The address to which the petition form was mailed or
- 2246 the identity of the voter's designee to whom the petition form
- 2247 was delivered, if applicable;
- 2248 (g) The date the petition form was received by the
- 2249 supervisor;
- 2250 (h) The absence of the voter's signature and the Voter's
- 2251 Certificate, if applicable;
- 2252 (i) Whether the Voter's Certificate contains a signature
- 2253 that does not match a signature on file for the voter in the
- 2254 Florida Voter Registration System; and
- 2255 (j) Any other information the supervisor deems necessary.
- 2256 (4) DELIVERY OF PETITION FORMS.—
- 2257 (a) For the purposes of this section, the term "petition
- 2258 deadline" means:
- 2259 1. In the case of an initiative petition, the 30th day
- 2260 preceding February 1 of the year the general election is held.
- 2261 2. In the case of a candidate petition, the 28th day
- 2262 preceding the first day of the qualifying period for the office

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2263 sought.

2264 (b) The supervisor shall mail petition forms within 5  
2265 business days after receiving a request for such forms. However,  
2266 the supervisor shall mail petition forms that are requested  
2267 pursuant to this section on or before July 1, 2025, and no later  
2268 than July 5, 2025.

2269 (c) The deadline to submit a request for a petition form to  
2270 be mailed is 5 p.m. local time on the 10th day before the  
2271 petition deadline.

2272 (d) Upon request for a petition form, the supervisor shall  
2273 provide a petition form to each voter who has made a request for  
2274 such petition form, by one of the following means:

2275 1. By nonforwardable, return-if-undeliverable mail to the  
2276 voter's current mailing address on file with the supervisor or  
2277 any other address the voter specifies in the request. The  
2278 envelopes must be prominently marked "Do Not Forward."

2279 2. By personal delivery to the voter up to 5 p.m. on the  
2280 third day before the petition deadline upon presentation of the  
2281 identification required by s. 101.043.

2282 3. By delivery to the voter's designee up to 5 p.m. on the  
2283 third day before the petition deadline. Any voter may designate  
2284 in writing a person to pick up the petition form for the voter;  
2285 however, the person designated may not pick up more than 2  
2286 petition forms per petition, other than the designee's own  
2287 petition form, except that additional petition forms may be  
2288 picked up for members of the designee's immediate family. The  
2289 designee shall provide to the supervisor the written  
2290 authorization by the voter, the designee's picture  
2291 identification and a completed affidavit. The designee shall

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2292 state in the affidavit that the designee is authorized by the  
2293 voter to pick up the petition form and must indicate if the  
2294 voter is a member of the designee's immediate family, and, if  
2295 so, the relationship. The department shall prescribe the form of  
2296 the affidavit. If the supervisor is satisfied that the designee  
2297 is authorized to pick up the petition form and that the  
2298 signature of the voter on the written authorization matches the  
2299 signature of the voter on file, the supervisor must give the  
2300 petition form to the designee for delivery to the voter.

2301 (e) If a requested petition form is mailed to an address  
2302 other than the voter's address on file in the Florida Voter  
2303 Registration System or delivered to a designee, the supervisor  
2304 must mail a notice letter to the voter's address on file with  
2305 the Florida Voter Registration System.

2306 (5) MATERIALS.—Only the materials necessary to submit a  
2307 petition form may be mailed or delivered with any petition form.

2308 (6) PROHIBITION.—A supervisor may not send a petition form  
2309 to a voter unless the voter has requested a petition form in the  
2310 manner authorized under this section.

2311 (7) MAILING ENVELOPE.—

2312 (a) The supervisor shall enclose with each petition form a  
2313 mailing envelope that must be addressed to the supervisor and  
2314 also bear on the back side a certificate in substantially the  
2315 following form:

2316  
2317 Note: Please Read Instructions Carefully Before  
2318 Completing Petition Form and Completing Voter's Certificate.

2319  
2320 VOTER'S CERTIFICATE

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2321 I, . . . ., do solemnly swear or affirm that I am a qualified  
 2322 and registered voter of . . . . County, Florida, and that I have  
 2323 not and will not submit more than one petition form for this  
 2324 initiative. I understand that if I commit or attempt to commit  
 2325 any fraud in connection with a petition, submit a fraudulent  
 2326 petition form, or submit more than one petition form for the  
 2327 same initiative, I can be convicted of a misdemeanor of the  
 2328 first degree and fined up to \$1,000 and/or imprisoned for up to  
 2329 a year. I also understand that failure to sign this certificate  
 2330 will invalidate my petition form.

2331 ... (Date)...2332 ... (Voter's Signature)...2333 ... (E-Mail Address)...2334 ... (Home Telephone Number)...2335 ... (Mobile Telephone Number)...

2336  
 2337 (b) Each return mailing envelope must bear the voter's name  
 2338 and any encoded mark used by the supervisor's office.

2339 (c) A mailing envelope may not bear any indication of the  
 2340 political affiliation of a voter.

2341 (8) PLACEMENT OF THE VOTER'S CERTIFICATE.—The certificate  
 2342 must be arranged on the back of the mailing envelope so that the  
 2343 line for the signature of the voter is across the seal of the  
 2344 envelope; however, no statement shall appear on the envelope  
 2345 which indicates that a signature of the voter must cross the  
 2346 seal of the envelope. The voter shall execute the certificate on  
 2347 the envelope.

2348 (9) INSTRUCTIONS.—The supervisor shall enclose with each  
 2349 petition form separate printed instructions in substantially the

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2350 following form; however, where the instructions appear in  
2351 capitalized text, the text of the printed instructions must be  
2352 in boldface type:

2353  
2354 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING  
2355 PETITION FORM.

2356  
2357 1. VERY IMPORTANT. In order to ensure that your petition  
2358 form will be counted, it should be completed and returned as  
2359 soon as possible so that it can reach the supervisor of  
2360 elections of your county of residence no later than 5 p.m. on  
2361 [INSERT PETITION DEADLINE].

2362 2. Place your completed petition form into the enclosed  
2363 mailing envelope, which is addressed to the supervisor.

2364 3. Seal the mailing envelope and completely fill out the  
2365 Voter's Certificate on the back of the mailing envelope.

2366 4. VERY IMPORTANT. In order for your petition form to be  
2367 counted, you must sign your name on the line above (Voter's  
2368 Signature). A petition form will not be counted if the signature  
2369 on the petition form does not match the signature on record. The  
2370 signature on file at the time the supervisor of elections in  
2371 your county of residence receives your petition form is the  
2372 signature that will be used to verify your signature on the  
2373 Voter's Certificate. If you need to update your signature for  
2374 this election, send your signature update on a voter  
2375 registration application to your supervisor of elections so that  
2376 it is received before your petition form is received.

2377 5. Mail, deliver, or have delivered the completed mailing  
2378 envelope. Be sure there is sufficient postage if mailed. THE

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2379 COMPLETED MAILING ENVELOPE MUST BE DELIVERED TO THE OFFICE OF  
2380 THE SUPERVISOR OF ELECTIONS OF YOUR COUNTY OF RESIDENCE.

2381 6. FELONY NOTICE. It is a felony under Florida law to  
2382 accept any gift, payment, or gratuity in exchange for your  
2383 submission of a petition form. It is also a felony under Florida  
2384 law to submit a petition form using a false identity or false  
2385 address, or under any other circumstances making your petition  
2386 form false or fraudulent.

2387 7. DEADLINE NOTICE. To ensure that your petition form  
2388 counts, your supervisor of elections must receive your petition  
2389 form by 5 p.m. [INSERT PETITION DEADLINE]. If you wait to mail  
2390 your petition form, it might not count. To prevent this from  
2391 occurring, please mail or turn in your petition form as soon as  
2392 possible.

2393  
2394 (10) REQUEST NOT TO PRECLUDE SUBMISSION OF A CIRCULATED  
2395 PETITION FORM.—The provisions of this chapter may not be  
2396 construed to prohibit a voter who has requested a petition form  
2397 pursuant to this section from submitting a circulated petition  
2398 form pursuant to s. 100.373, provided that the voter submits no  
2399 more than one signed petition form for the same initiative or  
2400 candidate petition.

2401 (11) ACCOMMODATION OF DISABILITIES.—It is the intent of the  
2402 Legislature that submitting petition forms be by methods that  
2403 are fully accessible to all voters, including voters having a  
2404 disability. The department shall work with the supervisors and  
2405 the disability community to develop and implement procedures and  
2406 technologies that include processes for providing petition  
2407 forms, upon request, in alternative formats that allow all

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2408 voters to submit a petition form without the assistance of  
2409 another person.

2410 (12) VERIFICATION.—A requested petition form is valid only  
2411 if the supervisor verifies that:

2412 (a) The petition form was returned in a mailing envelope  
2413 delivered by the supervisor pursuant to subsection (7) and the  
2414 voter completed the voter certificate;

2415 (b) The signature on the petition form matches a signature  
2416 on file for the voter in the Florida Voter Registration System;

2417 (c) The voter accurately recorded on the form the date on  
2418 which the voter signed the form;

2419 (d) The form accurately sets forth the voter's name,  
2420 address, city, county, and voter registration number or date of  
2421 birth;

2422 (e) The form accurately sets forth the voter's Florida  
2423 driver license number, the voter's Florida identification card  
2424 number, or the last 4 digits of the voter's social security  
2425 number; and

2426 (f) The voter is, at the time he or she signs the form and  
2427 at the time the form is verified, an active and duly qualified  
2428 and registered voter in this state.

2429 (13) POSTHUMOUS VERIFICATION.—An otherwise valid petition  
2430 form may not be invalidated because the voter died after  
2431 submitting the petition.

2432 Section 31. Effective upon becoming a law, section 100.377,  
2433 Florida Statutes, is created to read:

2434 100.377 Signatures gathered for initiative petition; effect  
2435 of this act.—Any initiative petition form approved by the  
2436 Secretary of State before the effective date of this act may

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2437 continue to be circulated. Any signature gathered on an  
 2438 authorized form for an initiative petition or candidate petition  
 2439 submitted to a supervisor of elections before the effective date  
 2440 of this act may be kept and counted, if otherwise valid, and  
 2441 that form is not required to be circulated and verified pursuant  
 2442 to s. 100.373 or requested and verified pursuant to s. 100.375.  
 2443 However, any signature submitted to a supervisor of elections  
 2444 after the effective date of this act is subject to the  
 2445 provisions of this act.

2446 Section 32. Subsection (1) of section 101.043, Florida  
 2447 Statutes, is amended to read:

2448 101.043 Identification required at polls.—

2449 (1) (a) The precinct register, as prescribed in s. 98.461,  
 2450 must ~~shall~~ be used at the polls for the purpose of identifying  
 2451 the elector at the polls before allowing him or her to vote. The  
 2452 clerk or inspector shall require each elector, upon entering the  
 2453 polling place, to present one of the following current and valid  
 2454 picture identifications:

- 2455 1. Florida driver license.
- 2456 2. Florida identification card issued by the Department of  
 2457 Highway Safety and Motor Vehicles.
- 2458 3. United States passport or passport card.
- 2459 4. ~~Debit or credit card.~~
- 2460 5. United States uniformed services or Merchant Marine  
 2461 Military identification.
- 2462 6. ~~Student identification.~~
- 2463 7. ~~Retirement center identification.~~
- 2464 8. ~~Neighborhood association identification.~~
- 2465 9. ~~Public assistance identification.~~

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2466 ~~5.10.~~ Veteran health identification card issued by the  
2467 United States Department of Veterans Affairs.

2468 ~~6.11.~~ A license to carry a concealed weapon or firearm  
2469 issued pursuant to s. 790.06.

2470 ~~7.12.~~ Any other ~~Employee~~ identification card issued by any  
2471 branch, department, agency, or entity of the Federal Government,  
2472 the state, a county, or a municipality.

2473 (b) If the picture identification does not contain the  
2474 signature of the elector, an additional identification that  
2475 provides the elector's signature is ~~shall be~~ required. The  
2476 address appearing on the identification presented by the elector  
2477 may not be used as the basis to challenge an elector's legal  
2478 residence. The elector must ~~shall~~ sign his or her name in the  
2479 space provided on the precinct register or on an electronic  
2480 device provided for recording the elector's signature. The clerk  
2481 or inspector shall compare the signature with that on the  
2482 identification provided by the elector and enter his or her  
2483 initials in the space provided on the precinct register or on an  
2484 electronic device provided for that purpose and allow the  
2485 elector to vote if the clerk or inspector is satisfied as to the  
2486 identity of the elector.

2487 Section 33. Paragraph (d) of subsection (6) of section  
2488 101.048, Florida Statutes, is amended to read:

2489 101.048 Provisional ballots.—

2490 (6)

2491 (d) Instructions must accompany the cure affidavit in  
2492 substantially the following form:

2493  
2494 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE

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2495 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR  
2496 BALLOT NOT TO COUNT.

2497

2498 1. In order to cure the missing signature or the signature  
2499 discrepancy on your Provisional Ballot Voter's Certificate and  
2500 Affirmation, your affidavit should be completed and returned as  
2501 soon as possible so that it can reach the supervisor of  
2502 elections of the county in which your precinct is located no  
2503 later than 5 p.m. on the 2nd day after the election.

2504 2. You must sign your name on the line above (Voter's  
2505 Signature).

2506 3. You must make a copy of one of the following forms of  
2507 identification:

2508 a. Tier 1 identification.—Current and valid identification  
2509 that includes your name and photograph: Florida driver license;  
2510 Florida identification card issued by the Department of Highway  
2511 Safety and Motor Vehicles; United States passport or passport  
2512 card; ~~debit or credit card~~; United States Uniformed Services or  
2513 Merchant Marine military identification; ~~student identification~~;  
2514 ~~retirement center identification~~; ~~neighborhood association~~  
2515 ~~identification~~; ~~public assistance identification~~; veteran health  
2516 identification card issued by the United States Department of  
2517 Veterans Affairs; Florida license to carry a concealed weapon or  
2518 firearm; or any other ~~employee~~ identification card issued by any  
2519 branch, department, agency, or entity of the Federal Government,  
2520 the state, a county, or a municipality; or

2521 b. Tier 2 identification.—ONLY IF YOU DO NOT HAVE A TIER 1  
2522 FORM OF IDENTIFICATION, identification that shows your name and  
2523 current residence address: current utility bill; bank statement;

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2524 government check; paycheck; or government document (excluding  
2525 voter information card).

2526 4. Place the envelope bearing the affidavit into a mailing  
2527 envelope addressed to the supervisor. Insert a copy of your  
2528 identification in the mailing envelope. Mail (if time permits),  
2529 deliver, or have delivered the completed affidavit along with  
2530 the copy of your identification to your county supervisor of  
2531 elections. Be sure there is sufficient postage if mailed and  
2532 that the supervisor's address is correct. Remember, your  
2533 information MUST reach your county supervisor of elections no  
2534 later than 5 p.m. on the 2nd day following the election or your  
2535 ballot will not count.

2536 5. Alternatively, you may fax or e-mail your completed  
2537 affidavit and a copy of your identification to the supervisor of  
2538 elections. If e-mailing, please provide these documents as  
2539 attachments.

2540 6. Submitting a provisional ballot affidavit does not  
2541 establish your eligibility to vote in this election or guarantee  
2542 that your ballot will be counted. The county canvassing board  
2543 determines your eligibility to vote through information provided  
2544 on the Provisional Ballot Voter's Certificate and Affirmation,  
2545 written evidence provided by you, including information in your  
2546 cure affidavit along with any supporting identification, and any  
2547 other evidence presented by the supervisor of elections or a  
2548 challenger. You may still be required to present additional  
2549 written evidence to support your eligibility to vote.

2550 Section 34. Section 101.111, Florida Statutes, is amended  
2551 to read:

2552 101.111 Voter challenges.—

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2553 (1) (a) Any registered voter ~~elector~~ or poll watcher of a  
 2554 county or an election official acting in their official capacity  
 2555 in the county may challenge at the polls or during early voting  
 2556 the right of a person to vote in that county. A separate oath is  
 2557 required for each challenge. The challenge must be in writing  
 2558 and contain the following oath, which must ~~shall~~ be delivered to  
 2559 the clerk or inspector:

OATH OF PERSON ENTERING CHALLENGE

2561 State of Florida  
 2562 County of ....

2563 I do solemnly swear or affirm that my name is ....; that I am a  
 2564 member of the .... Party; that I am a registered voter or poll  
 2565 watcher ~~pollwatcher~~; that my residence address is ....., in the  
 2566 municipality of ....; and that I have reason to believe that  
 2567 .... is attempting to vote illegally and the reasons for my  
 2568 belief are set forth herein to wit:

2569 .....  
 2570 .....  
 2571 ... (Signature of person challenging voter) ...  
 2572 ... (oath executed as a registered voter or poll watcher) ...

2573 Sworn and subscribed to before me this .... day of .....,  
 2574 ... (year) ....

... (Clerk of election) ...

OATH OF ELECTION OFFICIAL

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ASSERTING INELIGIBILITY OF VOTER

State of Florida

County of ....

I do solemnly swear or affirm that my name is ....; that I am in my official capacity as an election official asserting based on credible and reliable information that ...the voter... is attempting to vote illegally and the reasons for my belief are set forth herein to wit: \_\_\_\_\_

.....  
.....

...(Signature of election official challenging voter)...

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

...(Signature and title of official administering oath)...

(b)1. If the challenge is made at the county's early voting site or at the polling place on election day, the oath must be delivered to the clerk or inspector. The clerk or inspector shall immediately deliver to the challenged person a copy of the oath of the person entering the challenge, and the challenged voter must shall be allowed to cast a provisional ballot in accordance with s. 101.048, except as provided in subparagraph 2.

~~2. If the basis for the challenge is that the person's legal residence is not in that precinct, the person shall first be given the opportunity to execute a change of legal residence~~

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2611 ~~in order to be able to vote a regular ballot in accordance with~~  
2612 ~~s. 101.045(2). If the change of legal residence is such that the~~  
2613 ~~person is then properly registered for that precinct, the person~~  
2614 ~~shall be allowed to vote a regular ballot. If the change of~~  
2615 ~~legal residence places the person in another precinct, the~~  
2616 ~~person shall be directed to the proper precinct to vote. If such~~  
2617 ~~person insists that he or she is currently in the proper~~  
2618 ~~precinct, the person shall be allowed to vote a provisional~~  
2619 ~~ballot in accordance with s. 101.048.~~

2620 (c) ~~Alternatively,~~ A challenge may be made in advance in  
2621 accordance with this section may be filed in advance with the  
2622 supervisor of elections but no sooner than 45 30 days before an  
2623 election and not at the early voting site during the early  
2624 voting period or polling place on election day.

2625 1. The oath must be delivered to the supervisor's office.  
2626 The supervisor's office shall, as soon as practicable, notify a  
2627 challenged voter by:

2628 a. First-class mail with a copy of the written challenge,  
2629 and notice of rights pursuant to s. 101.048;

2630 b. E-mail, if available in the record, with a scanned copy  
2631 of the written challenge and notice of rights pursuant to s.  
2632 101.048; or

2633 c. By call or text message, if phone number is available in  
2634 the record, with instructions on how to obtain a copy of the  
2635 written challenge and notice of rights pursuant to s. 101.048.

2636 2. The supervisor shall also promptly provide the election  
2637 board at the early voting site or in the challenged voter's  
2638 precinct with a copy of the oath of the person entering the  
2639 challenge in the event the voter appears in person to vote in

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2640 lieu of voting by mail. The challenged voter must ~~shall~~ be  
2641 allowed to cast a provisional ballot in accordance with s.  
2642 101.048, subject to the provisions of subparagraph (b)2.

2643 (2) In the event the challenged voter has requested a vote-  
2644 by-mail ballot or has returned a voted ballot which has not been  
2645 yet counted, the supervisor shall canvass the returned ballot as  
2646 a provisional ballot.

2647 (3) If the basis for the challenge is that the person's  
2648 legal residence is not in that precinct, the person must first  
2649 be given the opportunity to execute a change of legal residence  
2650 in order to be able to vote a regular ballot in accordance with  
2651 s. 101.045(2). If the change of legal residence is such that the  
2652 person is then properly registered for that precinct, the person  
2653 must be allowed to vote a regular ballot. If the change of legal  
2654 residence places the person in another precinct, the person must  
2655 be directed to the proper precinct to vote. If such person  
2656 insists that he or she is currently in the proper precinct, the  
2657 person must be allowed to vote a provisional ballot in  
2658 accordance with s. 101.048.

