

**By** the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Ethics and Elections; and Senator Grall

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1                   A bill to be entitled  
2       An act relating to elections; amending s. 97.021,  
3       F.S.; revising definitions; defining the term  
4       "document acceptable as evidence of United States  
5       citizenship"; amending s. 97.052, F.S.; revising the  
6       information the uniform statewide voter registration  
7       application is designed to elicit from an applicant to  
8       include a certain acknowledgment; amending s. 97.0525,  
9       F.S.; requiring that the online voter registration  
10      system transmit specified information to the  
11      supervisor of elections under specified circumstances;  
12      requiring that the applicant's legal status as a  
13      United States citizen be recorded in the statewide  
14      voter registration system; requiring that if the  
15      records of the Department of Highway Safety and Motor  
16      Vehicles indicate that an applicant is not a United  
17      States citizen or has not provided acceptable evidence  
18      of citizenship, the online voter registration system  
19      must notify the supervisor of the applicant's legal  
20      status and transmit the application to the supervisor;  
21      providing that an applicant's digital signature  
22      satisfies a certain requirement; providing that if an  
23      applicant's name and date of birth cannot be verified,  
24      the system must populate certain information into a  
25      printable version of the registration application;  
26      requiring the applicant to print, complete, sign,  
27      date, and deliver such application to the supervisor;  
28      requiring that the online voter registration system  
29      populate an applicant's information and direct the

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30 applicant to perform specified actions under specified  
31 conditions; conforming a cross-reference; amending s.  
32 97.053, F.S.; providing that applications to update a  
33 voter's record are retroactive under a specified  
34 condition; requiring supervisors to verify a voter's  
35 legal status as a United States citizen using  
36 specified sources and initiate a certain notice if  
37 applicable; amending s. 97.057, F.S.; requiring that  
38 an agreement between the Department of Highway Safety  
39 and Motor Vehicles and the Department of State match  
40 information regarding the legal status as a United  
41 States citizen of applicants applying to vote;  
42 requiring the Department of State to include specified  
43 information in the statewide voter registration  
44 system; requiring the Department of Highway Safety and  
45 Motor Vehicles to assist the Department of State in  
46 identifying certain changes in information for persons  
47 who may be voters; deleting a provision requiring the  
48 Department of State to report certain changes to  
49 supervisors; amending s. 98.015, F.S.; authorizing the  
50 office of the supervisor of elections to close to  
51 observe certain holidays under a specified condition;  
52 amending s. 98.045, F.S.; requiring supervisors to  
53 verify the current eligibility of certain applicants  
54 within a specified timeframe by reviewing specified  
55 information provided by governmental entities to make  
56 a determination under specified conditions; requiring  
57 the supervisor to deny the application and notify the  
58 applicant if a certain determination is made; amending

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59 s. 98.075, F.S.; requiring the Department of State to  
60 identify certain voters by comparing or receiving  
61 information from specified sources; requiring the  
62 Department of State to review such information and  
63 make an initial determination; requiring the  
64 department to notify the supervisor if certain  
65 information is credible and reliable and provide a  
66 copy of specified documentation to the supervisor;  
67 requiring the supervisor to adhere to specified  
68 procedures to remove the voter's name from the  
69 statewide voter registration system; requiring the  
70 supervisor to record in the statewide voter  
71 registration system the type of document provided as  
72 evidence of United States citizenship; amending s.  
73 98.093, F.S.; revising the information that the  
74 Department of Highway Safety and Motor Vehicles is  
75 required to furnish weekly to the Department of State;  
76 requiring the Department of State to report certain  
77 information to supervisors within a specified  
78 timeframe and for supervisors to update the voter  
79 registration records; requiring that the Department of  
80 State use certain information from federal jury  
81 coordinators to identify voters and applicants who are  
82 potentially ineligible; amending s. 99.012, F.S.;

83 prohibiting a person from qualifying for nomination as  
84 a candidate of a political party if the person has not  
85 been a registered member of such party for a specified  
86 timeframe; prohibiting a person from qualifying for  
87 specified public office if the person has changed his

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88 or her name within a specified timeframe; providing  
89 applicability; amending s. 99.021, F.S.; revising the  
90 form of candidate oath to conform to changes made by  
91 the act; amending ss. 101.151 and 101.5606, F.S.;  
92 conforming provisions to changes made by the act;  
93 amending s. 101.56075, F.S.; requiring that all voting  
94 be done by official ballot using certain pens;  
95 providing an exception; amending s. 101.5608, F.S.;  
96 deleting the requirement that the stub be removed from  
97 the ballot and placed in an envelope; conforming  
98 provisions to changes made by the act; amending s.  
99 101.5612, F.S.; conforming provisions to changes made  
100 by the act; amending s. 102.111, F.S.; revising the  
101 meeting times of the Elections Canvassing Commission  
102 to certify elections returns; amending s. 102.141,  
103 F.S.; requiring that supervisors upload certain  
104 results by a specified local time; requiring the  
105 supervisors, on behalf of the canvassing boards, to  
106 report all early voting and all tabulated vote-by-mail  
107 ballots to the department; requiring canvassing boards  
108 to periodically report updated precinct election  
109 results by uploading the results to the department;  
110 conforming provisions to changes made by the act;  
111 amending s. 102.166, F.S.; conforming provisions to  
112 changes made by the act; creating s. 104.51, F.S.;  
113 requiring that certain prosecutions be commenced  
114 within a specified timeframe after a specified  
115 violation is committed; creating s. 322.034, F.S.;  
116 requiring, by a specified date, that Florida driver

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117 licenses and Florida identification cards issued to  
118 qualified applicants include the legal citizenship  
119 status of the applicant on the license or card;  
120 requiring the Department of Highway Safety and Motor  
121 Vehicles to issue, at no charge, Florida driver  
122 licenses and Florida identification cards to certain  
123 licensees and cardholders; amending s. 121.121, F.S.;  
124 conforming a cross-reference; reenacting s. 98.065(6),  
125 F.S., relating to registration list maintenance  
126 programs, to incorporate the amendment made to s.  
127 98.075, F.S., in a reference thereto; reenacting s.  
128 101.69(2)(a), F.S., relating to the offices of the  
129 supervisor of elections being open during elections to  
130 receive vote-by-mail ballots in secure ballot intake  
131 stations, to incorporate the amendment made to s.  
132 98.015, F.S., in a reference thereto; providing an  
133 effective date.