2659 (4) Any elector or poll watcher filing a frivolous  
2660 challenge of any person's right to vote commits a misdemeanor of  
2661 the first degree, punishable as provided in s. 775.082 or s.  
2662 775.083; however, electors or poll watchers shall not be subject  
2663 to liability for any action taken in good faith and in  
2664 furtherance of any activity or duty permitted of such electors  
2665 or poll watchers by law. Each instance where any elector or poll  
2666 watcher files a frivolous challenge of any person's right to  
2667 vote constitutes a separate offense.

2668 Section 35. Section 101.131, Florida Statutes, is amended

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2669 to read:

2670 101.131 Watchers at polls.—

2671 (1) Each political party and each candidate may have one  
2672 poll watcher in each polling room or early voting area at any  
2673 one time during the election. A political committee formed for  
2674 the specific purpose of expressly advocating the passage or  
2675 defeat of an issue on the ballot may have one poll watcher for  
2676 each polling room or early voting area at any one time during  
2677 the election.

2678 (2) (a) Each poll watcher must be a qualified and registered  
2679 voter of the county in which he or she serves. A poll watcher  
2680 must complete a minimum 2-hour training program provided by the  
2681 department.

2682 (b) The department shall make available a 2-hour training  
2683 program for poll watchers designated pursuant to this section.

2684 (3) (a) A poll watcher appointed for service must be allowed  
2685 to observe and report on irregularities in the conduct of an  
2686 election, but may not interfere in the orderly conduct of  
2687 elections. Such poll watchers must be allowed to enter and watch  
2688 polls in all polling rooms and early voting sites within the  
2689 county in which they have been designated as long as the number  
2690 of poll watchers at any particular polling place does not exceed  
2691 the number provided in this subsection.

2692 (b) A ~~No~~ watcher may not shall be permitted to come closer  
2693 to the officials' table or the voting booths than is reasonably  
2694 necessary to properly perform his or her functions, but each  
2695 must shall be allowed within the polling room or early voting  
2696 area to watch and observe the conduct of voters electors and  
2697 officials. The poll watchers must shall furnish their own

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2698 materials and necessities and may ~~shall~~ not obstruct the orderly  
2699 conduct of any election. The poll watchers may ~~shall~~ pose any  
2700 questions regarding polling place procedures directly to the  
2701 clerk for resolution. They may not interact with voters or  
2702 otherwise disrupt the voting process. Each poll watcher must  
2703 ~~shall~~ be a qualified and registered voter ~~elector~~ of the county  
2704 in which he or she serves.

2705 (4) (a) (2) Each party, each political committee, and each  
2706 candidate requesting to have poll watchers shall designate, in  
2707 writing to the supervisors of elections, on a form prescribed by  
2708 the division, before noon of the second Tuesday preceding the  
2709 election poll watchers for each polling room on election day.  
2710 The form must, at a minimum, elicit the date of election;  
2711 whether service is for early voting or election day; the  
2712 designated person's voter information card number, name, and  
2713 phone number; that the person is a qualified registered voter in  
2714 the county of service; the party, the political committee, or  
2715 candidate for whom the person is serving as a designated poll  
2716 water; that the person has taken the required training program;  
2717 and that the person has accepted to serve as a poll watcher, if  
2718 approved.

2719 (b) Designations of poll watchers for early voting areas  
2720 must ~~shall~~ be submitted in writing to the supervisor of  
2721 elections, on a form prescribed by the division, before noon at  
2722 least 14 days before early voting begins. The poll watchers for  
2723 polling rooms must ~~shall~~ be approved by the supervisor of  
2724 elections on or before the Tuesday before the election. Poll  
2725 watchers for early voting areas must ~~shall~~ be approved by the  
2726 supervisor of elections no later than 7 days before early voting

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2727 begins.

2728 (c) The supervisor shall furnish to each election board a  
2729 list of the poll watchers designated and approved for such  
2730 polling rooms or early voting areas.

2731 (d) Designation of poll watchers must ~~shall~~ be made by the  
2732 chair of the county executive committee of a political party,  
2733 the chair of a political committee, or the candidate requesting  
2734 to have poll watchers.

2735 (5) ~~(3)~~ No candidate or sheriff, deputy sheriff, police  
2736 officer, or other law enforcement officer may be designated as a  
2737 poll watcher.

2738 (6) ~~(4)~~ All poll watchers must ~~shall~~ be allowed to enter and  
2739 watch polls in all polling rooms and early voting areas within  
2740 the county in which they have been designated if the number of  
2741 poll watchers at any particular polling place does not exceed  
2742 the number provided in this section.

2743 (7) (a) ~~(5)~~ The supervisor of elections shall provide to each  
2744 designated poll watcher an identification badge which identifies  
2745 the poll watcher as such and includes only the poll watcher's by  
2746 name, and the candidate, political committee, or political party  
2747 that the poll watcher represents.

2748 (b) Each poll watcher must wear his or her identification  
2749 badge while performing his or her duties.

2750 (8) The department may adopt rules to administer this  
2751 section.

2752 Section 36. Section 101.151, Florida Statutes, is amended  
2753 to read:

2754 101.151 Specifications for ballots.—

2755 (1) BALLOT PRINT.—

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2756 (a) ~~Marksense~~ Ballots must ~~shall~~ be printed on paper of  
2757 such thickness that the printing cannot be distinguished from  
2758 the back and must ~~shall~~ meet the specifications of the voting  
2759 system that will be used to tabulate the ballots.

2760 (b) Polling places and early voting sites may employ a  
2761 ballot-on-demand production system to print individual ~~marksense~~  
2762 ballots, including provisional ballots, for eligible electors.  
2763 Ballot-on-demand technology may be used to produce ~~marksense~~  
2764 vote-by-mail, early voting, and election-day ballots.

2765 (2) OFFICE TITLES.—

2766 (a) The ballot must include the following office titles  
2767 above the names of the candidates for the respective offices in  
2768 the following order:

2769 1. The office titles of President and Vice President above  
2770 the names of the candidates for President and Vice President of  
2771 the United States nominated by the political party that received  
2772 the highest vote for Governor in the last general election of  
2773 the Governor in this state, followed by the names of other  
2774 candidates for President and Vice President of the United States  
2775 who have been properly nominated. In a presidential preference  
2776 primary only, the office title of President may be placed above  
2777 the list of presidential candidate names for such office.

2778 2. The office titles of United States Senator and  
2779 Representative in Congress.

2780 3. The office titles of Governor and Lieutenant Governor;  
2781 Attorney General; Chief Financial Officer; Commissioner of  
2782 Agriculture; State Attorney, with the applicable judicial  
2783 circuit; and Public Defender, with the applicable judicial  
2784 circuit.

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2785 4. The office titles of State Senator and State  
2786 Representative, with the applicable district for the office  
2787 printed beneath.

2788 5. The office titles of Clerk of the Circuit Court or, when  
2789 the Clerk of the Circuit Court also serves as the County  
2790 Comptroller, Clerk of the Circuit Court and Comptroller, when  
2791 authorized by law; Clerk of the County Court, when authorized by  
2792 law; Sheriff; Property Appraiser; Tax Collector; District  
2793 Superintendent of Schools; and Supervisor of Elections.

2794 6. The office titles of Board of County Commissioners, with  
2795 the applicable district printed beneath each office, and such  
2796 other county and district offices as are involved in the  
2797 election, in the order fixed by the Department of State,  
2798 ~~followed, in the year of their election, by "Party Offices," and~~  
2799 ~~thereunder the offices of state and county party executive~~  
2800 ~~committee members.~~

2801 (b) In a general election, in addition to the names printed  
2802 on the ballot, a blank space must ~~shall~~ be provided under each  
2803 office for which a write-in candidate has qualified. With  
2804 respect to write-in candidates, if two or more candidates are  
2805 seeking election to one office, only one blank space will ~~shall~~  
2806 be provided.

2807 (c) When more than one candidate is nominated for office,  
2808 the candidates for such office must ~~shall~~ qualify and run in a  
2809 group or district, and the group or district number must ~~shall~~  
2810 be printed beneath the name of the office. Each nominee of a  
2811 political party chosen in a primary must ~~shall~~ appear on the  
2812 general election ballot in the same numbered group or district  
2813 as on the primary election ballot.

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2814 (d) If in any election all the offices as set forth in  
2815 paragraph (a) are not involved, those offices not to be filled  
2816 must ~~shall~~ be omitted and the remaining offices must ~~shall~~ be  
2817 arranged on the ballot in the order named.

2818 (3) PRIMARY ELECTION BALLOT ORDER.—

2819 (a) ~~The names of the candidates of the party that received~~  
2820 ~~the highest number of votes for Governor in the last election in~~  
2821 ~~which a Governor was elected shall be placed first for each~~  
2822 ~~office on the general election ballot, together with an~~  
2823 ~~appropriate abbreviation of the party name; the names of the~~  
2824 ~~candidates of the party that received the second highest vote~~  
2825 ~~for Governor shall be placed second for each office, together~~  
2826 ~~with an appropriate abbreviation of the party name.~~

2827 ~~(b) Minor political party candidates shall have their names~~  
2828 ~~appear on the general election ballot following the names of~~  
2829 ~~recognized political parties, in the same order as they were~~  
2830 ~~qualified, followed by the names of candidates with no party~~  
2831 ~~affiliation, in the order as they were qualified.~~

2832 ~~(4)(a)~~ The names of candidates for each office must ~~shall~~  
2833 be arranged alphabetically as to surnames on a primary election  
2834 ballot.

2835 (b) When two or more candidates running for the same office  
2836 on an election ballot have the same or a similar surname, the  
2837 word "incumbent" must appear next to the incumbent's name. In a  
2838 primary election only, the office title of Governor may be  
2839 placed above the names of the candidates for such office  
2840 regardless of whether the candidate for Governor has designated  
2841 a Lieutenant Governor as a running mate before the deadline  
2842 pursuant to s. 99.063.

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2843 (4) GENERAL ELECTION BALLOT ORDER.—

2844 (a) The names of the candidates of the party that received  
2845 the highest number of votes for Governor in the last election in  
2846 which a Governor was elected must be placed first for each  
2847 office on the general election ballot, together with an  
2848 appropriate abbreviation of the party name; the names of the  
2849 candidates of the party that received the second highest vote  
2850 for Governor must be placed second for each office, together  
2851 with an appropriate abbreviation of the party name.

2852 (b) The names of minor political party candidates must  
2853 appear on the general election ballot following the names of  
2854 recognized political parties, in the same order as they were  
2855 qualified, followed by the names of candidates with no party  
2856 affiliation, in the order they were qualified

2857 ~~(5) The primary election ballot shall be arranged so that~~  
2858 ~~the offices of Governor and Lieutenant Governor are joined in a~~  
2859 ~~single voting space to allow each elector to cast a single vote~~  
2860 ~~for the joint candidacies for Governor and Lieutenant Governor,~~  
2861 ~~if applicable.~~

2862 (c)(6) The general election ballot must ~~shall~~ be arranged  
2863 so that the offices of President and Vice President are joined  
2864 in a single voting space to allow each elector to cast a single  
2865 vote for the joint candidacies for President and Vice President  
2866 and so that the offices of Governor and Lieutenant Governor are  
2867 joined in a single voting space to allow each elector to cast a  
2868 single vote for the joint candidacies for Governor and  
2869 Lieutenant Governor.

2870 (d)(7) Except for justices or judges seeking retention, the  
2871 names of unopposed candidates may ~~shall~~ not appear on the

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2872 general election ballot. Each unopposed candidate shall be  
2873 deemed to have voted for himself or herself.

2874 (5)~~(8)~~ LANGUAGE.—In counties subject to multi-language  
2875 ballot requirements, the supervisor may petition the United  
2876 States Department of Justice for authorization for the  
2877 supervisor to print and deliver single-language ballots for each  
2878 minority language required.

2879 (6)~~(9)~~ RULEMAKING.—

2880 (a) The Department of State shall adopt rules prescribing a  
2881 uniform primary and general election ballot for each certified  
2882 voting system. The rules must ~~shall~~ incorporate the requirements  
2883 set forth in this section and shall prescribe additional matters  
2884 and forms that include, without limitation:

2885 1. The ballot title followed by clear and unambiguous  
2886 ballot instructions and directions limited to a single location  
2887 on the ballot, either:

- 2888 a. Centered across the top of the ballot; or
- 2889 b. In the leftmost column, with no individual races in that  
2890 column unless it is the only column on the ballot;
- 2891 2. Individual race layout; and
- 2892 3. Overall ballot layout.

2893 (b) The rules must graphically depict a sample uniform  
2894 primary and general election ballot form for each certified  
2895 voting system.

2896 Section 37. Effective upon becoming a law, subsection (1)  
2897 of section 101.161, Florida Statutes, is amended to read:

2898 101.161 Referenda; ballots.—

2899 (1) A constitutional amendment proposed by initiative must  
2900 define all terms of art and describe all newly created rights,

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2901 requirements, prohibitions, and authorizations. Whenever a  
2902 constitutional amendment or other public measure is submitted to  
2903 the vote of the people, a ballot summary of such amendment or  
2904 other public measure shall be printed in clear and unambiguous  
2905 language on the ballot after the list of candidates, followed by  
2906 the word "yes" and also by the word "no," and shall be styled in  
2907 such a manner that a "yes" vote will indicate approval of the  
2908 proposal and a "no" vote will indicate rejection. The ballot  
2909 summary of the amendment or other public measure and the ballot  
2910 title to appear on the ballot shall be embodied in the  
2911 constitutional revision commission proposal, constitutional  
2912 convention proposal, taxation and budget reform commission  
2913 proposal, or enabling resolution or ordinance. The ballot  
2914 summary of the amendment or other public measure shall be an  
2915 explanatory statement, not exceeding 75 words in length, of the  
2916 chief purpose of the measure. In addition, for every  
2917 constitutional amendment proposed by initiative, the ballot  
2918 shall include, following the ballot summary, in the following  
2919 order:

2920 (a) A disclosure prepared by the Attorney General  
2921 describing the material legal effects of the proposed amendment  
2922 and identifying each provision of the State Constitution and  
2923 Florida Statutes which may be repealed in full or in part.

2924 (b) A separate financial impact statement concerning the  
2925 measure prepared by a panel composed of Trustees of the State  
2926 Board of Administration or their appointees ~~the Financial Impact~~  
2927 ~~Estimating Conference~~ in accordance with s. 100.371(8) ~~s.~~  
2928 ~~100.371(13).~~

2929 (c) ~~(b)~~ If the financial impact statement projects a net

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2930 negative impact on the state budget, the following statement in  
2931 bold print:

2932  
2933 THIS PROPOSED CONSTITUTIONAL AMENDMENT IS ESTIMATED TO  
2934 HAVE A NET NEGATIVE IMPACT ON THE STATE BUDGET. THIS  
2935 IMPACT MAY RESULT IN HIGHER TAXES OR A LOSS OF  
2936 GOVERNMENT SERVICES IN ORDER TO MAINTAIN A BALANCED  
2937 STATE BUDGET AS REQUIRED BY THE CONSTITUTION.

2938  
2939 (d)1.~~(c)1.~~ If the financial impact statement projects a net  
2940 positive impact on the state budget resulting in whole or in  
2941 part from additional tax revenue, the following statement in  
2942 bold print:

2943  
2944 THIS PROPOSED CONSTITUTIONAL AMENDMENT IS ESTIMATED TO  
2945 HAVE A NET POSITIVE IMPACT ON THE STATE BUDGET. THIS  
2946 IMPACT MAY RESULT IN GENERATING ADDITIONAL REVENUE OR  
2947 AN INCREASE IN GOVERNMENT SERVICES.

2948  
2949 2. If the financial impact statement projects a net  
2950 positive impact on the state budget for reasons other than those  
2951 specified in subparagraph 1., the following statement in bold  
2952 print:

2953  
2954 THIS PROPOSED CONSTITUTIONAL AMENDMENT IS ESTIMATED TO  
2955 HAVE A NET POSITIVE IMPACT ON THE STATE BUDGET. THIS  
2956 IMPACT MAY RESULT IN LOWER TAXES OR AN INCREASE IN  
2957 GOVERNMENT SERVICES.

2958

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2959 ~~(e)~~ (d) If the financial impact statement is indeterminate  
 2960 or the members of the panel ~~Financial Impact Estimating~~  
 2961 ~~Conference~~ are unable to agree on the financial impact  
 2962 statement, the following statement in bold print:

2963  
 2964 THE FINANCIAL IMPACT OF THIS AMENDMENT CANNOT BE  
 2965 DETERMINED DUE TO AMBIGUITIES AND UNCERTAINTIES  
 2966 SURROUNDING THE AMENDMENT'S IMPACT.

2967  
 2968 The ballot title shall consist of a caption, not exceeding 15  
 2969 words in length, by which the measure is commonly referred to or  
 2970 spoken of. This subsection does not apply to constitutional  
 2971 amendments or revisions proposed by joint resolution.

2972 Section 38. Section 101.20, Florida Statutes, is amended to  
 2973 read:

2974 101.20 Publication of ballot form; sample ballots.—

2975 (1) ~~Two sample ballots shall be furnished to each polling~~  
 2976 ~~place by the officer whose duty it is to provide official~~  
 2977 ~~ballots. The sample ballots shall be in the form of the official~~  
 2978 ~~ballot as it will appear at that polling place on election day.~~  
 2979 ~~Sample ballots shall be open to inspection by all electors in~~  
 2980 ~~any election, and a sufficient number of reduced-size ballots~~  
 2981 ~~may be furnished to election officials so that one may be given~~  
 2982 ~~to any elector desiring same.~~

2983 ~~(2)(a) Upon completion of the list of qualified candidates,~~  
 2984 ~~a Sample ballots must ballot shall be published by the~~  
 2985 ~~supervisor in a newspaper of general circulation in the county,~~  
 2986 ~~through the supervisor's website, or on the county's website as~~  
 2987 ~~provided in s. 50.0311. Such newspaper or online publication~~

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2988 must occur no later than 7 days before the start of early voting  
2989 as scheduled for an election in the county ~~before the day of~~  
2990 ~~election.~~

2991 (b) In lieu of the publication required under paragraph  
2992 (a), a supervisor may send a sample ballot to each registered  
2993 voter no later than 7 days before the start of early voting as  
2994 scheduled for an election in the county.

2995 1. If an e-mail address is on file, the sample ballot may  
2996 be e-mailed or provided by other ~~elector by e-mail at least 7~~  
2997 ~~days before an election if an e-mail address has been provided~~  
2998 ~~and the elector has opted to receive a sample ballot by~~  
2999 ~~electronic delivery.~~

3000 2. If an e-mail address is not on file ~~has not been~~  
3001 ~~provided, or if the voter~~ ~~elector~~ has not opted for electronic  
3002 delivery, a sample ballot may be mailed to each registered voter  
3003 ~~elector~~ or to each household in which there is a registered  
3004 voter no later than ~~elector at least~~ 7 days before the start of  
3005 early voting as scheduled for an election in the county.

3006 (2) Sample ballots must be available in each polling place  
3007 for voters to inspect, either as a display or upon request.

3008 (3) A sample ballot may be in the format of an official  
3009 ballot but must be watermarked with the word "SAMPLE" or  
3010 otherwise indicate that it is a sample ballot.

3011 Section 39. Subsection (1) of section 101.252, Florida  
3012 Statutes, is amended to read:

3013 101.252 Candidates entitled to have names printed on  
3014 certain ballots; exception.—

3015 ~~(1)~~ Any candidate for nomination who has qualified as  
3016 prescribed by law is entitled to have his or her name printed on

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3017 the official primary election ballot. However, when there is  
3018 only one candidate of any political party qualified for an  
3019 office, the name of the candidate may ~~shall~~ not be printed on  
3020 the primary election ballot, and such candidate shall be  
3021 declared nominated for the office. This section does not apply  
3022 to candidates for political party executive committees.

3023 Section 40. Section 101.2521, Florida Statutes, is created  
3024 to read:

3025 101.2521 Restriction on the withdrawal of certain  
3026 candidates.—If a qualified candidate withdraws after the end of  
3027 qualifying for the primary election and his or her withdrawal  
3028 results in the winner of a contest in the primary election  
3029 becoming an unopposed candidate for the general election, such  
3030 contest must be instead placed on the general election ballot.

3031 Section 41. Subsection (4) of section 101.5606, Florida  
3032 Statutes, is amended to read:

3033 101.5606 Requirements for approval of systems.—No  
3034 electronic or electromechanical voting system shall be approved  
3035 by the Department of State unless it is so constructed that:

3036 (4) ~~For systems using marksense ballots,~~ It accepts a  
3037 rejected ballot pursuant to subsection (3) if a voter chooses to  
3038 cast the ballot, but records no vote for any office that has  
3039 been overvoted or undervoted.

3040 Section 42. Section 101.56075, Florida Statutes, is amended  
3041 to read:

3042 101.56075 Voting methods.—For the purpose of designating  
3043 ballot selections, all voting must be by ~~marksense~~ ballot or  
3044 official ballot. Each location where voting takes place must  
3045 contain and make available for use both voting machines that

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3046 accept paper ballots completed by voters, using a manual marking  
 3047 device and voting machines using ~~or~~ a voter interface device  
 3048 that produces a voter-verifiable paper output of a voter's  
 3049 selections and meets the voter accessibility requirements for  
 3050 individuals with disabilities under s. 301 of the federal Help  
 3051 America Vote Act of 2002 and s. 101.56062. The default voting  
 3052 method is manual voting device. A voter may request and must be  
 3053 provided a voter interface device that produces a voter  
 3054 verifiable paper output.

3055 Section 43. Subsections (1), (2), and (3) of section  
 3056 101.5608, Florida Statutes, are amended to read:

3057 101.5608 Voting by electronic or electromechanical method;  
 3058 procedures.—

3059 (1) Each voter ~~elector~~ desiring to vote must ~~shall~~ be  
 3060 identified to the clerk or inspector of the election as a duly  
 3061 qualified voter ~~elector~~ of such election and must ~~shall~~ sign his  
 3062 or her name on the precinct register or other form or device  
 3063 provided by the supervisor. The inspector shall compare the  
 3064 signature with the signature on the identification provided by  
 3065 the voter and follow the procedures in s. 101.049 before  
 3066 proceeding with subsection (2) ~~elector. If the inspector is~~  
 3067 ~~reasonably sure that the person is entitled to vote, the~~  
 3068 ~~inspector shall provide the person with a ballot.~~

3069 (2) ~~When an electronic or electromechanical voting system~~  
 3070 ~~utilizes a ballot card or marksense ballot,~~ The following  
 3071 procedures must ~~shall~~ be followed to vote:

3072 (a) After receiving a ballot from an inspector, the voter  
 3073 ~~elector~~ shall, without leaving the polling place, retire to a  
 3074 booth or compartment and mark the ballot. After marking his or

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3075 her ballot, the voter ~~elector~~ shall place the ballot in a  
3076 secrecy envelope so that the ballot will be deposited in the  
3077 tabulator without exposing the voter's choices.

3078 (b) Any voter who spoils his or her ballot or makes an  
3079 error may return the ballot to the election official and secure  
3080 another ballot, except that in no case shall a voter be  
3081 furnished more than three ballots. If the vote tabulation device  
3082 has rejected a ballot, the ballot must ~~shall~~ be considered  
3083 spoiled and a new ballot must ~~shall~~ be provided to the voter  
3084 unless the voter chooses to cast the rejected ballot. The  
3085 election official, without examining the original ballot, shall  
3086 state the possible reasons for the rejection and shall provide  
3087 instruction to the voter pursuant to s. 101.5611. A spoiled  
3088 ballot must ~~shall~~ be preserved, without examination, in an  
3089 envelope provided for that purpose. The stub must ~~shall~~ be  
3090 removed from the ballot and placed in an envelope.

3091 (c) The supervisor of elections shall prepare for each  
3092 polling place at least one ballot box to contain the ballots of  
3093 a particular precinct, and each ballot box must ~~shall~~ be plainly  
3094 marked with the name of the precinct for which it is intended.

3095 (3) The Department of State shall promulgate rules  
3096 regarding voting procedures to be used ~~when an electronic or~~  
3097 ~~electromechanical voting system is of a type which does not~~  
3098 ~~utilize a ballot card or marksense ballot.~~

3099 Section 44. Subsection (5) of section 101.5612, Florida  
3100 Statutes, is amended to read:

3101 101.5612 Testing of tabulating equipment.—

3102 (5) Any tests involving ~~marksense~~ ballots pursuant to this  
3103 section must ~~shall~~ employ test ballots created by the supervisor

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3104 of elections using actual ballots that have been printed for the  
3105 election. If ballot-on-demand ballots will be used in the  
3106 election, the supervisor must ~~shall~~ also create test ballots  
3107 using the ballot-on-demand technology that will be used to  
3108 produce ballots in the election, using the same paper stock as  
3109 will be used for ballots in the election.

3110 Section 45. Subsection (4) of section 101.5614, Florida  
3111 Statutes, is amended to read:

3112 101.5614 Canvass of returns.—

3113 (4) (a) If any vote-by-mail ballot is physically damaged so  
3114 that it cannot properly be counted by the voting system's  
3115 automatic tabulating equipment, a true duplicate copy must ~~shall~~  
3116 be made of the damaged ballot in an open and accessible room in  
3117 the presence of witnesses and substituted for the damaged  
3118 ballot. Likewise, a duplicate ballot must ~~shall~~ be made of a  
3119 vote-by-mail ballot containing an overvoted race if there is a  
3120 clear indication on the ballot that the voter has made a  
3121 definite choice in the overvoted race or ballot measure. A  
3122 duplicate must ~~shall~~ include all valid votes as determined by  
3123 the canvassing board based on rules adopted by the division  
3124 pursuant to s. 102.166(4). A duplicate may be made of a ballot  
3125 containing an undervoted race or ballot measure if there is a  
3126 clear indication on the ballot that the voter has made a  
3127 definite choice in the undervoted race or ballot measure. A  
3128 duplicate may not include a vote if the voter's intent in such  
3129 race or on such measure is not clear. Upon request, a physically  
3130 present candidate, a political party official, a political  
3131 committee official, or an authorized designee thereof, must be  
3132 allowed to observe the duplication of ballots upon signing an

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3133 affidavit affirming his or her acknowledgment that disclosure of  
3134 election results discerned from observing the ballot duplication  
3135 process while the election is ongoing is a felony, as provided  
3136 under subsection (8). The observer must be allowed to observe  
3137 the duplication of ballots in such a way that the observer is  
3138 able to see the markings on each ballot and the duplication  
3139 taking place. All duplicate ballots must be clearly labeled  
3140 "duplicate," bear a serial number which shall be recorded on the  
3141 defective ballot, and be counted in lieu of the defective  
3142 ballot. The duplication of ballots must happen in the presence  
3143 of at least one canvassing board member. After a ballot has been  
3144 duplicated, the defective ballot and the duplicate ballot must  
3145 ~~shall~~ be placed in an envelope provided for that purpose, and  
3146 presented to the canvassing board for review ~~the duplicate~~  
3147 ~~ballot shall be tallied with the other ballots for that~~  
3148 ~~precinct. If any observer makes a reasonable objection to a~~  
3149 ~~duplicate of a ballot, the ballot must be presented to the~~  
3150 ~~canvassing board for a determination of the validity of the~~  
3151 ~~duplicate.~~ The canvassing board shall ~~must~~ document the serial  
3152 number of the ballot in the canvassing board's minutes. The  
3153 canvassing board shall ~~must~~ decide whether the duplication is  
3154 valid. If the duplicate ballot is determined to be valid, the  
3155 duplicate ballot must be counted. If the duplicate ballot is  
3156 determined to be invalid, the duplicate ballot must be rejected  
3157 and a proper duplicate ballot must be made and counted in lieu  
3158 of the original.

3159 (b) A true duplicate copy must ~~shall~~ be made of each  
3160 federal write-in absentee ballot in the presence of witnesses  
3161 and substituted for the federal write-in absentee ballot. The

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3162 duplicate ballot must include all valid votes as determined by  
 3163 the canvassing board based on rules adopted by the division  
 3164 pursuant to s. 102.166(4). All duplicate ballots must ~~shall~~ be  
 3165 clearly labeled "duplicate," bear a serial number that must  
 3166 ~~shall~~ be recorded on the federal write-in absentee ballot, and  
 3167 be counted in lieu of the federal write-in absentee ballot.  
 3168 After a ballot has been duplicated, the federal write-in  
 3169 absentee ballot must ~~shall~~ be placed in an envelope provided for  
 3170 that purpose, and the duplicate ballot must ~~shall~~ be tallied  
 3171 with other ballots for that precinct.

3172 Section 46. Subsection (2) of section 101.572, Florida  
 3173 Statutes, is amended to read:

3174 101.572 Public inspection of ballots.—

3175 (2) A candidate, a political party official, or a political  
 3176 committee official, or an authorized designee thereof, shall be  
 3177 granted reasonable access upon request to review or inspect  
 3178 ballot materials before canvassing or tabulation, including  
 3179 voter certificates on vote-by-mail envelopes, cure affidavits,  
 3180 corresponding comparison signatures, duplicate ballots, and  
 3181 corresponding originals. Before the supervisor begins comparing  
 3182 signatures on vote-by-mail voter certificates, the supervisor  
 3183 shall ~~must~~ publish notice of the access to be provided under  
 3184 this section, which may be access to the documents or images  
 3185 thereof, and the method of requesting such access. During such  
 3186 review, no person granted access for review may make any copy of  
 3187 a signature. During a county canvassing board's determination of  
 3188 voter intent s. 101.5614(4) (a), a candidate, a political party  
 3189 official, or a political committee official, or an authorized  
 3190 designee thereof, may object to the canvassing board's

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3191 determination of voter intent.

3192 Section 47. Section 101.591, Florida Statutes, is amended  
3193 to read:

3194 101.591 Voting system validation process ~~audit~~.-

3195 (1) Before ~~Immediately following~~ the certification of each  
3196 election, the county canvassing board or the local board  
3197 responsible for certifying the election shall conduct a ~~manual~~  
3198 ~~audit or~~ an automated, independent vote validation ~~audit~~ of the  
3199 voting systems used in all ~~randomly selected~~ precincts.

3200 (2) ~~(a) A manual audit shall consist of a public manual~~  
3201 ~~tally of the votes cast in one randomly selected race that~~  
3202 ~~appears on the ballot. The tally sheet shall include election-~~  
3203 ~~day, vote-by-mail, early voting, provisional, and overseas~~  
3204 ~~ballots, in at least 1 percent but no more than 2 percent of the~~  
3205 ~~precincts chosen at random by the county canvassing board or the~~  
3206 ~~local board responsible for certifying the election. If 1~~  
3207 ~~percent of the precincts is less than one entire precinct, the~~  
3208 ~~audit shall be conducted using at least one precinct chosen at~~  
3209 ~~random by the county canvassing board or the local board~~  
3210 ~~responsible for certifying the election. Such precincts shall be~~  
3211 ~~selected at a publicly noticed canvassing board meeting.~~

3212 ~~(b)~~ An automated vote validation process ~~must audit~~ shall  
3213 consist of an ~~a public~~ automated verification of the tally of  
3214 the votes cast across every race that appears on the ballot. The  
3215 tally sheet must ~~shall~~ include election day, vote-by-mail, early  
3216 voting, provisional, and overseas ballots in all ~~at least 20~~  
3217 ~~percent of the precincts chosen at random by the county~~  
3218 ~~canvassing board or the local board responsible for certifying~~  
3219 ~~the election. Such precincts shall be selected at a publicly~~

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3220 ~~noticed canvassing board meeting.~~

3221 ~~(c) The division shall adopt rules for approval of an~~  
3222 ~~independent audit system which provide that the system, at a~~  
3223 ~~minimum, must be:~~

3224 ~~1. Completely independent of the primary voting system.~~

3225 ~~2. Fast enough to produce final audit results within the~~  
3226 ~~timeframe prescribed in subsection (4).~~

3227 ~~3. Capable of demonstrating that the ballots of record have~~  
3228 ~~been accurately adjudicated by the audit system.~~

3229 (3) The canvassing board shall publish notice on the county  
3230 website as provided in s. 50.0311, on the supervisor of  
3231 election's website, or once in one or more newspapers of general  
3232 circulation in the county post a notice of the automated vote  
3233 validation process audit, including the date, time, and place,  
3234 ~~in four conspicuous places in the county and on the home page of~~  
3235 ~~the county supervisor of elections website. Such process must be~~  
3236 ~~open to the public.~~

3237 (4) The vote validation process audit must be completed and  
3238 the results made public before the certification of the election  
3239 by each county canvassing board and in accordance with s.  
3240 102.141 no later than 11:59 p.m. on the 7th day following  
3241 ~~certification of the election by the county canvassing board or~~  
3242 ~~the local board responsible for certifying the election.~~

3243 (5) By December 15 of each general election year, the  
3244 county canvassing board or the board responsible for certifying  
3245 the election shall provide a report with the results of the vote  
3246 validation audit to the Department of State in a standard format  
3247 as prescribed by the department. Each county's ~~The~~ report must  
3248 be consolidated into one report and included with the overvote

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3249 and undervote report required under s. 101.595(1). The report  
 3250 must, at a minimum, contain all of ~~shall contain, but is not~~  
 3251 ~~limited to,~~ the following items:

3252 (a) The overall accuracy of vote validation ~~audit~~.

3253 (b) A description of any problems or discrepancies  
 3254 encountered.

3255 (c) The likely cause of such problems or discrepancies.

3256 (d) Recommended corrective action with respect to avoiding  
 3257 or mitigating such circumstances in future elections.

3258 ~~(6) If a manual recount is undertaken pursuant to s.~~  
 3259 ~~102.166, the canvassing board is not required to perform the~~  
 3260 ~~audit provided for in this section.~~

3261 Section 48. Section 101.5911, Florida Statutes, is amended  
 3262 to read:

3263 101.5911 Rulemaking authority for voting system vote  
 3264 validation ~~audit~~ procedures. ~~Effective upon this act becoming a~~  
 3265 ~~law,~~ The department of State shall adopt rules to implement the  
 3266 provisions of s. 101.591, ~~as amended by s. 8, chapter 2007-30,~~  
 3267 ~~Laws of Florida,~~ which prescribe detailed vote validation ~~audit~~  
 3268 procedures for each voting system, which must ~~shall~~ be uniform  
 3269 to the extent practicable, along with the standard form for vote  
 3270 validation ~~audit~~ reports.

3271 Section 49. Section 101.595, Florida Statutes, is amended  
 3272 to read:

3273 101.595 Post general election report ~~Analysis and reports~~  
 3274 ~~of voting problems.-~~

3275 (1) (a) No later than December 15 of each general election  
 3276 year, the supervisor of elections in each county shall report to  
 3277 the Department of State the total number of overvotes and

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3278 undervotes in the "President and Vice President" or "Governor  
3279 and Lieutenant Governor" race that appears first on the ballot  
3280 or, if neither appears, the first race appearing on the ballot  
3281 pursuant to s. 101.151(2), along with the likely reasons for  
3282 such overvotes and undervotes and other information as may be  
3283 useful in evaluating the performance of the voting system and  
3284 identifying problems with ballot design and instructions which  
3285 may have contributed to voter confusion. ~~This report must be  
3286 consolidated into one report with the audit report required  
3287 under s. 101.591(5).~~

3288 (b)~~(2)~~ The Department of State, upon receipt of such  
3289 information, shall prepare a public report on the performance of  
3290 each type of voting system. The report must contain, but is not  
3291 limited to, the following information:

3292 1.~~(a)~~ An identification of problems with the ballot design  
3293 or instructions which may have contributed to voter confusion;

3294 2.~~(b)~~ An identification of voting system design problems;  
3295 and

3296 3.~~(c)~~ Recommendations for correcting any problems  
3297 identified.

3298 (2) The department shall submit the analysis of the report  
3299 in subsection (1) as part of the consolidated reports required  
3300 under ss. 101.591 and 102.143 to the Governor, the President of  
3301 the Senate, and the Speaker of the House of Representatives by  
3302 February 15 of each year following a general election.

3303 (3) The Department of State shall submit the report to the  
3304 Governor, the President of the Senate, and the Speaker of the  
3305 House of Representatives by February 15 of each year following a  
3306 general election.

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3307 Section 50. Section 101.6104, Florida Statutes, is amended  
3308 to read:

3309 101.6104 Protest ~~Challenge~~ of votes.—If any elector present  
3310 for the canvass of votes believes that any ballot is illegal due  
3311 to any defect apparent on the voter's certificate, the elector  
3312 may, at any time before the ballot is removed from the envelope,  
3313 file with the canvassing board a protest against the canvass of  
3314 such ballot, specifying the reason he or she believes the ballot  
3315 to be illegal. No protest ~~challenge~~ based upon any defect on the  
3316 voter's certificate may ~~shall~~ be accepted after the ballot has  
3317 been removed from the return mailing envelope.

3318 Section 51. Section 101.62, Florida Statutes, is amended to  
3319 read:

3320 101.62 Request for vote-by-mail ballots.—

3321 (1) REQUEST.—

3322 (a) Vote-by-mail request forms are not automatically mailed  
3323 out to voters. A voter must initiate the request for a vote-by-  
3324 mail ballot form from the supervisor of elections. The  
3325 supervisor shall accept a request for a vote-by-mail ballot only  
3326 from a voter or, if directly instructed by the voter, a member  
3327 of the voter's immediate family or the voter's legal guardian. A  
3328 request may be made in person, in writing, by telephone, or  
3329 through the supervisor's website. A voter requesting a vote-by-  
3330 mail ballot by mail or in person must use the paper or online  
3331 version of the department shall prescribe by rule by October 1,  
3332 2023, a uniform statewide application to make a written request  
3333 for a vote-by-mail ballot which includes fields for all  
3334 information required in this subsection. One request is deemed  
3335 sufficient to receive a vote-by-mail ballot for all elections

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3336 through the end of the calendar year of the next regularly  
3337 scheduled general election, unless the voter or the voter's  
3338 designee indicates at the time the request is made the elections  
3339 within such period for which the voter desires to receive a  
3340 vote-by-mail ballot. The supervisor shall ~~must~~ cancel a request  
3341 for a vote-by-mail ballot when any first-class mail or  
3342 nonforwardable mail sent by the supervisor to the voter is  
3343 returned as undeliverable. If the voter requests a vote-by-mail  
3344 ballot thereafter, the voter must provide or confirm his or her  
3345 current residential address.

3346 (b) The supervisor may accept a request for a vote-by-mail  
3347 ballot to be mailed to a voter's address on file in the Florida  
3348 Voter Registration System from the voter, or, if directly  
3349 instructed by the voter, a member of the voter's immediate  
3350 family or the voter's legal guardian. If an in-person or a  
3351 telephonic request is made, the voter must provide the voter's  
3352 Florida driver license number, the voter's Florida  
3353 identification card number, or the last four digits of the  
3354 voter's social security number, whichever may be verified in the  
3355 supervisor's records. If the ballot is requested to be mailed to  
3356 an address other than the voter's address on file in the Florida  
3357 Voter Registration System, the request must be made in writing.  
3358 A written request must be signed by the voter and include the  
3359 voter's Florida driver license number, the voter's Florida  
3360 identification card number, or the last four digits of the  
3361 voter's social security number. However, an absent uniformed  
3362 services voter or an overseas voter seeking a vote-by-mail  
3363 ballot is not required to submit a signed, written request for a  
3364 vote-by-mail ballot that is being mailed to an address other

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3365 than the voter's address on file in the Florida Voter  
3366 Registration System. The person making the request must  
3367 disclose:

- 3368 1. The name of the voter for whom the ballot is requested.
- 3369 2. The voter's address.
- 3370 3. The voter's date of birth.
- 3371 4. The voter's Florida driver license number, the voter's  
3372 Florida identification card number, or the last four digits of  
3373 the voter's social security number, whichever may be verified in  
3374 the supervisor's records. If the voter's registration record  
3375 does not already include the voter's Florida driver license  
3376 number or Florida identification card number or the last four  
3377 digits of the voter's social security number, the number  
3378 provided must be recorded in the voter's registration record.
- 3379 5. The requester's name.
- 3380 6. The requester's address.
- 3381 7. The requester's driver license number, the requester's  
3382 identification card number, or the last four digits of the  
3383 requester's social security number, if available.
- 3384 8. The requester's relationship to the voter.
- 3385 9. The requester's signature (written requests only).