134  
135 Be It Enacted by the Legislature of the State of Florida:

136  
137 Section 1. Present subsections (10) through (47) of section  
138 97.021, Florida Statutes are redesignated as subsections (11)  
139 through (48), respectively, a new subsection (10) is added to  
140 that section, and subsection (6) and present subsections (43)  
141 and (47) of that section are amended, to read:

142 97.021 Definitions.—For the purposes of this code, except  
143 where the context clearly indicates otherwise, the term:

144 (6) "Ballot" or "official ballot" means a printed sheet of  
145 paper containing contests, including offices and candidates,

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146 constitutional amendments, and other public measures, upon which  
147 a voter's selections will be marked by using a pen compatible  
148 with or recommended for use with the voting system, for  
149 tabulation by the voting system. The term includes a voter-  
150 verifiable paper output upon which a voter's selections are  
151 marked by a voter interface device that meets voter  
152 accessibility requirements for individuals with disabilities  
153 under s. 301 of the federal Help America Vote Act of 2002 and s.  
154 101.56062 when used in reference to:

155 ~~(a) "Electronic or electromechanical devices" means a~~  
156 ~~ballot that is voted by the process of electronically~~  
157 ~~designating, including by touchscreen, or marking with a marking~~  
158 ~~device for tabulation by automatic tabulating equipment or data~~  
159 ~~processing equipment.~~

160 ~~(b) "Marksense ballots" means that printed sheet of paper,~~  
161 ~~used in conjunction with an electronic or electromechanical vote~~  
162 ~~tabulation voting system, containing the names of candidates, or~~  
163 ~~a statement of proposed constitutional amendments or other~~  
164 ~~questions or propositions submitted to the electorate at any~~  
165 ~~election, on which sheet of paper an elector casts his or her~~  
166 ~~vote.~~

167 (10) "Document acceptable as evidence of United States  
168 citizenship" means any of the following documents:

169 (a) An original or certified copy of a United States birth  
170 certificate.

171 (b) A valid, unexpired United States passport.

172 (c) A naturalization certificate issued by the United  
173 States Department of Homeland Security.

174 (d) A Consular Report of Birth Abroad provided by the

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175 United States Department of State.

176 (e) A current and valid Florida driver license or Florida  
177 identification card issued by the Department of Highway Safety  
178 and Motor Vehicles, if such license or identification card  
179 indicates United States citizenship.

180 (f) A current and valid photo identification issued by the  
181 Federal Government or the state which indicates United States  
182 citizenship.

183 (g) An order from a federal court granting United States  
184 citizenship.

185

186 If the voter registration applicant's or the voter's legal name  
187 is different from the name that appears on the document,  
188 official legal documentation providing proof of legal name  
189 change is also required to constitute acceptable evidence of  
190 United States citizenship.

191 (44)~~(43)~~ "Voter interface device" means any device that  
192 communicates voting instructions and ballot information to a  
193 voter and allows the voter to select and vote for candidates and  
194 issues. A voter interface device may not be used to tabulate  
195 votes. Any vote tabulation must be based upon a subsequent scan  
196 of the marked ~~marksense~~ ballot or the voter-verifiable paper  
197 output after the voter interface device process has been  
198 completed.

199 (48)~~(47)~~ "Voting system" means a method of casting and  
200 processing votes which ~~that functions wholly or partly by use of~~  
201 ~~electromechanical or electronic apparatus or by use of marksense~~  
202 ~~ballots and~~ includes, but is not limited to, the equipment,  
203 hardware, firmware, and software; the ballots; the procedures

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204 for casting and processing votes; ~~and~~ the programs, operating  
205 manuals, and supplies; and the reports, printouts, and other  
206 documentation ~~software~~ necessary for the system's operation.

207 Section 2. Present paragraphs (q) through (u) of subsection  
208 (2) of section 97.052, Florida Statutes, are redesignated as  
209 paragraphs (r) through (v), respectively, and a new paragraph  
210 (q) is added to that subsection, to read:

211 97.052 Uniform statewide voter registration application.—

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

215 (q) Acknowledgment, by providing a box for the applicant to  
216 check, that it is a third degree felony under state and federal  
217 law to falsely swear or affirm or otherwise submit false  
218 information on a voter registration application.

219 Section 3. Subsection (4) of section 97.0525, Florida  
220 Statutes, is amended to read:

221 97.0525 Online voter registration.—

222 (4) (a) The online voter registration system must ~~shall~~  
223 compare the Florida driver license number or Florida  
224 identification number submitted pursuant to s. 97.052(2)(n) with  
225 information maintained by the Department of Highway Safety and  
226 Motor Vehicles to confirm that the name and date of birth on the  
227 application are consistent with the records of the Department of  
228 Highway Safety and Motor Vehicles.

229 (b) If the applicant's name and date of birth are  
230 consistent with the records of the Department of Highway Safety  
231 and Motor Vehicles and the records of the Department of Highway  
232 Safety and Motor Vehicles indicate that the applicant has

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233 provided a document acceptable as evidence of United States  
234 citizenship, the online voter registration system must ~~shall~~  
235 transmit, using the statewide voter registration system  
236 maintained pursuant to s. 98.035, the applicant's registration  
237 application, along with the digital signature of the applicant  
238 on file with the Department of Highway Safety and Motor  
239 Vehicles, to the supervisor of elections. The applicant's  
240 digital signature satisfies the signature requirement of s.  
241 97.052(2)(r) ~~s. 97.052(2)(q)~~. The applicant's legal status as a  
242 United States citizen must be recorded in the statewide voter  
243 registration system.

244 (c) If the applicant's name and date of birth match the  
245 records of the Department of Highway Safety and Motor Vehicles,  
246 but the records of the Department of Highway Safety and Motor  
247 Vehicles indicate the applicant is not a United States citizen  
248 or has not provided a document acceptable as evidence of United  
249 States citizenship, the online voter registration system must  
250 notify the supervisor of elections that the applicant's legal  
251 status as a United States citizen could not be verified and  
252 transmit, using the statewide voter registration system  
253 maintained pursuant to s. 98.035, the applicant's registration  
254 application, along with the digital signature of the applicant  
255 on file with the Department of Highway Safety and Motor  
256 Vehicles, to the supervisor of elections. The applicant's  
257 digital signature satisfies the signature requirement of s.  
258 97.052(2)(r).