3386 (c) Upon receiving a request for a vote-by-mail ballot from  
3387 an absent voter, the supervisor of elections shall notify the  
3388 voter of the free access system that has been designated by the  
3389 department for determining the status of his or her vote-by-mail  
3390 ballot.

3391 (d) For purposes of this section, the term "immediate  
3392 family" refers to the following, as applicable:

- 3393 1. The voter's spouse, parent, child, grandparent,

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3394 grandchild, or sibling, or the parent, child, grandparent,  
3395 grandchild, or sibling of the voter's spouse.

3396 2. The designee's spouse, parent, child, grandparent,  
3397 grandchild, or sibling, or the parent, child, grandparent,  
3398 grandchild, or sibling of the designee's spouse.

3399 (2) ACCESS TO VOTE-BY-MAIL REQUEST INFORMATION.—For each  
3400 request for a vote-by-mail ballot received, the supervisor shall  
3401 record the following information: the name of the voter; the  
3402 date the request was made; the identity of the voter's designee  
3403 making the request, if any; the method of request; whether the  
3404 Florida driver license number, Florida identification card  
3405 number, or last four digits of the social security number of the  
3406 voter was provided, if required ~~with a written request~~; the date  
3407 the vote-by-mail ballot was delivered to the voter or the  
3408 voter's designee or the date the vote-by-mail ballot was  
3409 delivered to the post office or other carrier; the address to  
3410 which the ballot was mailed or the identity of the voter's  
3411 designee to whom the ballot was delivered; the date the ballot  
3412 was received by the supervisor; the absence of the voter's  
3413 signature on the voter's certificate, if applicable; whether the  
3414 voter's certificate contains a signature that does not match the  
3415 voter's signature in the registration books or precinct  
3416 register; and such other information he or she may deem  
3417 necessary. This information must be provided in electronic  
3418 format as provided by division rule. The information must be  
3419 updated and made available no later than 8 a.m. of each day,  
3420 including weekends, beginning 60 days before the primary until  
3421 15 days after the general election and must ~~shall~~ be  
3422 contemporaneously provided to the division. This information is

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3423 confidential and exempt from s. 119.07(1) and may ~~shall~~ be made  
3424 available to or reproduced only for the voter requesting the  
3425 ballot, a canvassing board, an election official, a political  
3426 party or official thereof, a candidate who has filed  
3427 qualification papers and is opposed in an upcoming election, and  
3428 registered political committees for political purposes only.

3429 (3) DELIVERY OF VOTE-BY-MAIL BALLOTS.-

3430 (a) No later than 45 days before each presidential  
3431 preference primary election, primary election, and general  
3432 election, the supervisor of elections shall send a vote-by-mail  
3433 ballot as provided in subparagraph (d)2. to each absent  
3434 uniformed services voter and to each overseas voter who has  
3435 requested a vote-by-mail ballot.

3436 (b) The supervisor shall mail a vote-by-mail ballot to each  
3437 absent qualified voter, other than those listed in paragraph  
3438 (a), who has requested such a ballot, between the 40th and 33rd  
3439 days before the presidential preference primary election,  
3440 primary election, and general election.

3441 (c) Except as otherwise provided in paragraph (a) or  
3442 paragraph (b), the supervisor shall mail vote-by-mail ballots  
3443 within 2 business days after receiving a request for such a  
3444 ballot, but no later than the 10th day before election day. The  
3445 deadline to submit a request for a ballot to be mailed is 5 p.m.  
3446 local time on the 12th day before an upcoming election.

3447 (d) Upon a request for a vote-by-mail ballot, the  
3448 supervisor shall provide a vote-by-mail ballot to each voter by  
3449 whom a request for that ballot has been made, by one of the  
3450 following means:

3451 1. By nonforwardable, return-if-undeliverable mail to the

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3452 voter's current mailing address on file with the supervisor or  
3453 any other address the voter specifies in the request. The  
3454 envelopes must be prominently marked "Do Not Forward."

3455 2. By forwardable mail, e-mail, or facsimile machine  
3456 transmission to absent uniformed services voters and overseas  
3457 voters. The absent uniformed services voter or overseas voter  
3458 may designate in the vote-by-mail ballot request the preferred  
3459 method of transmission. If the voter does not designate the  
3460 method of transmission, the vote-by-mail ballot must be mailed.

3461 3. By personal delivery to the voter beginning on the 46th  
3462 day before election day ~~after vote-by-mail ballots have been~~  
3463 ~~mailed~~ and through up to 7 p.m. on election day upon  
3464 presentation of the identification required in s. 101.043.  
3465 However, starting pm the 10th day before election day and  
3466 through 7 p.m. on election day, delivery is subject to the  
3467 additional requirements of subparagraph 5.

3468 4. By delivery to the voter's designee beginning on the  
3469 46th day before election day, through ~~after vote-by-mail ballots~~  
3470 ~~have been mailed and up to~~ 7 p.m. on election day. However,  
3471 starting on the 10th day before election day and through 7 p.m.  
3472 on election day, delivery is subject to the additional  
3473 requirements in subparagraph 5. Any voter may designate in  
3474 writing a person to pick up the ballot for the voter; however,  
3475 the person designated may not pick up more than two vote-by-mail  
3476 ballots per election, other than the designee's own ballot,  
3477 except that additional ballots may be picked up for members of  
3478 the designee's immediate family. The designee shall provide to  
3479 the supervisor the written authorization by the voter and a  
3480 picture identification of the designee and must complete an

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3481 affidavit. The designee shall state in the affidavit that the  
3482 designee is authorized by the voter to pick up that ballot and  
3483 shall indicate if the voter is a member of the designee's  
3484 immediate family and, if so, the relationship. The department  
3485 shall prescribe the form of the affidavit. If the supervisor is  
3486 satisfied that the designee is authorized to pick up the ballot  
3487 and that the signature of the voter on the written authorization  
3488 matches the signature of the voter on file, the supervisor must  
3489 give the ballot to that designee for delivery to the voter.

3490 5. Except as provided in s. 101.655, the supervisor may not  
3491 deliver a vote-by-mail ballot to a voter or a voter's designee  
3492 pursuant to subparagraph 3. or subparagraph 4., respectively,  
3493 during the mandatory early voting period and through ~~up to~~ 7  
3494 p.m. on election day, unless there is an emergency, to the  
3495 extent that the voter will be unable to go to a designated early  
3496 voting site in his or her county or to his or her assigned  
3497 polling place on election day. If a vote-by-mail ballot is  
3498 delivered, the voter or his or her designee must execute an  
3499 affidavit affirming to the facts which allow for delivery of the  
3500 vote-by-mail ballot. The department shall adopt a rule providing  
3501 for the form of the affidavit.

3502 (4) SPECIAL CIRCUMSTANCES.—If the department is unable to  
3503 certify candidates for an election in time to comply with  
3504 paragraph (3)(a), the Department of State is authorized to  
3505 prescribe rules for a ballot to be sent to absent uniformed  
3506 services voters and overseas voters.

3507 (5) MATERIALS.—Only the materials necessary to vote by mail  
3508 may be mailed or delivered with any vote-by-mail ballot.

3509 (6) PROHIBITION.—Except as expressly authorized for voters

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3510 having a disability under s. 101.662, for overseas voters under  
 3511 s. 101.697, or for local referenda under ss. 101.6102 and  
 3512 101.6103, a county, municipality, or state agency may not send a  
 3513 vote-by-mail ballot to a voter unless the voter has requested a  
 3514 vote-by-mail ballot in the manner authorized under this section.

3515 Section 52. Section 101.64, Florida Statutes, is amended to  
 3516 read:

3517 101.64 Delivery of vote-by-mail ballots; envelopes; form.—

3518 (1)(a) The supervisor shall enclose with each vote-by-mail  
 3519 ballot two envelopes: a secrecy envelope or privacy sleeve, into  
 3520 which the absent voter ~~elector~~ shall enclose his or her marked  
 3521 ballot; and a mailing envelope, into which the voter ~~absent~~  
 3522 ~~elector~~ shall then place the secrecy envelope or privacy sleeve  
 3523 enclosing the ballot, which must ~~shall~~ be addressed to the  
 3524 supervisor and also bear on the back side a certificate in  
 3525 substantially the following form:

3526

3527 Note: Please Read Instructions Carefully Before  
 3528 Marking Ballot and Completing Voter's Certificate.

3529

3530 VOTER'S CERTIFICATE

3531 I, . . . ., do solemnly swear or affirm that I am a qualified  
 3532 and registered voter of . . . . County, Florida, and that I have  
 3533 not and will not vote more than one ballot in this election. I  
 3534 understand that if I commit or attempt to commit any fraud in  
 3535 connection with voting, vote a fraudulent ballot, or vote more  
 3536 than once in an election, I can be convicted of a felony of the  
 3537 third degree and fined up to \$5,000 and/or imprisoned for up to  
 3538 5 years. I also understand that failure to sign this certificate



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3568 IN ORDER FOR YOUR VOTE-BY-MAIL BALLOT TO COUNT, YOUR  
 3569 SUPERVISOR OF ELECTIONS MUST RECEIVE YOUR BALLOT BY 7  
 3570 P.M. ON ELECTION DAY. IF YOU WAIT TO MAIL YOUR BALLOT,  
 3571 YOUR VOTE MIGHT NOT COUNT. TO PREVENT THIS FROM  
 3572 OCCURRING, PLEASE MAIL OR TURN IN YOUR BALLOT AS SOON  
 3573 AS POSSIBLE.

3574  
 3575 Section 53. Subsection (1) of section 101.657, Florida  
 3576 Statutes, is amended to read:

3577 101.657 Early voting.—

3578 (1) (a) As a convenience to the voter, the supervisor of  
 3579 elections may ~~shall~~ allow a voter ~~an elector~~ to vote early in  
 3580 the main or branch office of the supervisor. The supervisor  
 3581 shall mark, code, indicate on, or otherwise track the voter's  
 3582 precinct for each early voted ballot. In order for a branch  
 3583 office to be used for early voting, it must ~~shall~~ be a permanent  
 3584 facility of the supervisor and shall have been designated and  
 3585 used as such for at least 1 year before ~~prior to~~ the election.  
 3586 The supervisor may also designate any city hall, permanent  
 3587 public library facility, fairground, civic center, courthouse,  
 3588 county commission building, stadium, convention center,  
 3589 government-owned senior center, or government-owned community  
 3590 center as an early voting site; however, if so designated, the  
 3591 sites must be geographically located so as to provide all voters  
 3592 in the county an equal opportunity to cast a ballot, insofar as  
 3593 is practicable, and must provide sufficient nonpermitted parking  
 3594 to accommodate the anticipated amount of voters. In addition, a  
 3595 supervisor may designate up to two ~~one~~ early voting sites ~~site~~  
 3596 per election in an area of the county that does not have any of

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3597 the eligible early voting locations. Such additional early  
3598 voting site must be geographically located so as to provide all  
3599 voters in that area with an equal opportunity to cast a ballot,  
3600 insofar as is practicable, and must provide sufficient  
3601 nonpermitted parking to accommodate the anticipated amount of  
3602 voters. ~~Each county shall, at a minimum, operate the same total~~  
3603 ~~number of early voting sites for a general election which the~~  
3604 ~~county operated for the 2012 general election.~~ The results or  
3605 tabulation of votes cast during early voting may not be made  
3606 before the close of the polls on election day. Results must  
3607 ~~shall~~ be reported by precinct.

3608 (b) The supervisor shall designate each early voting site  
3609 by no later than the 30th day before ~~prior to~~ an election and  
3610 shall designate an early voting area, as defined in s. 97.021,  
3611 at each early voting site. The number of designated sites must  
3612 be no less than the number of sites designated in the previously  
3613 regularly scheduled general election. A supervisor may obtain a  
3614 waiver from this requirement by filing notice certifying the  
3615 facts and circumstances and obtaining approval from the  
3616 department before the designation deadline. The supervisor shall  
3617 provide to the division no later than the 30th day before an  
3618 election the address of each early voting site and the hours  
3619 that early voting will occur at each site.

3620 (c) All early voting sites in a county must ~~shall~~ allow any  
3621 person in line at the closing of an early voting site to vote.

3622 (d) Early voting shall begin on the 10th day before an  
3623 election that contains state or federal races and end on the 3rd  
3624 day before the election, and shall be provided for no less than  
3625 8 hours and no more than 12 hours per day at each site during

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3626 the applicable period. ~~In addition, early voting may be offered~~  
3627 ~~at the discretion of the supervisor of elections on the 15th,~~  
3628 ~~14th, 13th, 12th, 11th, or 2nd day before an election that~~  
3629 ~~contains state or federal races for at least 8 hours per day,~~  
3630 ~~but not more than 12 hours per day.~~ The supervisor of elections  
3631 may provide early voting for elections that are not held in  
3632 conjunction with a state or federal election. However, the  
3633 supervisor has the discretion to determine the hours of  
3634 operation of early voting sites in those elections.

3635 (e) Notwithstanding the requirements of s. 100.3605,  
3636 municipalities may provide early voting in municipal elections  
3637 that are not held in conjunction with county or state elections.  
3638 If a municipality provides early voting, it may designate as  
3639 many sites as necessary and shall conduct its activities in  
3640 accordance with ~~the provisions of~~ paragraphs (a)-(c). The  
3641 supervisor is not required to conduct early voting if it is  
3642 provided pursuant to this subsection.

3643 (f) Notwithstanding the requirements of s. 189.04, special  
3644 districts may provide early voting in any district election not  
3645 held in conjunction with county or state elections. If a special  
3646 district provides early voting, it may designate as many sites  
3647 as necessary and must ~~shall~~ conduct its activities in accordance  
3648 with the provisions of paragraphs (a)-(c). The supervisor is not  
3649 required to conduct early voting if it is provided pursuant to  
3650 this subsection.

3651 Section 54. Subsections (2) and (4) of section 101.68,  
3652 Florida Statutes, are amended to read:

3653 101.68 Canvassing of vote-by-mail ballot.—

3654 (2) (a) The county canvassing board may begin the canvassing

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3655 of vote-by-mail ballots upon the completion of the public  
3656 testing of automatic tabulating equipment pursuant to s.  
3657 101.5612(2), but must begin such canvassing by no later than  
3658 noon on the day following the election. However, notwithstanding  
3659 any such authorization to begin canvassing or otherwise  
3660 processing vote-by-mail ballots early, no result may ~~shall~~ be  
3661 released until after the closing of the polls in that county on  
3662 election day. Any supervisor, deputy supervisor, canvassing  
3663 board member, election board member, or election employee who  
3664 releases the results of a canvassing or processing of vote-by-  
3665 mail ballots before ~~prior to~~ the closing of the polls in that  
3666 county on election day commits a felony of the third degree,  
3667 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

3668 (b) To ensure that all vote-by-mail ballots to be counted  
3669 by the canvassing board are accounted for, the canvassing board  
3670 shall compare the number of ballots in its possession with the  
3671 number of requests for ballots received to be counted according  
3672 to the supervisor's file or list.

3673 (c)1. The canvassing board must, if the supervisor has not  
3674 already done so, compare the signature of the elector on the  
3675 voter's certificate or on the vote-by-mail ballot cure affidavit  
3676 as provided in subsection (4) with the signature of the elector  
3677 in the registration books or the precinct register to see that  
3678 the elector is duly registered in the county and to determine  
3679 the legality of that vote-by-mail ballot. A vote-by-mail ballot  
3680 may only be counted if:

3681 a. The signature on the voter's certificate or the cure  
3682 affidavit matches the elector's signature in the registration  
3683 books or precinct register; however, in the case of a cure

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3684 affidavit, the supporting identification listed in subsection  
3685 (4) must also confirm the identity of the elector; or

3686       b. The cure affidavit contains a signature that does not  
3687 match the elector's signature in the registration books or  
3688 precinct register, but the elector has submitted a current and  
3689 valid Tier 1 identification pursuant to subsection (4) which  
3690 confirms the identity of the elector.

3691  
3692 For purposes of this subparagraph, any canvassing board finding  
3693 that an elector's signatures do not match must be by majority  
3694 vote and beyond a reasonable doubt.

3695       2. The ballot of an elector who casts a vote-by-mail ballot  
3696 shall be counted even if the elector dies on or before election  
3697 day, as long as, before the death of the voter, the ballot was  
3698 postmarked by the United States Postal Service, date-stamped  
3699 with a verifiable tracking number by a common carrier, or  
3700 already in the possession of the supervisor.

3701       3. A vote-by-mail ballot is not considered illegal if the  
3702 signature of the elector does not cross the seal of the mailing  
3703 envelope.

3704       4. If any elector or candidate present believes that a  
3705 vote-by-mail ballot is illegal due to a defect apparent on the  
3706 voter's certificate or the cure affidavit, he or she may, at any  
3707 time before the ballot is removed from the envelope, file with  
3708 the canvassing board a protest against the canvass of that  
3709 ballot, specifying the precinct, the voter's certificate or the  
3710 cure affidavit, and the reason he or she believes the ballot to  
3711 be illegal. A protest ~~challenge~~ based upon a defect in the  
3712 voter's certificate or cure affidavit may not be accepted after

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3713 the ballot has been removed from the mailing envelope.

3714 5. If the canvassing board determines that a ballot is  
3715 illegal, a member of the board must, without opening the  
3716 envelope, mark across the face of the envelope: "rejected as  
3717 illegal." The cure affidavit, if applicable, the envelope, and  
3718 the ballot therein shall be preserved in the manner that  
3719 official ballots are preserved.

3720 (d) The canvassing board shall record the ballot upon the  
3721 proper record, unless the ballot has been previously recorded by  
3722 the supervisor. The mailing envelopes must ~~shall~~ be opened and  
3723 the secrecy envelopes must ~~shall~~ be mixed so as to make it  
3724 impossible to determine which secrecy envelope came out of which  
3725 signed mailing envelope; however, in any county in which an  
3726 electronic or electromechanical voting system is used, the  
3727 ballots may be sorted by ballot styles and the mailing envelopes  
3728 may be opened and the secrecy envelopes mixed separately for  
3729 each ballot style. The votes on vote-by-mail ballots must ~~shall~~  
3730 be included in the total vote of the county.

3731 (4) (a) As soon as practicable, the supervisor shall, on  
3732 behalf of the county canvassing board, attempt to notify an  
3733 elector who has returned a vote-by-mail ballot that does not  
3734 include the elector's signature or contains a signature that  
3735 does not match the elector's signature in the registration books  
3736 or precinct register by:

3737 1. Notifying the elector of the signature deficiency by e-  
3738 mail and directing the elector to the cure affidavit and  
3739 instructions on the supervisor's website;

3740 2. Notifying the elector of the signature deficiency by  
3741 text message and directing the elector to the cure affidavit and

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3742 instructions on the supervisor's website; or

3743 3. Notifying the elector of the signature deficiency by  
3744 telephone and directing the elector to the cure affidavit and  
3745 instructions on the supervisor's website.

3746  
3747 In addition to the notification required under subparagraph 1.,  
3748 subparagraph 2., or subparagraph 3., the supervisor must notify  
3749 the elector of the signature deficiency by first-class mail and  
3750 direct the elector to the cure affidavit and instructions on the  
3751 supervisor's website. Beginning the day before the election, the  
3752 supervisor is not required to provide notice of the signature  
3753 deficiency by first-class mail, but shall continue to provide  
3754 notice as required under subparagraph 1., subparagraph 2., or  
3755 subparagraph 3.

3756 (b) The supervisor shall allow such an elector to complete  
3757 and submit an affidavit in order to cure the vote-by-mail ballot  
3758 until 5 p.m. on the 2nd day after the election.

3759 (c) The elector must complete a cure affidavit in  
3760 substantially the following form:

3761  
3762 VOTE-BY-MAIL BALLOT CURE AFFIDAVIT  
3763

3764 I, ....., am a qualified voter in this election and  
3765 registered voter of .... County, Florida. I do solemnly swear or  
3766 affirm that I requested and returned the vote-by-mail ballot and  
3767 that I have not and will not vote more than one ballot in this  
3768 election. I understand that if I commit or attempt any fraud in  
3769 connection with voting, vote a fraudulent ballot, or vote more  
3770 than once in an election, I may be convicted of a felony of the

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3771 third degree and fined up to \$5,000 and imprisoned for up to 5  
 3772 years. I understand that my failure to sign this affidavit means  
 3773 that my vote-by-mail ballot will be invalidated.

3774  
 3775 ... (Voter's Signature) ...

3776 ... (Address) ...

3777

3778 (d) Instructions must accompany the cure affidavit in  
 3779 substantially the following form:

3780

3781 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE  
 3782 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR  
 3783 BALLOT NOT TO COUNT.

3784

3785 1. In order to ensure that your vote-by-mail ballot will be  
 3786 counted, your affidavit should be completed and returned as soon  
 3787 as possible so that it can reach the supervisor of elections of  
 3788 the county in which your precinct is located no later than 5  
 3789 p.m. on the 2nd day after the election.

3790 2. You must sign your name on the line above (Voter's  
 3791 Signature).

3792 3. You must make a copy of one of the following forms of  
 3793 identification:

3794 a. Tier 1 identification.—Current and valid identification  
 3795 that includes your name and photograph: Florida driver license;  
 3796 Florida identification card issued by the Department of Highway  
 3797 Safety and Motor Vehicles; United States passport or passport  
 3798 card; ~~debit or credit card~~; United States Uniformed Services or  
 3799 Merchant Marine military identification; ~~student identification~~;

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3800 ~~retirement center identification; neighborhood association~~  
3801 ~~identification; public assistance identification;~~ veteran health  
3802 identification card issued by the United States Department of  
3803 Veterans Affairs; a Florida license to carry a concealed weapon  
3804 or firearm; or any ~~an~~ ~~employee~~ identification card issued by any  
3805 branch, department, agency, or entity of the Federal Government,  
3806 the state, a county, or a municipality; or

3807 b. Tier 2 identification.—ONLY IF YOU DO NOT HAVE A TIER 1  
3808 FORM OF IDENTIFICATION, identification that shows your name and  
3809 current residence address: current utility bill, bank statement,  
3810 government check, paycheck, or government document (excluding  
3811 voter information card).

3812 4. Place the envelope bearing the affidavit into a mailing  
3813 envelope addressed to the supervisor. Insert a copy of your  
3814 identification in the mailing envelope. Mail (if time permits),  
3815 deliver, or have delivered the completed affidavit along with  
3816 the copy of your identification to your county supervisor of  
3817 elections. Be sure there is sufficient postage if mailed and  
3818 that the supervisor's address is correct. Remember, your  
3819 information MUST reach your county supervisor of elections no  
3820 later than 5 p.m. on the 2nd day after the election, or your  
3821 ballot will not count.

3822 5. Alternatively, you may fax or e-mail your completed  
3823 affidavit and a copy of your identification to the supervisor of  
3824 elections. If e-mailing, please provide these documents as  
3825 attachments.

3826

3827 (e) The department and each supervisor shall include the  
3828 affidavit and instructions on their respective websites. The

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3829 supervisor must include his or her office's mailing address, e-  
3830 mail address, and fax number on the page containing the  
3831 affidavit instructions, and the department's instruction page  
3832 must include the office mailing addresses, e-mail addresses, and  
3833 fax numbers of all supervisors of elections or provide a  
3834 conspicuous link to such addresses.

3835 (f) The supervisor shall attach each affidavit received to  
3836 the appropriate vote-by-mail ballot mailing envelope.

3837 (g) If a vote-by-mail ballot is validated following the  
3838 submission of a cure affidavit, the supervisor must ~~shall~~ make a  
3839 copy of the affidavit, affix it to a voter registration  
3840 application, and immediately process it as a valid request for a  
3841 signature update pursuant to s. 98.077.

3842 (h) After all election results on the ballot have been  
3843 certified, the supervisor shall, on behalf of the county  
3844 canvassing board, notify each elector whose ballot has been  
3845 rejected as illegal and provide the specific reason the ballot  
3846 was rejected. In addition, unless processed as a signature  
3847 update pursuant to paragraph (g), the supervisor must ~~shall~~ mail  
3848 a voter registration application to the elector to be completed  
3849 indicating the elector's current signature if the signature on  
3850 the voter's certificate or cure affidavit did not match the  
3851 elector's signature in the registration books or precinct  
3852 register.

3853 Section 55. Paragraph (a) of subsection (2) of section  
3854 101.69, Florida Statutes, is amended to read:

3855 101.69 Voting in person; return of vote-by-mail ballot.—

3856 (2)(a) The supervisor shall allow an elector who has  
3857 received a vote-by-mail ballot to physically return a voted

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3858 vote-by-mail ballot to the supervisor by placing the return mail  
3859 envelope containing his or her marked ballot in a secure ballot  
3860 intake station. Secure ballot intake stations must ~~shall~~ be  
3861 placed at the main office of the supervisor, ~~at each permanent~~  
3862 ~~branch office of the supervisor which meets the criteria set~~  
3863 ~~forth in s. 101.657(1) (a) for branch offices used for early~~  
3864 ~~voting and which is open for at least the minimum number of~~  
3865 ~~hours prescribed by s. 98.015(4), and at each designated early~~  
3866 ~~voting site for the election. Secure ballot intake stations may~~  
3867 ~~also be placed at any other site that would otherwise qualify as~~  
3868 ~~an early voting site under s. 101.657(1). Secure ballot intake~~  
3869 ~~stations must be geographically located so as to provide all~~  
3870 ~~voters in the county with an equal opportunity to cast a ballot,~~  
3871 ~~insofar as is practicable. Except for secure ballot intake~~  
3872 ~~stations at the main an office of the supervisor, a secure~~  
3873 ~~ballot intake station may only be used during the county's early~~  
3874 ~~voting hours of operation and must be monitored in person by an~~  
3875 ~~employee of the supervisor's office. A secure ballot intake~~  
3876 ~~station at an office of the supervisor must be continuously~~  
3877 ~~monitored in person by an employee of the supervisor's office~~  
3878 ~~when the secure ballot intake station is accessible for deposit~~  
3879 ~~of ballots. The department shall adopt rules to implement this~~  
3880 ~~paragraph.~~

3881 Section 56. Section 101.6921, Florida Statutes, is amended  
3882 to read:

3883 101.6921 Delivery of special vote-by-mail ballot to certain  
3884 first-time voters.-

3885 (1) ~~The provisions of~~ This section applies ~~apply~~ to voters  
3886 who are subject to ~~the provisions of~~ s. 97.0535 and who have not

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3887 provided the identification or information ~~certification~~  
3888 required by s. 97.0535 by the time the vote-by-mail ballot is  
3889 mailed.

3890 (2) The supervisor shall enclose with each vote-by-mail  
3891 ballot three envelopes: a secrecy envelope or privacy sleeve,  
3892 into which the absent voter ~~elector~~ will enclose his or her  
3893 marked ballot; an envelope containing the Voter's Certificate,  
3894 into which the absent voter ~~elector~~ shall place the secrecy  
3895 envelope or privacy sleeve; and a mailing envelope, which must  
3896 ~~shall~~ be addressed to the supervisor and into which the absent  
3897 voter ~~elector~~ will place the envelope containing the Voter's  
3898 Certificate and a copy of the required identification.

3899 (3) The Voter's Certificate must ~~shall~~ be in substantially  
3900 the following form:

3901  
3902 Note: Please Read Instructions Carefully Before Marking Ballot  
3903 and Completing Voter's Certificate.

3904  
3905 VOTER'S CERTIFICATE

3906  
3907 I, . . . ., do solemnly swear or affirm that I am a qualified  
3908 and registered voter of . . . . County, Florida, and that I have  
3909 not and will not vote more than one ballot in this election. I  
3910 understand that if I commit or attempt to commit any fraud in  
3911 connection with voting, vote a fraudulent ballot, or vote more  
3912 than once in an election, I can be convicted of a felony of the  
3913 third degree and fined up to \$5,000 and/or imprisoned for up to  
3914 5 years. I also understand that failure to sign this certificate  
3915 will invalidate my ballot. I understand that unless I meet one

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3916 of the exemptions below, I must provide a copy of a current and  
 3917 valid identification as provided in the instruction sheet to the  
 3918 supervisor of elections in order for my ballot to count.

3919 I further certify that I am exempt from the requirements to  
 3920 furnish a copy of a current and valid identification with my  
 3921 ballot because of one or more of the following (check all that  
 3922 apply):

3923  I am 65 years of age or older.

3924  I have a permanent or temporary physical disability.

3925  I am a member of a uniformed service on active duty who,  
 3926 by reason of such active duty, will be absent from the county on  
 3927 election day.

3928  I am a member of the Merchant Marine who, by reason of  
 3929 service in the Merchant Marine, will be absent from the county  
 3930 on election day.

3931  I am the spouse or dependent of a member of the uniformed  
 3932 service or Merchant Marine who, by reason of the active duty or  
 3933 service of the member, will be absent from the county on  
 3934 election day.

3935  I am currently residing outside the United States.

3936  
 3937 ... (Date) ... (Voter's Signature) ...

3938  
 3939 (4) The certificate must ~~shall~~ be arranged on the back of  
 3940 the envelope so that the line for the signature of the absent  
 3941 voter ~~elector~~ is across the seal of the envelope.

3942 Section 57. Subsection (2) of section 101.6923, Florida  
 3943 Statutes, is amended to read:

3944 101.6923 Special vote-by-mail ballot instructions for

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3945 certain first-time voters.-

3946 (2) A voter covered by this section must be provided with  
3947 printed instructions with his or her vote-by-mail ballot in  
3948 substantially the following form:

3949  
3950 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR  
3951 BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE  
3952 YOUR BALLOT NOT TO COUNT.

3953  
3954 1. In order to ensure that your vote-by-mail ballot will be  
3955 counted, it should be completed and returned as soon as possible  
3956 so that it can reach the supervisor of elections of the county  
3957 in which your precinct is located no later than 7 p.m. on the  
3958 date of the election. However, if you are an overseas voter  
3959 casting a ballot in a presidential preference primary or general  
3960 election, your vote-by-mail ballot must be postmarked or dated  
3961 no later than the date of the election and received by the  
3962 supervisor of elections of the county in which you are  
3963 registered to vote no later than 10 days after the date of the  
3964 election. Note that the later you return your ballot, the less  
3965 time you will have to cure signature deficiencies, which is  
3966 authorized until 5 p.m. local time on the 2nd day after the  
3967 election.

3968 2. Mark your ballot in secret as instructed on the ballot.  
3969 You must mark your own ballot unless you are unable to do so  
3970 because of blindness, disability, or inability to read or write.

3971 3. Mark only the number of candidates or issue choices for  
3972 a race as indicated on the ballot. If you are allowed to "Vote  
3973 for One" candidate and you vote for more than one, your vote in

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3974 that race will not be counted.

3975 4. Place your marked ballot in the enclosed secrecy  
3976 envelope and seal the envelope.

3977 5. Insert the secrecy envelope into the enclosed envelope  
3978 bearing the Voter's Certificate. Seal the envelope and  
3979 completely fill out the Voter's Certificate on the back of the  
3980 envelope.

3981 a. You must sign your name on the line above (Voter's  
3982 Signature).

3983 b. If you are an overseas voter, you must include the date  
3984 you signed the Voter's Certificate on the line above (Date) or  
3985 your ballot may not be counted.

3986 c. A vote-by-mail ballot will be considered illegal and  
3987 will not be counted if the signature on the Voter's Certificate  
3988 does not match the signature on record. The signature on file at  
3989 the start of the canvass of the vote-by-mail ballots is the  
3990 signature that will be used to verify your signature on the  
3991 Voter's Certificate. If you need to update your signature for  
3992 this election, send your signature update on a voter  
3993 registration application to your supervisor of elections so that  
3994 it is received before your vote-by-mail ballot is received.

3995 6. Unless you meet one of the exemptions in Item 7., you  
3996 must make a copy of one of the following forms of  
3997 identification:

3998 a. Identification which must include your name and  
3999 photograph: United States passport or passport card; ~~debit or~~  
4000 ~~credit card;~~ United States uniformed services or Merchant marine  
4001 ~~military~~ identification; ~~student identification;~~ ~~retirement~~  
4002 ~~center identification;~~ ~~neighborhood association identification;~~

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4003 ~~public assistance identification~~, veteran health identification  
4004 card issued by the United States Department of Veterans Affairs;  
4005 a Florida license to carry a concealed weapon or firearm; or any  
4006 ~~an employee~~ identification card issued by any branch,  
4007 department, agency, or entity of the Federal Government, the  
4008 state, a county, or a municipality; or

4009       b. Identification which shows your name and current  
4010 residence address: current utility bill, bank statement,  
4011 government check, paycheck, or government document (excluding  
4012 voter information card).

4013       7. The identification requirements of Item 6. do not apply  
4014 if you meet one of the following requirements:

4015       a. You are 65 years of age or older.

4016       b. You have a temporary or permanent physical disability.

4017       c. You are a member of a uniformed service on active duty  
4018 who, by reason of such active duty, will be absent from the  
4019 county on election day.

4020       d. You are a member of the Merchant Marine who, by reason  
4021 of service in the Merchant Marine, will be absent from the  
4022 county on election day.

4023       e. You are the spouse or dependent of a member referred to  
4024 in paragraph c. or paragraph d. who, by reason of the active  
4025 duty or service of the member, will be absent from the county on  
4026 election day.

4027       f. You are currently residing outside the United States.

4028       8. Place the envelope bearing the Voter's Certificate into  
4029 the mailing envelope addressed to the supervisor. Insert a copy  
4030 of your identification in the mailing envelope. DO NOT PUT YOUR  
4031 IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR

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4032 INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR  
4033 BALLOT WILL NOT COUNT.

4034 9. Mail, deliver, or have delivered the completed mailing  
4035 envelope. Be sure there is sufficient postage if mailed.

4036 10. FELONY NOTICE. It is a felony under Florida law to  
4037 accept any gift, payment, or gratuity in exchange for your vote  
4038 for a candidate. It is also a felony under Florida law to vote  
4039 in an election using a false identity or false address, or under  
4040 any other circumstances making your ballot false or fraudulent.

4041 Section 58. Subsection (5) of section 101.6952, Florida  
4042 Statutes, is amended to read:

4043 101.6952 Vote-by-mail ballots for absent uniformed services  
4044 and overseas voters.—

4045 (5) A vote-by-mail ballot from an overseas voter in any  
4046 presidential preference primary or general election which is  
4047 postmarked or dated no later than the date of the election and  
4048 is received by the supervisor of elections of the county in  
4049 which the overseas voter is registered no later than 10 days  
4050 after the date of the election shall be counted as long as the  
4051 vote-by-mail ballot is otherwise proper unless the ballot is  
4052 transmitted via facsimile, in which case the ballot must be  
4053 received by 7 p.m. on election day.

4054 Section 59. Subsection (1) of section 101.694, Florida  
4055 Statutes, is amended to read:

4056 101.694 Mailing of ballots upon receipt of federal postcard  
4057 application.—

4058 (1) Upon receipt of a federal postcard application for a  
4059 vote-by-mail ballot executed by a person whose registration is  
4060 in order or whose application is sufficient to register or

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4061 update the registration of that person, the supervisor shall  
4062 send the ballot in accordance with s. 101.62 ~~s. 101.62(3)~~.

4063 Section 60. Section 101.697, Florida Statutes, is amended  
4064 to read:

4065 101.697 Electronic transmission of election materials.—The  
4066 Department of State shall determine whether secure electronic  
4067 means can be established for receiving ballots from overseas  
4068 voters. If such security can be established, the department must  
4069 ~~shall~~ adopt rules to authorize a supervisor of elections to  
4070 accept from absent uniformed services members, absent state and  
4071 National Guard members as defined in s. 250.01, first responders  
4072 as defined in s. 112.1815(1), or from overseas civilian voters  
4073 due to an armed conflict involving United States Armed Forces or  
4074 mobilization of those forces, including the state National Guard  
4075 and reserve components ~~an overseas voter~~ a request for a vote-  
4076 by-mail ballot or a voted vote-by-mail ballot by secure  
4077 facsimile machine transmission or other secure electronic means.  
4078 The rules must provide that in order to accept a voted ballot,  
4079 the verification of the voter must be established, the security  
4080 of the transmission must be established, and each ballot  
4081 received must be recorded.

4082 Section 61. Section 101.698, Florida Statutes, is amended  
4083 to read:

4084 101.698 Absentee voting in emergency situations.—If a  
4085 national or local emergency or other situation arises which  
4086 makes substantial compliance with the provisions of state or  
4087 federal law relating to the methods of voting impossible or  
4088 unreasonable for absent uniformed services and absent state and  
4089 National Guard as defined in s. 250.01, a first responder as

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4090 defined in s. 112.1815(1) for overseas voters impossible or  
 4091 unreasonable, such as an armed conflict involving United States  
 4092 Armed Forces or mobilization of those forces, including state  
 4093 National Guard and reserve components, the department Elections  
 4094 Canvassing Commission may adopt by emergency rules such special  
 4095 procedures or requirements necessary to facilitate absentee  
 4096 voting by those persons directly affected who are otherwise  
 4097 eligible to vote in the election.

4098 Section 62. Subsection (5) of section 102.031, Florida  
 4099 Statutes, is amended to read:

4100 102.031 Maintenance of good order at polls; authorities;  
 4101 persons allowed in polling rooms and early voting areas;  
 4102 unlawful solicitation of voters.—

4103 (5) No photography, including videography and other visual  
 4104 or audio recording, is allowed permitted in the polling room or  
 4105 early voting area, except a voter ~~an elector~~ may photograph his  
 4106 or her own ballot.

4107 Section 63. Section 102.141, Florida Statutes, is amended  
 4108 to read:

4109 102.141 County canvassing board; duties.—

4110 (1) MEMBERSHIP.—The county canvassing board shall be  
 4111 composed of the supervisor of elections; a county court judge,  
 4112 appointed by the chief judge of the judicial circuit in which  
 4113 the county is located, and who shall act as chair; and the chair  
 4114 of the board of county commissioners. The names of the  
 4115 canvassing board members must be published on the supervisor's  
 4116 website upon completion of the logic and accuracy test. At least  
 4117 two alternate canvassing board members must be appointed  
 4118 pursuant to paragraph (b) ~~(e)~~.

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4119           (a) In the event any member of the county canvassing board  
4120 is unable to serve, is a candidate who has opposition in the  
4121 election being canvassed, or is an active participant,  
4122 including, but not limited to, publicly endorsing or donating to  
4123 in the campaign or candidacy of any candidate who has opposition  
4124 in the election being canvassed, or is an active participant  
4125 including, but not limited to, publicly endorsing or donating to  
4126 the support or opposition of a public measure on the ballot  
4127 being canvassed, such member shall be replaced as follows:

4128           1.(a) If a county court judge is unable to serve or if all  
4129 are disqualified, the chief judge of the judicial circuit in  
4130 which the county is located must appoint as a substitute member  
4131 a qualified voter elector of the county who is not a candidate  
4132 with opposition in the election being canvassed and who is not  
4133 an active participant, including, but not limited to, publicly  
4134 endorsing or donating to the support or opposition of in the  
4135 campaign or candidacy of any candidate with opposition in the  
4136 election being canvassed, or is an active participant including,  
4137 but not limited to, publicly endorsing or donating to the  
4138 support or opposition of a public measure on the ballot being  
4139 canvassed. In such event, the members of the county canvassing  
4140 board shall meet and elect a chair.

4141           2.(b) If the supervisor of elections is unable to serve or  
4142 is disqualified, the chair of the board of county commissioners  
4143 must appoint as a substitute member a member of the board of  
4144 county commissioners who is not a candidate with opposition in  
4145 the election being canvassed and who is not an active  
4146 participant, including, but not limited to, publicly endorsing  
4147 or donating to the support or opposition of in the campaign or

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4148 candidacy of any candidate with opposition in the election being  
4149 canvassed, or is an active participant, including, but not  
4150 limited to, publicly endorsing or donating to the support or  
4151 opposition of a public measure on the ballot being canvassed.  
4152 The supervisor, however, shall act in an advisory capacity to  
4153 the canvassing board.

4154 3.(e) If the chair of the board of county commissioners is  
4155 unable to serve or is disqualified, the board of county  
4156 commissioners must appoint as a substitute member one of its  
4157 members who is not a candidate with opposition in the election  
4158 being canvassed and who is not an active participant, including,  
4159 but not limited to, publicly endorsing or donating to the  
4160 support or opposition of ~~in~~ the campaign or candidacy of any  
4161 candidate with opposition in the election being canvassed, or is  
4162 an active participant including, but not limited to, publicly  
4163 endorsing or donating to the support or opposition of a public  
4164 measure on the ballot being canvassed.