259 (d) If the applicant's name and date of birth cannot be  
260 verified by the records of the Department of Highway Safety and  
261 Motor Vehicles, ~~or if the applicant indicated that he or she has~~

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262 ~~not been issued a Florida driver license or Florida~~  
263 ~~identification card,~~ the online voter registration system must  
264 ~~shall~~ populate the applicant's information, except for the  
265 applicant's Florida driver license number, Florida  
266 identification card number, or social security number, into a  
267 printable voter registration application pursuant to s.  
268 97.052(2) which ~~and direct~~ the applicant may ~~to~~ print, complete,  
269 sign, and date, ~~the application and deliver the application to~~  
270 the supervisor of elections for disposition pursuant to s.  
271 97.073.

272 (e) If the applicant indicates that he or she has not been  
273 issued a Florida driver license or identification card, or  
274 chooses to use the system to prepopulate an application to  
275 print, sign, date, and deliver to the supervisor, the online  
276 voter registration system must populate the applicant's  
277 information into a printable voter registration application  
278 pursuant to s. 97.052(2) and direct the applicant to print,  
279 sign, and date the application and deliver the application to  
280 the supervisor for disposition under s. 97.073.

281 Section 4. Subsections (2), (4), and (6) of section 97.053,  
282 Florida Statutes, are amended to read:

283 97.053 Acceptance of voter registration applications.—

284 (2) A voter registration application is complete and  
285 becomes the official voter registration record of that applicant  
286 when all information necessary to establish the applicant's  
287 eligibility pursuant to s. 97.041 is received by a voter  
288 registration official and verified pursuant to subsection (6).  
289 Except as provided in subsection (6), if the applicant fails to  
290 complete his or her voter registration application on or before

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291 ~~prior to~~ the date of book closing for an election, ~~then~~ such  
292 applicant ~~is shall~~ not be eligible to vote in that election.

293 (4) (a) The registration date for a valid initial voter  
294 registration application that has been mailed to a driver  
295 license office, a voter registration agency, an armed forces  
296 recruitment office, the division, or the office of any  
297 supervisor in the state and bears a clear postmark is the date  
298 of that postmark. If an initial voter registration application  
299 that has been mailed does not bear a postmark or if the postmark  
300 is unclear, the registration date is the date the application is  
301 received by any supervisor or the division, unless it is  
302 received within 5 days after the closing of the books for an  
303 election, excluding Saturdays, Sundays, and legal holidays, in  
304 which case the registration date is the book-closing date.

305 (b) The registration date for a valid application to update  
306 the voter's record with a change of address, name, or party  
307 affiliation is retroactive to the date the application was  
308 initially received once the required sufficient evidence is  
309 verified.

310 (6) (a) A voter registration application, including an  
311 application with a change in name, address, or party  
312 affiliation, may be accepted as valid only after the department  
313 has verified the authenticity or nonexistence of the Florida  
314 driver license number, the Florida identification card number,  
315 or the last four digits of the social security number provided  
316 by the applicant. If a completed voter registration application  
317 has been received by the book-closing deadline but the Florida  
318 driver license number, the Florida identification card number,  
319 or the last four digits of the social security number provided

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320 by the applicant cannot be verified, or if the records of the  
321 Department of Highway Safety and Motor Vehicles indicate that  
322 the applicant is not a United States citizen or has not provided  
323 a document acceptable as evidence of United States citizenship,  
324 the applicant must ~~shall~~ be notified and ~~that the number cannot~~  
325 ~~be verified and that the applicant~~ must provide evidence to the  
326 supervisor sufficient to verify the authenticity of the  
327 applicant's Florida driver license number, Florida  
328 identification card number, or last four digits of the social  
329 security number or, if applicable, must provide a document  
330 acceptable as evidence of United States citizenship. If the  
331 applicant provides the necessary evidence, the supervisor must  
332 ~~shall~~ place the applicant's name on the registration rolls as an  
333 active voter. If the applicant has not provided the necessary  
334 evidence or the number has not otherwise been verified prior to  
335 the applicant presenting himself or herself to vote, the  
336 applicant must ~~shall~~ be provided a provisional ballot. The  
337 provisional ballot must ~~shall~~ be counted only if the number is  
338 verified by the end of the canvassing period or if the applicant  
339 presents evidence to the supervisor of elections sufficient to  
340 verify the authenticity of the applicant's Florida driver  
341 license number, Florida identification card number, or last four  
342 digits of the social security number or, if applicable, presents  
343 a document acceptable as evidence of United States citizenship  
344 no later than 5 p.m. of the second day following the election.

345 (b) Upon receipt of a voter registration application,  
346 including an application with a change in name, address, or  
347 party affiliation, which indicates that the applicant has not  
348 been issued a current and valid Florida driver license, Florida

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349 identification card, or social security number, or if the  
350 records of the Department of Highway Safety and Motor Vehicles  
351 indicate that the applicant is not a United States citizen or  
352 has not provided a document acceptable as evidence of United  
353 States citizenship, the supervisor of elections shall verify the  
354 voter's legal status as a United States citizen using available  
355 state and federal governmental sources and, if applicable,  
356 initiate notice pursuant to s. 98.075(7).

357 Section 5. Subsections (11) and (13) of section 97.057,  
358 Florida Statutes, are amended to read:

359 97.057 Voter registration by the Department of Highway  
360 Safety and Motor Vehicles.—

361 (11) The Department of Highway Safety and Motor Vehicles  
362 shall enter into an agreement with the department to match  
363 information in the statewide voter registration system with  
364 information in the database of the Department of Highway Safety  
365 and Motor Vehicles to the extent required to verify the accuracy  
366 of the Florida driver license number, Florida identification  
367 number, or last four digits of the social security number and  
368 the legal status as a United States citizen, provided on  
369 applications for voter registration as required in s. 97.053.  
370 The department shall also include in the statewide voter  
371 registration system the type of documentary proof that the  
372 licensee or cardholder provided as evidence of United States  
373 citizenship.