4165 ~~(d) If a substitute member or alternate member cannot be~~  
4166 ~~appointed as provided elsewhere in this subsection, or in the~~  
4167 ~~event of a vacancy in such office, the chief judge of the~~  
4168 ~~judicial circuit in which the county is located must appoint as~~  
4169 ~~a substitute member or alternate member a qualified elector of~~  
4170 ~~the county who is not a candidate with opposition in the~~  
4171 ~~election being canvassed and who is not an active participant in~~  
4172 ~~the campaign or candidacy of any candidate with opposition in~~  
4173 ~~the election being canvassed.~~

4174 (b)1.(e)1. The chief judge of the judicial circuit in which  
4175 the county is located shall appoint a county court judge as an  
4176 alternate member of the county canvassing board or, if each

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4177 county court judge is unable to serve or is disqualified, shall  
4178 appoint an alternate member who is qualified to serve as a  
4179 substitute member under paragraph (a). Any alternate may serve  
4180 in any seat.

4181 2. The chair of the board of county commissioners shall  
4182 appoint a member of the board of county commissioners as an  
4183 alternate member of the county canvassing board or, if each  
4184 member of the board of county commissioners is unable to serve  
4185 or is disqualified, shall appoint an alternate member who is  
4186 qualified to serve as a substitute member under paragraph (d).

4187 3. If a member of the county canvassing board is unable to  
4188 participate in a meeting of the board, the chair of the county  
4189 canvassing board or his or her designee must designate which  
4190 alternate member will serve as a member of the board in the  
4191 place of the member who is unable to participate at that  
4192 meeting.

4193 4. If not serving as one of the three members of the county  
4194 canvassing board, an alternate member may be present, observe,  
4195 and communicate with the three members constituting the county  
4196 canvassing board, but may not vote in the board's decisions or  
4197 determinations.

4198 (c) If a substitute member or alternate member cannot be  
4199 appointed as provided in this subsection, or in the event of a  
4200 vacancy in such office, the chief judge of the judicial circuit  
4201 in which the county is located must appoint as a substitute  
4202 member or alternate member a qualified voter of the county who  
4203 is not a candidate with opposition in the election being  
4204 canvassed and who is not an active participant, including  
4205 endorsing, supporting, or donating, in the campaign or candidacy

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4206 of a candidate who has opposition in the election being  
4207 canvassed or in the support or opposition of a public measure on  
4208 the ballot being canvassed.

4209 (2) IDENTIFICATION.—Each member, substitute member, and  
4210 alternate member of the county canvassing board and all clerical  
4211 help must wear identification badges during any period in which  
4212 the county canvassing board is canvassing votes or engaging in  
4213 other official duties. The identification badges must be worn in  
4214 a conspicuous or unobstructed area, and include the name of the  
4215 individual and his or her official position.

4216 (3) LEGAL REPRESENTATION.—The county canvassing board shall  
4217 retain the county attorney of the county in which the canvassing  
4218 board sits for any legal representation. The canvassing board  
4219 may retain legal counsel other than the county attorney upon the  
4220 affirmative vote of at least two of the members of the board.

4221 (4) PUBLIC MEETING NOTICE.—

4222 (a) The county canvassing board shall meet in a building  
4223 accessible to the public in the county where the election  
4224 occurred at a time and place to be designated by the supervisor  
4225 to publicly canvass the absent voter's ~~electors'~~ ballots as  
4226 provided for in s. 101.68 and provisional ballots as provided by  
4227 ss. 101.048, 101.049, and 101.6925. During each meeting of the  
4228 county canvassing board, each political party and each candidate  
4229 may have one watcher able to view directly or on a display  
4230 screen ballots being examined for signature matching and other  
4231 processes. Provisional ballots cast pursuant to s. 101.049 shall  
4232 be canvassed in a manner that votes for candidates and issues on  
4233 those ballots can be segregated from other votes. As soon as the  
4234 absent voter's ~~electors'~~ ballots and the provisional ballots are

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4235 canvassed, the board shall proceed to publicly canvass the vote  
4236 given each candidate, nominee, constitutional amendment, or  
4237 other measure submitted to the electorate of the county, as  
4238 shown by the returns then on file in the office of the  
4239 supervisor.

4240 (b) Public notice of the canvassing board members,  
4241 alternates, time, and place at which the county canvassing board  
4242 shall meet to canvass the absent voters' ~~electors'~~ ballots and  
4243 provisional ballots must be given at least 48 hours prior  
4244 thereto by publication on the county's website as provided in s.  
4245 50.0311, on the supervisor's website, or in one or more  
4246 newspapers of general circulation in the county. If the  
4247 applicable website becomes unavailable or there is no newspaper  
4248 of general circulation in the county, the notice must be posted  
4249 in at least four conspicuous places in the county. The time  
4250 given in the notice as to the convening of the meeting of the  
4251 county canvassing board must be specific and may not be a time  
4252 period during which the board may meet.

4253 (c) If the county canvassing board suspends or recesses a  
4254 meeting publicly noticed pursuant to paragraph (b) for a period  
4255 lasting more than 60 minutes, the board must post on the  
4256 supervisor's website the anticipated time at which the board  
4257 expects to reconvene. If the county canvassing board does not  
4258 reconvene at the specified time, the board must provide at least  
4259 2 hours' notice, which must be posted on the supervisor's  
4260 website, before reconvening.

4261 (d) During any meeting of the county canvassing board, a  
4262 physical notice must be placed in a conspicuous area near the  
4263 public entrance to the building in which the meeting is taking

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4264 place. The physical notice must include the names of the  
4265 individuals officially serving as the county canvassing board,  
4266 the names of any alternate members, the time of the meeting, and  
4267 a brief statement as to the anticipated activities of the county  
4268 canvassing board.

4269 (5)~~(3)~~ CANVASS OF RETURNS AND PROVISIONAL BALLOTS.—The  
4270 canvass, except the canvass of absent voters' ~~electors'~~ returns  
4271 and the canvass of provisional ballots, must ~~shall~~ be made from  
4272 the returns and certificates of the inspectors as signed and  
4273 filed by them with the supervisor, and the county canvassing  
4274 board may ~~shall~~ not change the number of votes cast for a  
4275 candidate, nominee, constitutional amendment, or other measure  
4276 submitted to the electorate of the county, respectively, in any  
4277 polling place, as shown by the returns. All returns must ~~shall~~  
4278 be made to the board on or before 2 a.m. of the day following  
4279 any primary, general, or other election. If the returns from any  
4280 precinct are missing, if there are any omissions on the returns  
4281 from any precinct, or if there is an obvious error on any such  
4282 returns, the canvassing board must ~~shall~~ order a retabulation of  
4283 the returns from such precinct. Before canvassing such returns,  
4284 the canvassing board shall examine the tabulation of the ballots  
4285 cast in such precinct and determine whether the returns  
4286 correctly reflect the votes cast. If there is a discrepancy  
4287 between the returns and the tabulation of the ballots cast, the  
4288 tabulation of the ballots cast must ~~shall~~ be presumed correct  
4289 and such votes shall be canvassed accordingly.

4290 (4) PRELIMINARY RESULTS.—

4291 (a) The supervisor of elections shall upload into the  
4292 county's election management system by 7 p.m. local time on the

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4293 day before the election the results of all early voting and  
4294 vote-by-mail ballots that have been canvassed and tabulated by  
4295 the end of the early voting period. Pursuant to ss. 101.5614(8),  
4296 101.657, and 101.68(2), the tabulation of votes cast or the  
4297 results of such uploads may not be made public before the close  
4298 of the polls on election day.

4299 (b) The supervisor of elections, on behalf of the  
4300 canvassing board shall report all early voting and all tabulated  
4301 vote-by-mail results to the Department of State within 30  
4302 minutes after the polls close. Thereafter, ~~the canvassing board~~  
4303 ~~shall report,~~ with the exception of provisional ballot results,  
4304 updated precinct election results must be uploaded to the  
4305 department at least every 45 minutes until all results are  
4306 completely reported. The supervisor of elections shall notify  
4307 the department immediately of any circumstances that do not  
4308 permit periodic updates as required. Results must ~~shall~~ be  
4309 submitted in a format prescribed by the department.

4310 ~~(7)-(5)~~ UNOFFICIAL RETURNS.-

4311 (a) The canvassing board shall submit on forms or in  
4312 formats provided by the division unofficial returns to the  
4313 Department of State for each federal, statewide, state, or  
4314 multicounty office or ballot measure no later than noon on the  
4315 third day after any primary election and no later than noon on  
4316 the fourth day after any general or other election. Such returns  
4317 must ~~shall~~ include the canvass of all ballots, including write-  
4318 in votes, as required by subsection (2).

4319 (b) After unofficial results are reported, each county  
4320 shall conduct a machine vote validation process to validate that  
4321 the votes processed through the vote tabulation system for a

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4322 candidate for any office, candidate for retention to a judicial  
4323 office, or a measure appearing on the ballot are not within one-  
4324 half of one percent or less; or if the vote validation process  
4325 results in a change in the outcome of the contest, even if by  
4326 less than one-half of one percent. The machine vote validation  
4327 procedure must be completed no later than noon on the 7th day  
4328 after any general or other election.

4329 (c) ~~(6)~~ If the county canvassing board determines, after the  
4330 county conducts the automated independent vote validation  
4331 process in accordance with s. 101.591 and the comparison of the  
4332 results of the vote tabulation and the automated independent  
4333 cote validation indicates that the unofficial returns may  
4334 contain a counting error in which the vote tabulation system  
4335 failed to count votes that were properly marked in accordance  
4336 with the instructions on the ballot, the county canvassing board  
4337 shall:

4338 1. ~~(a)~~ Correct the error and retabulate the affected ballots  
4339 with the vote tabulation system; or

4340 2. ~~(b)~~ Request that the Department of State verify the  
4341 tabulation software. When the Department of State verifies such  
4342 software, the department shall compare the software used to  
4343 tabulate the votes with the software filed with the department  
4344 pursuant to s. 101.5607 and check the election parameters.

4345 (8) ~~(7)~~ MANUAL REVIEW.

4346 (a) If the comparison of the results of the vote tabulation  
4347 and the automated independent vote validation procedure reflects  
4348 a difference of more than one-half of one percent of the results  
4349 for any candidate for an office, candidate for retention to  
4350 judicial office, or a measure appearing on the ballot, the

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4351 proper county election official under the oversight of the  
 4352 county canvassing board must conduct a manual review using the  
 4353 images in the vote validation system of the differences, which  
 4354 must include, but need not be limited to, a review of any clear  
 4355 overvotes or undervotes that appear in the automated independent  
 4356 vote validation system to adjudicate the voter intent of such  
 4357 differences before certification of the county's official  
 4358 results ~~unofficial returns reflect that a candidate for any~~  
 4359 ~~office was defeated or eliminated by one-half of a percent or~~  
 4360 ~~less of the votes cast for such office, that a candidate for~~  
 4361 ~~retention to a judicial office was retained or not retained by~~  
 4362 ~~one-half of a percent or less of the votes cast on the question~~  
 4363 ~~of retention, or that a measure appearing on the ballot was~~  
 4364 ~~approved or rejected by one-half of a percent or less of the~~  
 4365 ~~votes cast on such measure, a recount shall be ordered of the~~  
 4366 ~~votes cast with respect to such office or measure. The Secretary~~  
 4367 of State is responsible for ordering such manual reviews  
 4368 ~~recounts~~ in races that are federal or, state races that are, ~~and~~  
 4369 multicounty, and any other multicounty races. The county  
 4370 canvassing board or the local board responsible for certifying  
 4371 the election is responsible for ordering a manual review under  
 4372 this subsection ~~recounts~~ in all other races. A manual review  
 4373 ~~recount~~ need not be ordered with respect to the returns for any  
 4374 office, however, if the candidate or candidates defeated or  
 4375 eliminated from contention for such office by one-half of a  
 4376 percent or less of the votes cast for such office request in  
 4377 writing that a manual review ~~recount~~ not be made.

4378 ~~(a) Each canvassing board responsible for conducting a~~  
 4379 ~~recount shall put each marksense ballot through automatic~~

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4380 ~~tabulating equipment and determine whether the returns correctly~~  
4381 ~~reflect the votes cast. If any marksense ballot is physically~~  
4382 ~~damaged so that it cannot be properly counted by the automatic~~  
4383 ~~tabulating equipment during the recount, a true duplicate shall~~  
4384 ~~be made of the damaged ballot pursuant to the procedures in s.~~  
4385 ~~101.5614(4). Immediately before the start of the recount, a test~~  
4386 ~~of the tabulating equipment shall be conducted as provided in s.~~  
4387 ~~101.5612. If the test indicates no error, the recount tabulation~~  
4388 ~~of the ballots cast shall be presumed correct and such votes~~  
4389 ~~shall be canvassed accordingly. If an error is detected, the~~  
4390 ~~cause therefor shall be ascertained and corrected and the~~  
4391 ~~recount repeated, as necessary. The canvassing board shall~~  
4392 ~~immediately report the error, along with the cause of the error~~  
4393 ~~and the corrective measures being taken, to the Department of~~  
4394 ~~State. No later than 11 days after the election, the canvassing~~  
4395 ~~board shall file a separate incident report with the Department~~  
4396 ~~of State, detailing the resolution of the matter and identifying~~  
4397 ~~any measures that will avoid a future recurrence of the error.~~  
4398 ~~If the automatic tabulating equipment used in a recount is not~~  
4399 ~~part of the voting system and the ballots have already been~~  
4400 ~~processed through such equipment, the canvassing board is not~~  
4401 ~~required to put each ballot through any automatic tabulating~~  
4402 ~~equipment again.~~

4403 ~~(b) Each canvassing board responsible for conducting a~~  
4404 ~~recount where touchscreen ballots were used shall examine the~~  
4405 ~~counters on the precinct tabulators to ensure that the total of~~  
4406 ~~the returns on the precinct tabulators equals the overall~~  
4407 ~~election return. If there is a discrepancy between the overall~~  
4408 ~~election return and the counters of the precinct tabulators, the~~

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4409 ~~counters of the precinct tabulators shall be presumed correct~~  
4410 ~~and such votes shall be canvassed accordingly.~~

4411 ~~(c) The canvassing board shall submit on forms or in~~  
4412 ~~formats provided by the division a second set of unofficial~~  
4413 ~~returns to the Department of State for each federal, statewide,~~  
4414 ~~state, or multicounty office or ballot measure. The returns~~  
4415 ~~shall be filed no later than 3 p.m. on the 5th day after any~~  
4416 ~~primary election and no later than 3 p.m. on the 9th day after~~  
4417 ~~any general election in which a recount was ordered by the~~  
4418 ~~Secretary of State. If the canvassing board is unable to~~  
4419 ~~complete the recount prescribed in this subsection by the~~  
4420 ~~deadline, the second set of unofficial returns submitted by the~~  
4421 ~~canvassing board shall be identical to the initial unofficial~~  
4422 ~~returns and the submission shall also include a detailed~~  
4423 ~~explanation of why it was unable to timely complete the recount.~~  
4424 ~~However, the canvassing board shall complete the recount~~  
4425 ~~prescribed in this subsection, along with any manual recount~~  
4426 ~~prescribed in s. 102.166, and certify election returns in~~  
4427 ~~accordance with the requirements of this chapter.~~

4428 ~~(d) The Department of State shall adopt detailed rules~~  
4429 ~~prescribing additional recount procedures for each certified~~  
4430 ~~voting system, which shall be uniform to the extent practicable.~~

4431 ~~(8)~~ The canvassing board may employ such clerical help to  
4432 assist with the work of the board as it deems necessary, with at  
4433 least one member of the board present at all times, until the  
4434 canvass of the returns is completed. The clerical help must  
4435 ~~shall~~ be paid from the same fund as inspectors and other  
4436 necessary election officials.

4437 (c) The canvassing board shall publish notice on the county

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4438 website as provided in s. 50.0311, on the supervisor of  
4439 elections' website, or once in one or more newspapers of general  
4440 circulation in the county of the manual review, including the  
4441 date, time, and place. Such review is open to the public.

4442 (d) The canvassing board shall submit on forms or in  
4443 formats provided by the division a vote validation report to the  
4444 department for each federal, statewide, state, or multicounty  
4445 office or ballot measure in accordance with paragraph (7) (b). If  
4446 the canvassing board is unable to complete the manual review by  
4447 the deadline, the vote validation report submitted by the  
4448 canvassing board must be identical to the initial unofficial  
4449 returns and the submission must also include a detailed  
4450 explanation of the reason it was unable to timely complete the  
4451 manual review. However, the canvassing board shall complete the  
4452 manual review prescribed in this subsection, along with any  
4453 manual review prescribed and certify official election returns  
4454 in accordance with the requirements of this chapter.

4455 (e) The department shall adopt rules prescribing additional  
4456 manual review procedures for each certified voting system, which  
4457 must be uniform to the extent practicable.

4458 ~~(9) Each member, substitute member, and alternate member of~~  
4459 ~~the county canvassing board and all clerical help must wear~~  
4460 ~~identification badges during any period in which the county~~  
4461 ~~canvassing board is canvassing votes or engaging in other~~  
4462 ~~official duties. The identification badges should be worn in a~~  
4463 ~~conspicuous and unobstructed area, and include the name of the~~  
4464 ~~individual and his or her official position.~~

4465 ~~(10) (a) The supervisor shall file a report with the~~  
4466 ~~Division of Elections on the conduct of the election no later~~

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4467 ~~than 20 business days after the Elections Canvassing Commission~~  
4468 ~~certifies the election. The report must, at a minimum, describe~~  
4469 ~~all of the following:~~

4470 ~~1. All equipment or software malfunctions at the precinct~~  
4471 ~~level, at a counting location, or within computer and~~  
4472 ~~telecommunications networks supporting a county location, and~~  
4473 ~~the steps that were taken to address the malfunctions.~~

4474 ~~2. All election definition errors that were discovered~~  
4475 ~~after the logic and accuracy test, and the steps that were taken~~  
4476 ~~to address the errors.~~

4477 ~~3. All ballot printing errors, vote by mail ballot mailing~~  
4478 ~~errors, or ballot supply problems, and the steps that were taken~~  
4479 ~~to address the errors or problems.~~

4480 ~~4. All staffing shortages or procedural violations by~~  
4481 ~~employees or precinct workers which were addressed by the~~  
4482 ~~supervisor of elections or the county canvassing board during~~  
4483 ~~the conduct of the election, and the steps that were taken to~~  
4484 ~~correct such issues.~~

4485 ~~5. All instances where needs for staffing or equipment were~~  
4486 ~~insufficient to meet the needs of the voters.~~

4487 ~~6. Any additional information regarding material issues or~~  
4488 ~~problems associated with the conduct of the election.~~

4489 ~~(b) If a supervisor discovers new or additional information~~  
4490 ~~on any of the items required to be included in the report~~  
4491 ~~pursuant to paragraph (a) after the report is filed, the~~  
4492 ~~supervisor must notify the division that new information has~~  
4493 ~~been discovered no later than the next business day after the~~  
4494 ~~discovery, and the supervisor must file an amended report signed~~  
4495 ~~by the supervisor of elections on the conduct of the election~~

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4496 ~~within 10 days after the discovery.~~

4497 ~~(c) Such reports must be maintained on file in the Division~~  
4498 ~~of Elections and must be available for public inspection.~~

4499 ~~(d) The division shall review the conduct of election~~  
4500 ~~reports to determine what problems may be likely to occur in~~  
4501 ~~other elections and disseminate such information, along with~~  
4502 ~~possible solutions and training, to the supervisors of~~  
4503 ~~elections.~~

4504 ~~(e) The department shall submit the analysis of these~~  
4505 ~~reports for the general election as part of the consolidated~~  
4506 ~~reports required under ss. 101.591 and 101.595 to the Governor,~~  
4507 ~~the President of the Senate, and the Speaker of the House of~~  
4508 ~~Representatives by February 15 of each year following a general~~  
4509 ~~election.~~

4510 ~~(11) The supervisor shall file with the department a copy~~  
4511 ~~of or an export file from the results database of the county's~~  
4512 ~~voting system and other statistical information as may be~~  
4513 ~~required by the department, the Legislature, or the Election~~  
4514 ~~Assistance Commission. The department shall adopt rules~~  
4515 ~~establishing the required content and acceptable formats for the~~  
4516 ~~filings and time for filings.~~

4517 Section 64. Section 102.143, Florida Statutes, is created  
4518 to read:

4519 102.143 Conduct of election report.—

4520 (1) (a) The supervisor shall file a report with the division  
4521 on the conduct of the election no later than 20 business days  
4522 after the Election Canvassing Commission certifies the election.  
4523 The report must, at a minimum, describe all of the following:

4524 1. All equipment or software malfunctions at the precinct

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4525 level, at a counting location, or within computer and  
4526 telecommunications networks supporting a county location and the  
4527 steps that were taken to address the errors.

4528 2. All election definition errors that were discovered  
4529 after the logic and accuracy test, and the steps that were taken  
4530 to address the errors.

4531 3. All ballot printing errors, vote-by-mail mailing errors,  
4532 or ballot supply problems and the steps that were taken to  
4533 address the errors or problems.

4534 4. All staffing shortages or procedural violations by  
4535 employees or precinct workers which were addressed by the  
4536 supervisor of elections or the county canvassing board during  
4537 the conduct of the election, and the steps that were taken to  
4538 correct such issues.

4539 5. All instances where needs for staffing or equipment were  
4540 insufficient to meet the needs of the voters.

4541 6. Any additional information regarding material issues or  
4542 problems associated with the conduct of the election.

4543 (b) If a supervisor discovers new or additional information  
4544 for any of the items required to be included in the report  
4545 pursuant to paragraph (a) after the report is filed, the  
4546 supervisor must notify the division that new information has  
4547 been discovered no later than the next business day after the  
4548 discovery, and the supervisor must file an amended report signed  
4549 by the supervisor of elections on the conduct of the election  
4550 within 10 days after the discovery.

4551 (c) Such reports must be maintained on file in the division  
4552 and must be available for public inspection.

4553 (2) The division shall review the conduct of election

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4554 reports to determine what problems may be likely to occur in  
4555 other elections and disseminate such information, along with  
4556 possible solutions and training, to the supervisors of  
4557 elections.

4558 (3) For the general election, the department shall submit  
4559 the analysis of these reports as part of the consolidated  
4560 reports required under ss. 101.591 and 101.595 to the Governor,  
4561 the President of the Senate, and the Speaker of the House of  
4562 Representatives by February 15 of each year following a general  
4563 election.

4564 Section 65. Section 102.166, Florida Statutes, is amended  
4565 to read:

4566 102.166 Manual review ~~recounts~~ of overvotes and  
4567 undervotes.—

4568 (1) If the comprehensive, validated results of the  
4569 automated independent vote validation process conducted ~~second~~  
4570 ~~set of unofficial returns~~ pursuant to ss. 101.591 and 102.141 ~~s.~~  
4571 ~~102.141~~ indicates that a candidate for any office was defeated  
4572 or eliminated by one-quarter of a percent or less of the votes  
4573 cast for such office, that a candidate for retention to a  
4574 judicial office was retained or not retained by one-quarter of a  
4575 percent or less of the votes cast on the question of retention,  
4576 or that a measure appearing on the ballot was approved or  
4577 rejected by one-quarter of a percent or less of the votes cast  
4578 on such measure, a manual review ~~recount~~ of the overvotes and  
4579 undervotes cast in the entire geographic jurisdiction of such  
4580 office or ballot measure must ~~shall~~ be ordered unless:

4581 (a) The candidate or candidates defeated or eliminated from  
4582 contention by one-quarter of 1 percent or fewer of the votes

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4583 cast for such office request in writing that a manual review  
4584 ~~recount~~ not be made; or

4585 (b) The number of overvotes and undervotes is fewer than  
4586 the number of votes needed to change the outcome of the  
4587 election.

4588  
4589 The Secretary of State is responsible for ordering such manual  
4590 review in races that are a manual recount for federal or, state  
4591 races that are multicounty, and any other multicounty races. The  
4592 county canvassing board or local board responsible for  
4593 certifying the election is responsible for ordering a manual  
4594 review ~~recount~~ for all other races. A manual review ~~recount~~  
4595 consists of a review ~~recount~~ of paper marksense ballots and if  
4596 an independent tabulation system is used, or of digital images  
4597 of those ballots by a person.

4598 (2) Any hardware or software used to identify and sort  
4599 overvotes and undervotes for a given race or ballot measure must  
4600 be certified by the Department of State. Any such hardware or  
4601 software must be capable of simultaneously identifying and  
4602 sorting overvotes and undervotes in multiple races while  
4603 simultaneously counting votes. Overvotes and undervotes must be  
4604 identified and sorted while conducting the vote validation  
4605 process ~~recounting ballots~~ pursuant to s. 102.141. Overvotes and  
4606 undervotes may be identified and sorted physically or digitally.

4607 (3) Any manual review ~~is~~ ~~recount~~ shall be open to the  
4608 public. Each political party may designate one person with  
4609 expertise in the computer field who must be allowed in the  
4610 central counting room when all tests are being conducted and  
4611 when the official votes are being counted. The designee may not

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4612 interfere with the normal operation of the canvassing board.

4613 (4) (a) A vote for a candidate or ballot measure must ~~shall~~  
4614 be counted if there is a clear indication on the ballot that the  
4615 voter has made a definite choice.

4616 (b) The Department of State shall adopt specific rules for  
4617 the federal write-in absentee ballot and for each certified  
4618 voting system prescribing what constitutes a "clear indication  
4619 on the ballot that the voter has made a definite choice." The  
4620 rules must ~~shall~~ be consistent, to the extent practicable, and  
4621 may not:

4622 1. Authorize the use of any electronic or electromechanical  
4623 reading device to review a hybrid voting system ballot that is  
4624 produced using a voter interface device and that contains both  
4625 machine-readable fields and machine-printed text of the contest  
4626 titles and voter selections, unless the printed text is  
4627 illegible;

4628 2. Exclusively provide that the voter must properly mark or  
4629 designate his or her choice on the ballot; or

4630 3. Contain a catch-all provision that fails to identify  
4631 specific standards, such as "any other mark or indication  
4632 clearly indicating that the voter has made a definite choice."

4633 (c) The rule for the federal write-in absentee ballot must  
4634 address, at a minimum, the following issues:

4635 1. The appropriate lines or spaces for designating a  
4636 candidate choice and, for state and local races, the office or  
4637 ballot measure to be voted, including the proximity of each to  
4638 the other and the effect of intervening blank lines.

4639 2. The sufficiency of designating a candidate's first or  
4640 last name when no other candidate in the race has the same or a

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4641 similar name.

4642 3. The sufficiency of designating a candidate's first or  
4643 last name when an opposing candidate has the same or a similar  
4644 name, notwithstanding generational suffixes and titles such as  
4645 "Jr.," "Sr.," or "III." The rule should contemplate the  
4646 sufficiency of additional first names and first initials, middle  
4647 names and middle initials, generational suffixes and titles,  
4648 nicknames, and, in general elections, the name or abbreviation  
4649 of a political party.

4650 4. Candidate designations containing both a qualified  
4651 candidate's name and a political party, including those in which  
4652 the party designated is the candidate's party, is not the  
4653 candidate's party, has an opposing candidate in the race, or  
4654 does not have an opposing candidate in the race.

4655 5. Situations where the abbreviation or name of a candidate  
4656 is the same as the abbreviation or name of a political party to  
4657 which the candidate does not belong, including those in which  
4658 the party designated has another candidate in the race or does  
4659 not have a candidate in the race.

4660 6. The use of marks, symbols, or language, such as arrows,  
4661 quotation marks, or the word "same" or "ditto," to indicate that  
4662 the same political party designation applies to all listed  
4663 offices or the elector's approval or disapproval of all listed  
4664 ballot measures.

4665 7. Situations in which an elector designates the name of a  
4666 qualified candidate for an incorrect office.

4667 8. Situations in which an elector designates an otherwise  
4668 correct office name that includes an incorrect district number.

4669 (5) Procedures for a manual review ~~recount~~ are as follows:

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4670 (a) The county canvassing board shall appoint as many  
4671 counting teams of at least two electors as is necessary to  
4672 manually review ~~recount~~ the ballots. A counting team must have,  
4673 when possible, members of at least two political parties. A  
4674 candidate involved in the race shall not be a member of the  
4675 counting team.

4676 (b) Each duplicate ballot prepared pursuant to s.  
4677 101.5614(4) or s. 102.141(8) ~~s. 102.141(7)~~ shall be compared  
4678 with the original ballot to ensure the correctness of the  
4679 duplicate.

4680 (c) If a counting team is unable to determine whether the  
4681 ballot contains a clear indication that the voter has made a  
4682 definite choice, the ballot must ~~shall~~ be presented to the  
4683 county canvassing board for a determination.

4684 (d) The Department of State shall adopt detailed rules  
4685 prescribing additional review ~~recount~~ procedures for each  
4686 certified voting system which must ~~shall~~ be uniform to the  
4687 extent practicable. The rules must, at a minimum, ~~shall~~ address,  
4688 ~~at a minimum,~~ the following areas:

4689 1. Security of ballots during the manual review ~~recount~~  
4690 process;

4691 2. Time and place of manual reviews ~~recounts~~;

4692 3. Public observance of manual reviews ~~recounts~~;

4693 4. Objections to ballot determinations;

4694 5. Record of manual review ~~recount~~ proceedings;

4695 6. Procedures relating to candidate and petitioner  
4696 representatives; and

4697 7. Procedures relating to the certification and the use of  
4698 automatic tabulating equipment that is not part of a voting

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4699 system.

4700 (6) Nothing in this section precludes a county canvassing  
4701 board or local board involved in the manual review ~~recount~~ from  
4702 comparing a digital image of a ballot to the corresponding  
4703 physical paper ballot during a manual review ~~recount~~.

4704 Section 66. Subsections (1), (3), and (4) of section  
4705 103.021, Florida Statutes, are amended to read:

4706 103.021 Nomination for presidential electors.—Candidates  
4707 for presidential electors shall be nominated in the following  
4708 manner:

4709 (1) (a) The Governor shall nominate the presidential  
4710 electors of each political party. The state executive committee  
4711 of each political party shall by resolution recommend candidates  
4712 for presidential electors equal to the number of senators and  
4713 representatives which this state has in Congress and deliver a  
4714 certified copy thereof to the Governor no later than noon on the  
4715 third day after the primary election in August 24 ~~of~~ each  
4716 presidential election year. The Governor shall nominate only the  
4717 electors recommended by the state executive committee of the  
4718 respective political party.

4719 (b) The state executive committee of each political party  
4720 shall also certify to the Governor ~~submit~~ the Florida voter  
4721 registration number and contact information of each presidential  
4722 elector recommended no later than noon on the third day after  
4723 the primary election in each presidential election year. Contact  
4724 information must include mailing address, phone number, and e-  
4725 mail address. Each such presidential elector must be a qualified  
4726 registered voter of this state and member of the party he or she  
4727 represents who has taken a written oath that he or she will vote

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4728 for the candidates of the party that he or she is nominated to  
4729 represent.

4730 (c) The state executive committee of each political party  
4731 shall also certify to the Governor and submit the names of its  
4732 candidates for President and Vice President of the United States  
4733 no later than noon on the third day after the primary election  
4734 in each presidential election year.

4735 (d) The Governor shall certify to the Department of State  
4736 each political party's submission no later than 5 p.m. on the  
4737 third day after the primary election ~~August 24,~~ in each  
4738 presidential election year, ~~the names of a number of electors~~  
4739 ~~for each political party equal to the number of senators and~~  
4740 ~~representatives which this state has in Congress.~~

4741 (3) Candidates for President and Vice President with no  
4742 party affiliation may have their names printed on the general  
4743 election ballots if a petition is signed by 1 percent of the  
4744 registered voters of this state, as shown by the compilation by  
4745 the Department of State for the last preceding general election.  
4746 A separate petition from each county for which signatures are  
4747 solicited must ~~shall~~ be submitted to the supervisor of elections  
4748 of the respective county no later than noon on July 15 of each  
4749 presidential election year. The supervisor shall check the names  
4750 and, on or before the date of the primary election, shall  
4751 certify the number shown as registered voters of the county. The  
4752 supervisor shall be paid by the person requesting the  
4753 certification the cost of checking the petitions as prescribed  
4754 in s. 99.097. The supervisor shall then forward the certificate  
4755 to the Department of State which must ~~shall~~ determine whether ~~or~~  
4756 ~~not~~ the percentage factor required in this section has been met.

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4757 ~~If~~ ~~When~~ the percentage factor required in this section has been  
4758 met, the candidates must submit to the Department of State no  
4759 later than 5 p.m. on the third day after the primary election in  
4760 each presidential election year, a certificate listing the name,  
4761 Florida voter registration number, and contact information of  
4762 each presidential elector equal to the number of senators and  
4763 representatives which this state has in Congress. Contact  
4764 information must include mailing address, phone number, and e-  
4765 mail address. Each such presidential elector must be a qualified  
4766 voter of this state and registered as unaffiliated with any  
4767 political party and must have taken a written oath that he or  
4768 she will vote for the candidates that he or she is nominated to  
4769 represent. Upon timely certification, the department shall order  
4770 the names of the candidates for whom the petition was circulated  
4771 to be included on the ballot and shall allow the required number  
4772 of persons to be certified as presidential electors in the same  
4773 manner as party candidates.

4774 (4) (a) A minor political party that is affiliated with a  
4775 national party holding a national convention to nominate  
4776 candidates for President and Vice President of the United States  
4777 may have the names of its candidates for President and Vice  
4778 President of the United States printed on the general election  
4779 ballot by filing with the Department of State a certificate  
4780 naming the candidates for President and Vice President and  
4781 listing the name, Florida voter registration number, and contact  
4782 information of each presidential elector equal to the number of  
4783 senators and representatives which this state has in Congress.  
4784 Contact information must include mailing address, phone number,  
4785 and e-mail address. Each such presidential elector must be a

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4786 qualified voter of this state and registered as a member of the  
4787 minor political party and must have taken a written oath that he  
4788 or she will vote for the candidates that he or she is nominated  
4789 to represent ~~required number of persons to serve as presidential~~  
4790 ~~electors.~~ Notification to the Department of State under this  
4791 subsection must be made no later than 5 p.m. on the third day  
4792 after the primary election in the presidential election August  
4793 24 of the year in which the general election is held. Upon  
4794 timely certification, ~~When the Department of State has been so~~  
4795 ~~notified,~~ it shall order the names of the candidates nominated  
4796 by the minor political party to be included on the ballot ~~and~~  
4797 ~~shall allow the required number of persons to be certified as~~  
4798 ~~presidential electors in the same manner as other party~~  
4799 ~~candidates.~~ As used in this section, the term "national party"  
4800 means a political party that is registered with and recognized  
4801 as a qualified national committee of a political party by the  
4802 Federal Election Commission.

4803 (b) A minor political party that is not affiliated with a  
4804 national party holding a national convention to nominate  
4805 candidates for President and Vice President of the United States  
4806 may have the names of its candidates for President and Vice  
4807 President printed on the general election ballot if a petition  
4808 for the minor political party is signed by 1 percent of the  
4809 registered voters of this state, as shown by the compilation by  
4810 the Department of State for the preceding general election. A  
4811 separate petition from each county for which signatures are  
4812 solicited must be submitted to the supervisors of elections of  
4813 the respective county no later than noon on July 15 of each  
4814 presidential election year. The supervisor shall check the names

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4815 and, on or before the date of the primary election, shall  
4816 certify the number shown as registered voters of the county. The  
4817 supervisor shall be paid by the person requesting the  
4818 certification the cost of checking the petitions as prescribed  
4819 in s. 99.097. The supervisor shall then forward the certificate  
4820 to the Department of State, which shall determine whether or not  
4821 the percentage factor required in this section has been met. If  
4822 ~~When~~ the percentage factor required in this section has been  
4823 met, the minor political party must submit to the Department of  
4824 State no later than 5 p.m. on the third day after the primary  
4825 election in each presidential election year, a certificate  
4826 nominating its candidates for President and Vice President and  
4827 listing the name, Florida voter registration number, and contact  
4828 information of each presidential elector equal to the number of  
4829 senators and representatives which this state has in Congress.  
4830 Contact information must include a mailing address, a phone  
4831 number, and an e-mail address. Each such presidential elector  
4832 must be a qualified voter of this state and registered as  
4833 unaffiliated with any political party and must have taken a  
4834 written oath that he or she will vote for the candidates that he  
4835 or she is nominated to represent. Upon timely certification, the  
4836 department shall order the names of the candidates ~~for whom the~~  
4837 ~~petition was circulated~~ to be included on the ballot ~~and shall~~  
4838 ~~allow the required number of persons to be certified as~~  
4839 ~~presidential electors in the same manner as other party~~  
4840 ~~candidates.~~

4841 Section 67. Subsection (2) of section 103.121, Florida  
4842 Statutes, is amended to read:

4843 103.121 Powers and duties of executive committees.—

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4844           (2) The chair and treasurer of an executive committee of  
4845 any political party shall be accountable for the funds of such  
4846 committee and jointly liable for their proper expenditure for  
4847 authorized purposes only. The funds of each such state executive  
4848 committee shall be ~~publicly~~ audited by a licensed certified  
4849 public accountant at the end of each calendar year and a copy of  
4850 such audit furnished to the Department of State for its  
4851 examination prior to April 1 of the ensuing year. When filed  
4852 with the Department of State, copies of such audit shall be  
4853 public documents. The treasurer of each county executive  
4854 committee shall maintain adequate records evidencing receipt and  
4855 disbursement of all party funds received by him or her, and such  
4856 records shall be ~~publicly~~ audited by a licensed certified public  
4857 accountant at the end of each calendar year and a copy of such  
4858 audit filed with the supervisor of elections and the state  
4859 executive committee prior to April 1 of the ensuing year.

4860           Section 68. Effective upon becoming a law, section 104.045,  
4861 Florida Statutes, is amended to read:

4862           104.045 Vote selling.—Any person who:

4863           (1) Corruptly offers to vote for or against, or to refrain  
4864 from voting for or against, any candidate in any election, or to  
4865 submit a petition form or refrain from submitting a petition  
4866 form for any initiative or candidate petition, in return for  
4867 pecuniary or other benefit; or

4868           (2) Accepts a pecuniary or other benefit in exchange for a  
4869 promise to vote for or against, or to refrain from voting for or  
4870 against, any candidate in any election, or to submit a petition  
4871 form or refrain from submitting a petition form for any  
4872 initiative or candidate petition,

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is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 69. Subsections (3) and (4) are added to section 104.047, Florida Statutes, to read:

104.047 Vote-by-mail ballots and voting; violations.—

(3) Any private or commercial mail forwarding delivery courier or service may not further forward any voter's official vote-by-mail ballot or envelope that has been delivered to the courier's or service's address. A person who willfully violates this subsection is guilty of a felony of the third degree, punishable as provided s. 775.082, s. 775.083, or s. 775.084.

(4) If a person physically collects a voter's request for a vote-by-mail ballot and copies or retains the voter's request or copies or retains a voter's personal information, such as the voter's Florida driver license number, Florida identification card number, social security number, or signature on such request, the person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 70. Effective upon becoming a law, section 104.186, Florida Statutes, is repealed.

Section 71. Effective upon becoming a law, section 104.187, Florida Statutes, is amended to read:

104.187 Initiative petitions; registration.—A person who violates s. 100.371(2) ~~s. 100.371(3)~~ commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 72. Section 105.09, Florida Statutes, is repealed.