374 (13) Notwithstanding declinations to register or to update  
375 a voter registration pursuant to paragraph (2) (b), the  
376 Department of Highway Safety and Motor Vehicles, in accordance  
377 with s. 98.093(8), shall ~~must~~ assist the Department of State in

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378 ~~regularly~~ identifying changes in residence address on the  
379 Florida driver license or Florida identification card or changes  
380 in the Florida driver license or Florida identification card  
381 number of such persons who may be voters of a voter. The  
382 ~~Department of State must report each such change to the~~  
383 ~~appropriate supervisor of elections who must change the voter's~~  
384 ~~registration records in accordance with s. 98.065(4).~~

385 Section 6. Subsection (4) of section 98.015, Florida  
386 Statutes, is amended to read:

387 98.015 Supervisor of elections; election, tenure of office,  
388 compensation, custody of registration-related documents, office  
389 hours, successor, seal; appointment of deputy supervisors;  
390 duties.—

391 (4) (a) At a minimum, the office of the supervisor must be  
392 open Monday through Friday, ~~excluding legal holidays,~~ for a  
393 period of not less than 8 hours per day, beginning no later than  
394 9 a.m.

395 (b) The office of the supervisor may close to observe legal  
396 holidays and other federal, state, or county-approved holidays,  
397 if the office is not otherwise required to be open to fulfill  
398 official duties under the Florida Election Code.

399 Section 7. Subsection (1) of section 98.045, Florida  
400 Statutes, is amended to read:

401 98.045 Administration of voter registration.—

402 (1) ELIGIBILITY OF APPLICANT.—

403 (a) The supervisor shall ~~must~~ ensure that any eligible  
404 applicant for voter registration is registered to vote and that  
405 each application for voter registration is processed in  
406 accordance with law. The supervisor shall determine whether a

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407 voter registration applicant is ineligible based on any of the  
408 following:

409 ~~1.(a)~~ The failure to complete a voter registration  
410 application as specified in s. 97.053.

411 ~~2.(b)~~ The applicant is deceased.

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

414 ~~4.(d)~~ The applicant has been adjudicated mentally  
415 incapacitated with respect to the right to vote and such right  
416 has not been restored.

417 ~~5.(e)~~ The applicant does not meet the age requirement  
418 pursuant to s. 97.041.

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

420 ~~7.(g)~~ The applicant is a fictitious person.

421 ~~8.(h)~~ The applicant has provided an address of legal  
422 residence that is not his or her legal residence.

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

427 (b) If the latest voter registration records show that a  
428 new applicant was previously registered but subsequently removed  
429 for ineligibility pursuant to s. 98.075(7), the supervisor must  
430 verify the current eligibility of the applicant to register  
431 within 13 days after receipt of such records by reviewing the  
432 information provided by a governmental entity listed in s.  
433 98.075 or s. 98.093 to determine whether the applicant remains  
434 ineligible. If the supervisor determines that the applicant is  
435 ineligible, the supervisor must deny the application and notify

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436 the applicant pursuant to s. 97.073.

437 Section 8. Subsection (6) and paragraph (a) of subsection  
438 (7) of section 98.075, Florida Statutes, are amended to read:

439 98.075 Registration records maintenance activities;  
440 ineligibility determinations.—

441 (6) ELIGIBILITY.—

442 (a) *Citizenship.*—The department shall identify those  
443 registered voters who are potentially ineligible based on their  
444 legal status regarding United States citizenship by comparing or  
445 receiving information from the Department of Highway Safety and  
446 Motor Vehicles, clerks of state and federal courts, and the  
447 United States Department of Homeland Security, as provided in s.  
448 98.093. The department shall review such information and make an  
449 initial determination as to whether the information is credible  
450 and reliable. If the department determines that the information  
451 is credible and reliable, the department must notify the  
452 supervisor and provide a copy of the supporting documentation  
453 indicating potential ineligibility of the voter to be  
454 registered. Upon receipt of the notice that the department has  
455 made a determination of initial credibility and reliability, the  
456 supervisor must adhere to the procedures set forth in subsection  
457 (7) before the removal of a registered voter's name from the  
458 statewide voter registration system. If the voter provides a  
459 document acceptable as evidence of United States citizenship,  
460 the supervisor must record the type of document in the statewide  
461 voter registration system.

462 (b) *Other bases for ineligibility* ~~OTHER BASES FOR~~  
463 ~~INELIGIBILITY.~~—Subsections (2)-(6) ~~(2)-(5)~~ do not limit or  
464 restrict the department or the supervisor in his or her duty to

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465 act upon direct receipt of, access to, or knowledge of  
466 information from any governmental entity that identifies a  
467 registered voter as potentially ineligible. If the department or  
468 supervisor receives information from any governmental entity  
469 other than those identified in subsections (2)-(6) ~~(2)-(5)~~ that  
470 a registered voter is ineligible because the voter is deceased,  
471 adjudicated a convicted felon without having had his or her  
472 voting rights restored, adjudicated mentally incapacitated  
473 without having had his or her voting rights restored, does not  
474 meet the age requirement pursuant to s. 97.041, is not a United  
475 States citizen, is a fictitious person, or has listed an address  
476 that is not his or her address of legal residence, the  
477 supervisor must adhere to the procedures set forth in subsection  
478 (7) before the removal of the name of a registered voter who is  
479 determined to be ineligible from the statewide voter  
480 registration system.

481 (7) PROCEDURES FOR REMOVAL.—

482 (a) If the supervisor receives notice or information  
483 pursuant to subsections (4)-(6), the supervisor of the county in  
484 which the voter is registered must:

485 1. Notify the registered voter of his or her potential  
486 ineligibility by mail within 7 days after receipt of notice or  
487 information. The notice must include:

488 a. A statement of the basis for the registered voter's  
489 potential ineligibility and a copy of any documentation upon  
490 which the potential ineligibility is based. Such documentation  
491 must include any conviction from another jurisdiction determined  
492 to be a similar offense to murder or a felony sexual offense, as  
493 those terms are defined in s. 98.0751.

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494           b. A statement that failure to respond within 30 days after  
495 receipt of the notice may result in a determination of  
496 ineligibility and in removal of the registered voter's name from  
497 the statewide voter registration system.

498           c. A return form that requires the registered voter to  
499 admit or deny the accuracy of the information underlying the  
500 potential ineligibility for purposes of a final determination by  
501 the supervisor.

502           d. A statement that, if the voter is denying the accuracy  
503 of the information underlying the potential ineligibility, the  
504 voter has a right to request a hearing for the purpose of  
505 determining eligibility.