Section 73. Paragraph (a) of subsection (1) of section

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4902 106.021, Florida Statutes, is amended to read:

4903 106.021 Campaign treasurers; deputies; primary and  
4904 secondary depositories.—

4905 (1)(a) Each candidate for nomination or election to office  
4906 and each political committee shall appoint a campaign treasurer.  
4907 Each person who seeks to qualify for nomination or election to,  
4908 or retention in, office shall appoint a campaign treasurer and  
4909 designate a primary campaign depository before qualifying for  
4910 office. A candidate may not appoint himself or herself, or a  
4911 member of the candidate's immediate family as defined in s.  
4912 101.62(1)(d), as the treasurer of his or her own campaign. Any  
4913 person who seeks to qualify for election or nomination to any  
4914 office by means of the petitioning process shall appoint a  
4915 treasurer and designate a primary depository on or before the  
4916 date he or she obtains the petitions. At the same time a  
4917 candidate designates a campaign depository and appoints a  
4918 treasurer, the candidate shall also designate the office for  
4919 which he or she is a candidate. If the candidate is running for  
4920 an office that will be grouped on the ballot with two or more  
4921 similar offices to be filled at the same election, the candidate  
4922 must indicate for which group or district office he or she is  
4923 running. This subsection does not prohibit a candidate, at a  
4924 later date, from changing the designation of the office for  
4925 which he or she is a candidate. However, if a candidate changes  
4926 the designated office for which he or she is a candidate, the  
4927 candidate must notify all contributors in writing of the intent  
4928 to seek a different office and offer to return pro rata, upon  
4929 their request, those contributions given in support of the  
4930 original office sought. This notification must ~~shall~~ be given

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4931 within 15 days after the filing of the change of designation and  
4932 shall include a standard form developed by the Division of  
4933 Elections for requesting the return of contributions. The notice  
4934 requirement does not apply to any change in a numerical  
4935 designation resulting solely from redistricting. If, within 30  
4936 days after being notified by the candidate of the intent to seek  
4937 a different office, the contributor notifies the candidate in  
4938 writing that the contributor wishes his or her contribution to  
4939 be returned, the candidate must ~~shall~~ return the contribution,  
4940 on a pro rata basis, calculated as of the date the change of  
4941 designation is filed. Up to a maximum of the contribution limits  
4942 specified in s. 106.08, a candidate who runs for an office other  
4943 than the office originally designated may use any contribution  
4944 that a donor does not request be returned within the 30-day  
4945 period for the newly designated office, provided the candidate  
4946 disposes of any amount exceeding the contribution limit pursuant  
4947 to the options in s. 106.11(5)(b) and (c) or s. 106.141(4)(a)1.,  
4948 2., or 4.; notwithstanding, the full amount of the contribution  
4949 for the original office shall count toward the contribution  
4950 limits specified in s. 106.08 for the newly designated office. A  
4951 person may not accept any contribution or make any expenditure  
4952 with a view to bringing about his or her nomination, election,  
4953 or retention in public office, or authorize another to accept  
4954 such contributions or make such expenditure on the person's  
4955 behalf, unless such person has appointed a campaign treasurer  
4956 and designated a primary campaign depository. A candidate for an  
4957 office voted upon statewide may appoint not more than 15 deputy  
4958 campaign treasurers, and any other candidate or political  
4959 committee may appoint not more than 3 deputy campaign

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4960 treasurers. The names and addresses of the campaign treasurer  
4961 and deputy campaign treasurers so appointed must ~~shall~~ be filed  
4962 with the officer before whom such candidate is required to  
4963 qualify or with whom such political committee is required to  
4964 register pursuant to s. 106.03.

4965 Section 74. Paragraph (a) of subsection (4) of section  
4966 106.07, Florida Statutes, is amended to read:

4967 106.07 Reports; certification and filing.—

4968 (4) (a) Except for daily reports, to which only the  
4969 contributions provisions below apply, and except as provided in  
4970 paragraph (b), each report required by this section must  
4971 contain:

4972 1. The full name, address, and occupation, if any, of each  
4973 person who has made one or more contributions to or for such  
4974 committee or candidate within the reporting period, together  
4975 with the amount and date of such contributions. For  
4976 corporations, the report must provide as clear a description as  
4977 practicable of the principal type of business conducted by the  
4978 corporation. However, if the contribution is \$100 or less or is  
4979 from a relative, as defined in s. 112.312, provided that the  
4980 relationship is reported, the occupation of the contributor or  
4981 the principal type of business need not be listed.

4982 2. The name and address of each political committee from  
4983 which the reporting committee or the candidate received, or to  
4984 which the reporting committee or candidate made, any transfer of  
4985 funds, together with the amounts and dates of all transfers.

4986 3.a. Each loan for campaign purposes to or from any person  
4987 or political committee within the reporting period, together  
4988 with the full names, addresses, and occupations, and principal

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4989 places of business, if any, of the lender and endorsers, if any,  
4990 and the date and amount of such loans.

4991 b.(I) If a candidate makes a loan of more than \$500 to his  
4992 or her own committee, the candidate also must file an affidavit  
4993 attesting that the loan is from his or her own funds and  
4994 identifying the financial institutions from which the loan was  
4995 made and received. Within 7 days after making such loan, the  
4996 candidate must file an affidavit with the officer before whom  
4997 the candidate is required by law to qualify. All candidates who  
4998 file with the Department of State shall file their affidavits  
4999 pursuant to s. 106.0705. Except as provided in s. 106.0705,  
5000 affidavits must be filed no later than 5 p.m. of the day  
5001 designated; however, any affidavit postmarked by the United  
5002 States Postal Service no later than midnight of the day  
5003 designated is deemed to have been filed in a timely manner. Any  
5004 affidavit received by the filing officer within 5 days after the  
5005 designated due date that was delivered by the United States  
5006 Postal Service is deemed timely filed unless it has a postmark  
5007 that indicates that the affidavit was mailed after the  
5008 designated due date. A certificate of mailing obtained from and  
5009 dated by the United States Postal Service at the time of  
5010 mailing, or a receipt from an established courier company, which  
5011 bears a date on or before the date on which the affidavit is  
5012 due, suffices as proof of mailing in a timely manner. Affidavits  
5013 are open to public inspection.

5014 (II) This sub-subparagraph does not prohibit the governing  
5015 body of a political subdivision, by ordinance or resolution,  
5016 from imposing upon its own officers and candidates electronic  
5017 filing requirements not in conflict with s. 106.0705.

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5018 Expenditure of public funds for such purpose is deemed to be for  
5019 a valid public purpose.

5020 (III) If a candidate fails to submit the affidavit as  
5021 required by sub-sub-subparagraph (I), he or she must be fined  
5022 \$50 for each date.

5023 4. A statement of each contribution, rebate, refund, or  
5024 other receipt not otherwise listed under subparagraphs 1.  
5025 through 3.

5026 5. The total sums of all loans, in-kind contributions, and  
5027 other receipts by or for such committee or candidate during the  
5028 reporting period. The reporting forms shall be designed to  
5029 elicit separate totals for in-kind contributions, loans, and  
5030 other receipts.

5031 6. The full name and address of each person to whom  
5032 expenditures have been made by or on behalf of the committee or  
5033 candidate within the reporting period; the amount, date, and  
5034 purpose of each such expenditure; and the name and address of,  
5035 and office sought by, each candidate on whose behalf such  
5036 expenditure was made. However, expenditures made from the petty  
5037 cash fund provided by s. 106.12 need not be reported  
5038 individually.

5039 7. The full name and address of each person to whom an  
5040 expenditure for personal services, salary, or reimbursement for  
5041 authorized expenses as provided in s. 106.021(3) has been made  
5042 and which is not otherwise reported, including the amount, date,  
5043 and purpose of such expenditure. However, expenditures made from  
5044 the petty cash fund provided for in s. 106.12 need not be  
5045 reported individually. Receipts for reimbursement for authorized  
5046 expenditures shall be retained by the treasurer along with the

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5047 records for the campaign account.

5048 8. The total amount withdrawn and the total amount spent  
5049 for petty cash purposes pursuant to this chapter during the  
5050 reporting period.

5051 9. The total sum of expenditures made by such committee or  
5052 candidate during the reporting period.

5053 10. The amount and nature of debts and obligations owed by  
5054 or to the committee or candidate, which relate to the conduct of  
5055 any political campaign.

5056 11. Transaction information for each credit card purchase.  
5057 Receipts for each credit card purchase shall be retained by the  
5058 treasurer with the records for the campaign account.

5059 12. The amount and nature of any separate interest-bearing  
5060 accounts or certificates of deposit and identification of the  
5061 financial institution in which such accounts or certificates of  
5062 deposit are located.

5063 13. The primary purposes of an expenditure made indirectly  
5064 through a campaign treasurer pursuant to s. 106.021(3) for goods  
5065 and services such as communications media placement or  
5066 procurement services, campaign signs, insurance, and other  
5067 expenditures that include multiple components as part of the  
5068 expenditure. The primary purpose of an expenditure shall be that  
5069 purpose, including integral and directly related components,  
5070 that comprises 80 percent of such expenditure.

5071 Section 75. Subsection (12) of section 106.08, Florida  
5072 Statutes, is amended to read:

5073 106.08 Contributions; limitations on.—

5074 (12) (a)1. For purposes of this subsection, the term  
5075 "foreign national" means:

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- 5076 a. A foreign government;
- 5077 b. A foreign political party;
- 5078 c. A foreign corporation, partnership, association,
- 5079 organization, or other combination of persons organized under
- 5080 the laws of or having its principal place of business in a
- 5081 foreign country;
- 5082 d. A person with foreign citizenship; or
- 5083 e. A person who is not a citizen or national of the United
- 5084 States and is not lawfully admitted to the United States for
- 5085 permanent residence.
- 5086 2. The term does not include:
- 5087 a. A person who is a dual citizen or dual national of the
- 5088 United States and a foreign country.
- 5089 ~~b. A domestic subsidiary of a foreign corporation,~~
- 5090 ~~partnership, association, organization, or other combination of~~
- 5091 ~~persons organized under the laws of or having its principal~~
- 5092 ~~place of business in a foreign country if:~~
- 5093 ~~(I) The donations and disbursements used toward a~~
- 5094 ~~contribution or an expenditure are derived entirely from funds~~
- 5095 ~~generated by the subsidiary's operations in the United States;~~
- 5096 ~~and~~
- 5097 ~~(II) All decisions concerning donations and disbursements~~
- 5098 ~~used toward a contribution or an expenditure are made by~~
- 5099 ~~individuals who either hold United States citizenship or are~~
- 5100 ~~permanent residents of the United States. For purposes of this~~
- 5101 ~~sub-sub-subparagraph, decisions concerning donations and~~
- 5102 ~~disbursements do not include decisions regarding the~~
- 5103 ~~subsidiary's overall budget for contributions or expenditures in~~
- 5104 ~~connection with an election.~~

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5105 (b) A foreign national may not make or offer to make,  
5106 directly or indirectly, a contribution or expenditure in  
5107 connection with any election held in the state, including any of  
5108 the following:

5109 1. In support or opposition to a candidate for any elective  
5110 office in this state, including an office of a political party.

5111 2. In support or opposition to a statewide ballot issue or  
5112 question, regardless of whether the ballot issue or question has  
5113 yet been certified to appear on the ballot.

5114 3. For the direct cost of producing or airing an  
5115 electioneering communication.

5116 4. To a candidate, campaign committee, political action  
5117 committee, political contributing entity, legislative campaign  
5118 fund, state candidate fund, to any committee created to support  
5119 or oppose a ballot issue or question, or, to the maximum extent  
5120 permitted by law and by the Constitution of the United States  
5121 and the State Constitution, to a continuing association.

5122 (c) A foreign national may not promise, either expressly or  
5123 implicitly, to make a contribution, an expenditure, an  
5124 independent expenditure, or disbursement described in  
5125 subparagraph (b)1., subparagraph (b)2., subparagraph (b)3., or  
5126 subparagraph (b)4.

5127 (d) A political party, a political committee, a committee  
5128 created to support or oppose a ballot issue or question, an  
5129 electioneering communications organization, or a candidate may  
5130 not knowingly accept or solicit directly or indirectly, a  
5131 contribution from a foreign national in connection with any  
5132 election held in this state. A person who violates this section  
5133 commits a felony of the third degree, punishable as provided in

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5134 s. 775.082, s. 775.083, or s. 775.084.

5135 (e)1. A person who knowingly violates paragraph (b) commits  
5136 a misdemeanor of the first degree on a first offense and commits  
5137 a felony of the third degree on a second or subsequent offense.  
5138 The violator shall also be fined an amount equal to three times  
5139 the amount involved in the violation or \$10,000, whichever is  
5140 greater.

5141 2. A person who knowingly violates paragraph (c) commits a  
5142 misdemeanor of the first degree on a first offense and commits a  
5143 felony of the third degree on a second or subsequent offense.  
5144 The violator shall also be fined an amount equal to three times  
5145 the amount involved in the violation or \$10,000 dollars,  
5146 whichever amount is greater, and is required to return the total  
5147 amount accepted in violation of this section to the division.

5148 Section 76. Paragraph (a) of subsection (1) of section  
5149 106.087, Florida Statutes, is amended to read:

5150 106.087 Independent expenditures; contribution limits;  
5151 restrictions on political parties and political committees.—

5152 (1) (a) As a condition of receiving a rebate of filing fees  
5153 and party assessment funds pursuant to s. 99.061(1) (b) ~~s.~~  
5154 ~~99.061(2)~~, s. 99.092(1), s. 99.103, or s. 103.121(1) (b), the  
5155 chair or treasurer of a state or county executive committee  
5156 shall take and subscribe to an oath or affirmation in writing.  
5157 During the qualifying period for state candidates and prior to  
5158 distribution of such funds, a printed copy of the oath or  
5159 affirmation shall be filed with the Secretary of State and shall  
5160 be substantially in the following form:

5161  
5162 State of Florida

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5163 County of....

5164 Before me, an officer authorized to administer oaths,  
 5165 personally appeared ...(name)..., to me well known, who, being  
 5166 sworn, says that he or she is the ...(title)... of the ...(name  
 5167 of party)... ...(state or specified county)... executive  
 5168 committee; that the executive committee has not made, either  
 5169 directly or indirectly, an independent expenditure in support of  
 5170 or opposition to a candidate or elected public official in the  
 5171 prior 6 months; that the executive committee will not make,  
 5172 either directly or indirectly, an independent expenditure in  
 5173 support of or opposition to a candidate or elected public  
 5174 official, through and including the upcoming general election;  
 5175 and that the executive committee will not violate the  
 5176 contribution limits applicable to candidates under s. 106.08(2),  
 5177 Florida Statutes.

5178 ...(Signature of committee officer)...  
 5179 ...(Address)...

5181 Sworn to and subscribed before me this .... day of .....,  
 5182 ...(year)..., at .... County, Florida.

5183 ...(Signature and title of officer administering oath)...

5184 Section 77. Effective upon becoming a law, subsection (3)  
 5185 of section 106.19, Florida Statutes, is amended to read:

5186 106.19 Violations by candidates, persons connected with  
 5187 campaigns, and political committees.-

5188 ~~(3) A political committee sponsoring a constitutional~~  
 5189 ~~amendment proposed by initiative which submits a petition form~~  
 5190 ~~gathered by a paid petition circulator which does not provide~~  
 5191 ~~the name and address of the paid petition circulator on the form~~

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5192 ~~is subject to the civil penalties prescribed in s. 106.265.~~

5193 Section 78. Section 113.01, Florida Statutes, is repealed.

5194 Section 79. Section 113.02, Florida Statutes, is repealed.

5195 Section 80. Section 113.03, Florida Statutes, is repealed.

5196 Section 81. Section 113.051, Florida Statutes, is amended  
5197 to read:

5198 113.051 Grants and commissions.—All grants and commissions  
5199 shall be in the name and under the authority of the State of  
5200 Florida, sealed with the great seal of the state, signed by the  
5201 Governor, and countersigned by the Secretary of State. A  
5202 commission may not be issued by the Governor or attested to by  
5203 the Secretary of State or bear the deal of the state until the  
5204 oath of office is filed as required by s. 113.06.

5205 Section 82. Effective upon becoming a law, paragraph (c) of  
5206 subsection (1) of section 212.055, Florida Statutes, is amended  
5207 to read:

5208 212.055 Discretionary sales surtaxes; legislative intent;  
5209 authorization and use of proceeds.—It is the legislative intent  
5210 that any authorization for imposition of a discretionary sales  
5211 surtax shall be published in the Florida Statutes as a  
5212 subsection of this section, irrespective of the duration of the  
5213 levy. Each enactment shall specify the types of counties  
5214 authorized to levy; the rate or rates which may be imposed; the  
5215 maximum length of time the surtax may be imposed, if any; the  
5216 procedure which must be followed to secure voter approval, if  
5217 required; the purpose for which the proceeds may be expended;  
5218 and such other requirements as the Legislature may provide.  
5219 Taxable transactions and administrative procedures shall be as  
5220 provided in s. 212.054.

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5221 (1) CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM  
5222 SURTAX.—

5223 (c)1. The proposal to adopt a discretionary sales surtax as  
5224 provided in this subsection and to create a trust fund within  
5225 the county accounts shall be placed on the ballot in accordance  
5226 with law and must be approved in a referendum held at a general  
5227 election in accordance with subsection (10).

5228 2. If the proposal to adopt a surtax is by initiative, the  
5229 petition sponsor must, at least 180 days before the proposed  
5230 referendum, comply with all of the following:

5231 a. Provide a copy of the final resolution or ordinance to  
5232 the Office of Program Policy Analysis and Government  
5233 Accountability. The Office of Program Policy Analysis and  
5234 Government Accountability shall procure a certified public  
5235 accountant in accordance with subsection (11) for the  
5236 performance audit.

5237 b. File the initiative petition and its required valid  
5238 signatures with the supervisor of elections. The supervisor of  
5239 elections shall verify signatures and retain signature forms in  
5240 the same manner as required for initiatives under s. 100.371(6)  
5241 ~~s. 100.371(11)~~.

5242 3. The failure of an initiative sponsor to comply with the  
5243 requirements of subparagraph 2. renders any referendum held  
5244 void.

5245 Section 83. Section 322.034, Florida Statutes, is created  
5246 to read:

5247 322.034 Legal status designation on state-issued driver  
5248 licenses and identification cards.—

5249 (1) A driver license or Florida identification card issued

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5250 new or as a renewal to a qualified application must include the  
5251 legal status of the licensee or card-holder as a United States  
5252 citizen, an immigrant, or non-immigrant as last recorded in the  
5253 system at the time of issuance or renewal.

5254 (2) An applicant seeking to update his or her legal status  
5255 of immigrant or non-immigrant to a legal status of United States  
5256 citizen upon presentation of the requisite documentation must be  
5257 permitted to do so without paying a fee for renewal.

5258 (3) The Department of Highway Safety and Motor Vehicles  
5259 must be in compliance with this section no later than July 1,  
5260 2026.

5261 Section 84. Paragraph (d) is added to subsection (8) of  
5262 section 895.02, Florida Statutes, to read:

5263 895.02 Definitions.—As used in ss. 895.01-895.08, the term:

5264 (8) "Racketeering activity" means to commit, to attempt to  
5265 commit, to conspire to commit, or to solicit, coerce, or  
5266 intimidate another person to commit:

5267 (d) A violation of the Florida Election Code, relating to  
5268 irregularities or fraud involving voter registration, voting,  
5269 candidate petitions, or issue petition activities.

5270 Section 85. Paragraph (t) of subsection (2) of section  
5271 1003.42, Florida Statutes, is amended to read:

5272 1003.42 Required instruction.—

5273 (2) Members of the instructional staff of the public  
5274 schools, subject to the rules of the State Board of Education  
5275 and the district school board, shall teach efficiently and  
5276 faithfully, using the books and materials required that meet the  
5277 highest standards for professionalism and historical accuracy,  
5278 following the prescribed courses of study, and employing

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5279 approved methods of instruction, the following:

5280 (t) Civic and character education on the qualities and  
5281 responsibilities of patriotism and citizenship, including  
5282 kindness; respect for authority, life, liberty, and personal  
5283 property; honesty; charity; racial, ethnic, and religious  
5284 tolerance; and cooperation and, for grades 11 and 12, voting  
5285 using the uniform primary and general election ballot described  
5286 in s. 101.151(6) ~~s. 101.151(9)~~.

5287

5288 The State Board of Education is encouraged to adopt standards  
5289 and pursue assessment of the requirements of this subsection.  
5290 Instructional programming that incorporates the values of the  
5291 recipients of the Congressional Medal of Honor and that is  
5292 offered as part of a social studies, English Language Arts, or  
5293 other schoolwide character building and veteran awareness  
5294 initiative meets the requirements of paragraph (u).

5295 Section 86. Except as otherwise expressly provided in this  
5296 act and except for this section, which shall take effect upon  
5297 this act becoming a law, this act shall take effect July 1,  
5298 2025.