506           e. Instructions for the registered voter to contact the  
507 supervisor of elections of the county in which the voter is  
508 registered if assistance is needed in resolving the matter.

509           f. Instructions for seeking restoration of civil rights  
510 pursuant to s. 8, Art. IV of the State Constitution and  
511 information explaining voting rights restoration pursuant to s.  
512 4, Art. VI of the State Constitution following a felony  
513 conviction, if applicable.

514           g. A list of the documents acceptable as evidence of United  
515 States citizenship.

516           h. The following statement: "If you attempt to vote at an  
517 early voting site or your normal election day polling place, you  
518 will be required to vote a provisional ballot. If you vote by  
519 mail, your ballot will be treated as a provisional ballot. In  
520 either case, your ballot may not be counted until a final  
521 determination of eligibility is made. If you wish for your  
522 ballot to be counted, you must contact the supervisor of

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523 elections office within 2 days after the election and present  
524 evidence that you are eligible to vote.”

525       2. If the mailed notice is returned as undeliverable, the  
526 supervisor must, within 14 days after receiving the returned  
527 notice, either publish notice once in a newspaper of general  
528 circulation in the county in which the voter was last registered  
529 or publish notice on the county’s website as provided in s.  
530 50.0311 or on the supervisor’s website, as deemed appropriate by  
531 the supervisor. The notice must contain the following:

532       a. The voter’s name and address.

533       b. A statement that the voter is potentially ineligible to  
534 be registered to vote.

535       c. A statement that failure to respond within 30 days after  
536 the notice is published may result in a determination of  
537 ineligibility by the supervisor and removal of the registered  
538 voter’s name from the statewide voter registration system.

539       d. An instruction for the voter to contact the supervisor  
540 no later than 30 days after the date of the published notice to  
541 receive information regarding the basis for the potential  
542 ineligibility and the procedure to resolve the matter.

543       e. An instruction to the voter that, if further assistance  
544 is needed, the voter should contact the supervisor of elections  
545 of the county in which the voter is registered.

546       f. A statement that, if the voter denies the accuracy of  
547 the information underlying the potential ineligibility, the  
548 voter has a right to request a hearing for the purpose of  
549 determining eligibility.

550       g. The following statement: “If you attempt to vote at an  
551 early voting site or your normal election day polling place, you

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552 will be required to vote a provisional ballot. If you vote by  
553 mail, your ballot will be treated as a provisional ballot. In  
554 either case, your ballot may not be counted until a final  
555 determination of eligibility is made. If you wish for your  
556 ballot to be counted, you must contact the supervisor of  
557 elections office within 2 days after the election and present  
558 evidence that you are eligible to vote.”

559       3. If a registered voter fails to respond to a notice  
560 pursuant to subparagraph 1. or subparagraph 2., the supervisor  
561 must make a final determination of the voter’s eligibility  
562 within 7 days after expiration of the voter’s timeframe to  
563 respond. If the supervisor determines that the voter is  
564 ineligible, the supervisor must remove the name of the  
565 registered voter from the statewide voter registration system  
566 within 7 days. The supervisor shall notify the registered voter  
567 of the supervisor’s determination and action.

568       4. If a registered voter responds to the notice pursuant to  
569 subparagraph 1. or subparagraph 2. and admits the accuracy of  
570 the information underlying the potential ineligibility, the  
571 supervisor must, as soon as practicable, make a final  
572 determination of ineligibility and remove the voter’s name from  
573 the statewide voter registration system. The supervisor shall  
574 notify the registered voter of the supervisor’s determination  
575 and action.

576       5. If a registered voter responds to the notice issued  
577 pursuant to subparagraph 1. or subparagraph 2. and denies the  
578 accuracy of the information underlying the potential  
579 ineligibility but does not request a hearing, the supervisor  
580 must review the evidence and make a determination of eligibility

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581 no later than 30 days after receiving the response from the  
582 voter. If the supervisor determines that the registered voter is  
583 ineligible, the supervisor must remove the voter's name from the  
584 statewide voter registration system upon such determination and  
585 notify the registered voter of the supervisor's determination  
586 and action and that the removed voter has a right to appeal a  
587 determination of ineligibility pursuant to s. 98.0755. If such  
588 registered voter requests a hearing, the supervisor must send  
589 notice to the registered voter to attend a hearing at a time and  
590 place specified in the notice. The supervisor shall schedule and  
591 issue notice for the hearing within 7 days after receiving the  
592 voter's request for a hearing and shall hold the hearing no  
593 later than 30 days after issuing the notice of the hearing. A  
594 voter may request an extension upon showing good cause by  
595 submitting an affidavit to the supervisor as to why he or she is  
596 unable to attend the scheduled hearing. Upon hearing all  
597 evidence presented at the hearing, the supervisor shall make a  
598 determination of eligibility within 7 days. If the supervisor  
599 determines that the registered voter is ineligible, the  
600 supervisor must remove the voter's name from the statewide voter  
601 registration system and notify the registered voter of the  
602 supervisor's determination and action and that the removed voter  
603 has a right to appeal a determination of ineligibility pursuant  
604 to s. 98.0755.

605 Section 9. Present subsection (9) of section 98.093,  
606 Florida Statutes, is redesignated as subsection (10), a new  
607 subsection (9) is added to that section, and subsection (8) of  
608 that section is amended, to read:

609 98.093 Duty of officials to furnish information relating to

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610 deceased persons, persons adjudicated mentally incapacitated,  
611 persons convicted of a felony, and persons who are not United  
612 States citizens.—

613 (8) DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES.—The  
614 Department of Highway Safety and Motor Vehicles shall furnish  
615 weekly to the department the following information:

616 (a) Information identifying those persons whose names have  
617 been removed from the Florida driver license or Florida  
618 identification card database during the preceding week because  
619 they have been licensed or been issued an identification card in  
620 another state. The information must contain the person's name,  
621 last known Florida address, date of birth, sex, last four digits  
622 of his or her social security number, and Florida driver license  
623 number or Florida identification card number and, if available,  
624 the address and the state in which the person is now licensed.

625 (b) Information identifying those persons who during the  
626 preceding week presented evidence of non-United States  
627 citizenship upon being issued a new or renewed Florida driver  
628 license or Florida identification card. The information must  
629 contain the person's name; address; date of birth; last four  
630 digits of the social security number, if applicable; Florida  
631 driver license number or Florida identification card number, as  
632 available; and alien registration number or other legal status  
633 identifier.

634 (c) Information identifying those persons who during the  
635 preceding week presented a document acceptable as evidence of  
636 United States citizenship upon being issued a new, renewed, or  
637 replacement Florida driver license or Florida identification  
638 card. The information must contain the person's name; address;

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639 date of birth; last four digits of the social security number,  
640 if applicable; Florida driver license number or Florida  
641 identification card number, as available; type of documentary  
642 proof provided in support of citizenship; and, if applicable,  
643 alien registration number or other legal status identifier.

644 (d) Information identifying a change in residence address  
645 on the Florida driver license or Florida identification card of  
646 any person who declined pursuant to s. 97.057(2) to register or  
647 update his or her voter record. The information must contain the  
648 person's name; date of birth; last four digits of the social  
649 security number, if available; and Florida driver license number  
650 or Florida identification card number, as available, in order to  
651 identify a voter's registration record. The Department of State  
652 must report each such change in residence address to the  
653 appropriate supervisor, who must change the voter's registration  
654 records in accordance with s. 98.065(4).

655 (e) Information identifying new, renewed, or replacement  
656 Florida driver license or Florida identification card numbers  
657 issued to persons who declined pursuant to s. 97.057(2) to  
658 register or update their voter record. The information must  
659 contain the person's name; date of birth; last four digits of  
660 the social security number, if available; and the prior, if  
661 applicable, and current Florida driver license number or Florida  
662 identification card number in order to identify a voter's  
663 registration record. Within 7 days, the Department of State  
664 shall report such information to the appropriate supervisor, who  
665 must update the voter registration records.

666 (f) Information identifying those persons for which it has  
667 received official information during the preceding week that the

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668 person is deceased. The information must contain the name,  
669 address, date of birth, last four digits of the social security  
670 number, Florida driver license number or Florida identification  
671 card number, and date of death of each such person.

672 (9) FEDERAL COURTS.—Upon receipt of information from a jury  
673 coordinator that a person was disqualified or potentially  
674 disqualified as a prospective juror from jury service due to not  
675 having United States citizenship, being convicted of a felony,  
676 being deceased, being a nonresident of this state, or being a  
677 nonresident of the county, the department shall use such  
678 information to identify registered voters or applicants for  
679 voter registration who may be potentially ineligible based on  
680 information provided in accordance with s. 98.075.

681 Section 10. Present subsections (5) through (8) of section  
682 99.012, Florida Statutes, are redesignated as subsections (7)  
683 through (10), respectively, and new subsections (5) and (6) are  
684 added to that section, to read:

685 99.012 Restrictions on individuals qualifying for public  
686 office.—

687 (5) A person may not qualify for nomination as a candidate  
688 of a political party if he or she has not been a registered  
689 member of that party for the 365 consecutive days immediately  
690 preceding the beginning of qualifying; or as a candidate with no  
691 party affiliation if he or she has not been registered without  
692 party affiliation, or has been a registered member of any  
693 political party, for the 365 consecutive days immediately  
694 preceding the beginning of qualifying.

695 (6) A person may not qualify as a candidate for public  
696 office, whether federal, state, district, county, or municipal,

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697 if he or she has legally changed his or her name through a  
698 petition pursuant to s. 68.07 during the 365 consecutive days  
699 immediately preceding the beginning of qualifying. This  
700 subsection does not apply to any change of name in proceedings  
701 for dissolution of marriage or adoption of children or based on  
702 a change of name conducted with a marriage certificate.

703 Section 11. Paragraphs (b) and (c) of subsection (1) of  
704 section 99.021, Florida Statutes, are amended to read:

705 99.021 Form of candidate oath.—

706 (1)

707 (b) In addition, any person seeking to qualify for  
708 nomination as a candidate of any political party shall, at the  
709 time of subscribing to the oath or affirmation, state in  
710 writing:

711 1. The party of which the person is a member.

712 2. That the person has been a registered member of the  
713 political party for which he or she is seeking nomination as a  
714 candidate for at least 365 consecutive days preceding ~~before~~ the  
715 beginning of qualifying before ~~preceding~~ the general election  
716 for which the person seeks to qualify.

717 3. That the person has paid the assessment levied against  
718 him or her, if any, as a candidate for said office by the  
719 executive committee of the party of which he or she is a member.

720 (c) In addition, any person seeking to qualify for office  
721 as a candidate with no party affiliation shall, at the time of  
722 subscribing to the oath or affirmation, state in writing that he  
723 or she is registered without any party affiliation and that he  
724 or she has not been a registered member of any political party  
725 for at least 365 consecutive days preceding ~~before~~ the beginning

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726 of qualifying before ~~preceding~~ the general election for which  
727 the person seeks to qualify.

728 Section 12. Subsection (1) of section 101.151, Florida  
729 Statutes, is amended to read:

730 101.151 Specifications for ballots.—

731 (1) (a) ~~Marksense~~ Ballots must ~~shall~~ be printed on paper of  
732 such thickness that the printing cannot be distinguished from  
733 the back and must ~~shall~~ meet the specifications of the voting  
734 system that will be used to tabulate the ballots.

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

740 Section 13. Subsection (4) of section 101.5606, Florida  
741 Statutes, is amended to read:

742 101.5606 Requirements for approval of systems.—No  
743 electronic or electromechanical voting system shall be approved  
744 by the Department of State unless it is so constructed that:

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

749 Section 14. Section 101.56075, Florida Statutes, is amended  
750 to read:

751 101.56075 Voting methods.—For the purpose of designating  
752 ballot selections, all voting must be by official ~~marksense~~  
753 ballot, using a pen compatible with or recommended for use with  
754 the voting system, unless a voter requests to vote using ~~marking~~

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755 ~~device or~~ a voter interface device that produces a voter-  
756 verifiable paper output and meets the voter accessibility  
757 requirements for individuals with disabilities under s. 301 of  
758 the federal Help America Vote Act of 2002 and s. 101.56062.

759 Section 15. Section 101.5608, Florida Statutes, is amended  
760 to read:

761 101.5608 Voting at the polls ~~by electronic or~~  
762 ~~electromechanical method~~; procedures.-

763 (1) Each voter ~~elector~~ desiring to vote must ~~shall~~ be  
764 identified to the clerk or inspector of the election as a duly  
765 qualified voter ~~elector~~ of such election and must ~~shall~~ sign his  
766 or her name on the precinct register or other form or device  
767 provided by the supervisor. The inspector shall compare the  
768 signature with the signature on the identification provided by  
769 the voter ~~elector~~. If the inspector is reasonably sure that the  
770 person is entitled to vote, the inspector must ~~shall~~ provide the  
771 person with a ballot.

772 (2) When an electronic or electromechanical voting system  
773 uses ~~utilizes~~ a ballot card or ~~marksense~~ ballot, the following  
774 procedures must ~~shall~~ be followed:

775 (a) After receiving a ballot from an inspector, the voter  
776 ~~elector~~ shall, without leaving the polling place, retire to a  
777 booth or compartment and mark the ballot. After marking his or  
778 her ballot, the voter must ~~elector shall~~ place the ballot in a  
779 secrecy envelope so that the ballot will be deposited in the  
780 tabulator without exposing the voter's choices.

781 (b) Any voter who spoils his or her ballot or makes an  
782 error may return the ballot to the election official and secure  
783 another ballot, except that in no case shall a voter be

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784 furnished more than three ballots. If the vote tabulation device  
785 has rejected a ballot, the ballot must ~~shall~~ be considered  
786 spoiled and a new ballot must ~~shall~~ be provided to the voter  
787 unless the voter chooses to cast the rejected ballot. The  
788 election official, without examining the original ballot, shall  
789 state the possible reasons for the rejection and shall provide  
790 instruction to the voter pursuant to s. 101.5611. A spoiled  
791 ballot must ~~shall~~ be preserved, without examination, in an  
792 envelope provided for that purpose. ~~The stub shall be removed~~  
793 ~~from the ballot and placed in an envelope.~~

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

798 (3) The Department of State shall promulgate rules  
799 regarding voting procedures to be used when an electronic or  
800 electromechanical voting system is of a type which does not use  
801 ~~utilize~~ a ballot card ~~or marksense~~ ballot.

802 (4) In any election in which a write-in candidate has  
803 qualified for office, the supervisor of elections shall provide  
804 for write-in voting pursuant to rules adopted by the Division of  
805 Elections.

806 Section 16. Subsection (5) of section 101.5612, Florida  
807 Statutes, is amended to read:

808 101.5612 Testing of tabulating equipment.—

809 (5) Any tests involving ~~marksense~~ ballots pursuant to this  
810 section must ~~shall~~ employ test ballots created by the supervisor  
811 of elections using actual ballots that have been printed for the  
812 election. If ballot-on-demand ballots will be used in the

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813 election, the supervisor must ~~shall~~ also create test ballots  
814 using the ballot-on-demand technology that will be used to  
815 produce ballots in the election, using the same paper stock as  
816 will be used for ballots in the election.

817 Section 17. Subsection (2) of section 102.111, Florida  
818 Statutes, is amended to read:

819 102.111 Elections Canvassing Commission.—

820 (2) The Elections Canvassing Commission shall meet ~~at 8~~  
821 ~~a.m.~~ on the 9th day after a primary election and ~~at 8 a.m.~~ on  
822 the 14th day after a general election to certify the returns of  
823 the election for each federal, state, and multicounty office and  
824 for each constitutional amendment. The meeting must be at 9  
825 a.m., except for days the Legislature convenes for organization  
826 session pursuant to s. 3(a), Art. III of the State Constitution,  
827 on which days the meeting must be at 8 a.m. If a member of a  
828 county canvassing board that was constituted pursuant to s.  
829 102.141 determines, within 5 days after the certification by the  
830 Elections Canvassing Commission, that a typographical error  
831 occurred in the official returns of the county, the correction  
832 of which could result in a change in the outcome of an election,  
833 the county canvassing board must certify corrected returns to  
834 the Department of State within 24 hours, and the Elections  
835 Canvassing Commission must correct and recertify the election  
836 returns as soon as practicable.

837 Section 18. Subsections (3) through (7) of section 102.141,  
838 Florida Statutes, are amended to read:

839 102.141 County canvassing board; duties.—

840 (3) The canvass, except the canvass of absent voters'  
841 ~~electors'~~ returns and the canvass of provisional ballots, must

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842 ~~shall~~ be made from the returns and certificates of the  
843 inspectors as signed and filed by them with the supervisor, and  
844 the county canvassing board may ~~shall~~ not change the number of  
845 votes cast for a candidate, nominee, constitutional amendment,  
846 or other measure submitted to the electorate of the county,  
847 respectively, in any polling place, as shown by the returns. All  
848 returns must ~~shall~~ be made to the board on or before 2 a.m. of  
849 the day following any primary, general, or other election. If  
850 the returns from any precinct are missing, if there are any  
851 omissions on the returns from any precinct, or if there is an  
852 obvious error on any such returns, the canvassing board must  
853 ~~shall~~ order a retabulation of the returns from such precinct.  
854 Before canvassing such returns, the canvassing board shall  
855 examine the tabulation of the ballots cast in such precinct and  
856 determine whether the returns correctly reflect the votes cast.  
857 If there is a discrepancy between the returns and the tabulation  
858 of the ballots cast, the tabulation of the ballots cast must  
859 ~~shall~~ be presumed correct and such votes must ~~shall~~ be canvassed  
860 accordingly.

861 (4) (a) The supervisor of elections shall upload into the  
862 county's election management system by 7 p.m. local time on the  
863 day before the election the results of all early voting and  
864 vote-by-mail ballots that have been canvassed and tabulated by  
865 the end of the early voting period. Pursuant to ss. 101.5614(8),  
866 101.657, and 101.68(2), the tabulation of votes cast or the  
867 results of such uploads may not be made public before the close  
868 of the polls on election day.

869 (b) The supervisor, on behalf of the canvassing board,  
870 shall report all early voting and all tabulated vote-by-mail

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871 results to the Department of State within 30 minutes after the  
872 polls close. Thereafter, the canvassing board shall report, with  
873 the exception of provisional ballot results, updated precinct  
874 election results by uploading such results to the department at  
875 least every 45 minutes until all results are completely  
876 reported. The supervisor of elections shall notify the  
877 department immediately of any circumstances that do not permit  
878 periodic updates as required. Results must ~~shall~~ be submitted in  
879 a format prescribed by the department.

880 (5) The canvassing board shall submit on forms or in  
881 formats provided by the division unofficial returns to the  
882 Department of State for each federal, statewide, state, or  
883 multicounty office or ballot measure no later than noon on the  
884 third day after any primary election and no later than noon on  
885 the fourth day after any general or other election. Such returns  
886 must ~~shall~~ include the canvass of all ballots, including write-  
887 in votes, as required by subsection (2).

888 (6) If the county canvassing board determines that the  
889 unofficial returns may contain a counting error in which the  
890 vote tabulation system failed to count votes that were properly  
891 marked in accordance with the instructions on the ballot, the  
892 county canvassing board must ~~shall~~:

893 (a) Correct the error and retabulate the affected ballots  
894 with the vote tabulation system; or

895 (b) Request that the Department of State verify the  
896 tabulation software. When the Department of State verifies such  
897 software, the department shall compare the software used to  
898 tabulate the votes with the software filed with the department  
899 pursuant to s. 101.5607 and check the election parameters.

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900 (7) If the unofficial returns reflect that a candidate for  
901 any office was defeated or eliminated by one-half of a percent  
902 or less of the votes cast for such office, that a candidate for  
903 retention to a judicial office was retained or not retained by  
904 one-half of a percent or less of the votes cast on the question  
905 of retention, or that a measure appearing on the ballot was  
906 approved or rejected by one-half of a percent or less of the  
907 votes cast on such measure, a recount shall be ordered of the  
908 votes cast with respect to such office or measure. The Secretary  
909 of State is responsible for ordering recounts in races that are  
910 federal or state races that are and multicounty and any other  
911 multicounty races. The county canvassing board or the local  
912 board responsible for certifying the election is responsible for  
913 ordering recounts in all other races. A recount need not be  
914 ordered with respect to the returns for any office, however, if  
915 the candidate or candidates defeated or eliminated from  
916 contention for such office by one-half of a percent or less of  
917 the votes cast for such office request in writing that a recount  
918 not be made.

919 (a) Each canvassing board responsible for conducting a  
920 recount shall put each ~~marksense~~ ballot through automatic  
921 tabulating equipment and determine whether the returns correctly  
922 reflect the votes cast. If any ~~marksense~~ ballot is physically  
923 damaged so that it cannot be properly counted by the automatic  
924 tabulating equipment during the recount, a true duplicate shall  
925 be made of the damaged ballot pursuant to the procedures in s.  
926 101.5614(4). Immediately before the start of the recount, a test  
927 of the tabulating equipment shall be conducted as provided in s.  
928 101.5612. If the test indicates no error, the recount tabulation

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929 of the ballots cast shall be presumed correct and such votes  
930 shall be canvassed accordingly. If an error is detected, the  
931 cause therefor shall be ascertained and corrected and the  
932 recount repeated, as necessary. The canvassing board shall  
933 immediately report the error, along with the cause of the error  
934 and the corrective measures being taken, to the Department of  
935 State. No later than 11 days after the election, the canvassing  
936 board shall file a separate incident report with the Department  
937 of State, detailing the resolution of the matter and identifying  
938 any measures that will avoid a future recurrence of the error.  
939 If the automatic tabulating equipment used in a recount is not  
940 part of the voting system and the ballots have already been  
941 processed through such equipment, the canvassing board is not  
942 required to put each ballot through any automatic tabulating  
943 equipment again.

944 (b) Each canvassing board responsible for conducting a  
945 recount where touchscreen ballots were used shall examine the  
946 counters on the precinct tabulators to ensure that the total of  
947 the returns on the precinct tabulators equals the overall  
948 election return. If there is a discrepancy between the overall  
949 election return and the counters of the precinct tabulators, the  
950 counters of the precinct tabulators shall be presumed correct  
951 and such votes shall be canvassed accordingly.

952 (c) The canvassing board shall submit on forms or in  
953 formats provided by the division a second set of unofficial  
954 returns to the Department of State for each federal, statewide,  
955 state, or multicounty office or ballot measure. The returns  
956 shall be filed no later than 3 p.m. on the 5th day after any  
957 primary election and no later than 3 p.m. on the 9th day after

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958 any general election in which a recount was ordered by the  
959 Secretary of State. If the canvassing board is unable to  
960 complete the recount prescribed in this subsection by the  
961 deadline, the second set of unofficial returns submitted by the  
962 canvassing board shall be identical to the initial unofficial  
963 returns and the submission shall also include a detailed  
964 explanation of why it was unable to timely complete the recount.  
965 However, the canvassing board shall complete the recount  
966 prescribed in this subsection, along with any manual recount  
967 prescribed in s. 102.166, and certify election returns in  
968 accordance with the requirements of this chapter.

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

972 Section 19. Subsection (1) of section 102.166, Florida  
973 Statutes, is amended to read:

974 102.166 Manual recounts of overvotes and undervotes.—

975 (1) If the second set of unofficial returns pursuant to s.  
976 102.141 indicates that a candidate for any office was defeated  
977 or eliminated by one-quarter of a percent or less of the votes  
978 cast for such office, that a candidate for retention to a  
979 judicial office was retained or not retained by one-quarter of a  
980 percent or less of the votes cast on the question of retention,  
981 or that a measure appearing on the ballot was approved or  
982 rejected by one-quarter of a percent or less of the votes cast  
983 on such measure, a manual recount of the overvotes and  
984 undervotes cast in the entire geographic jurisdiction of such  
985 office or ballot measure must ~~shall~~ be ordered unless:

986 (a) The candidate or candidates defeated or eliminated from

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987 contention by one-quarter of 1 percent or fewer of the votes  
988 cast for such office request in writing that a recount not be  
989 made; or

990 (b) The number of overvotes and undervotes is fewer than  
991 the number of votes needed to change the outcome of the  
992 election.

993  
994 The Secretary of State is responsible for ordering a manual  
995 recount for federal or state races that are multicounty, and  
996 any other multicounty races. The county canvassing board or  
997 local board responsible for certifying the election is  
998 responsible for ordering a manual recount for all other races. A  
999 manual recount consists of a recount of ~~marksense~~ ballots or of  
1000 digital images of those ballots by a person.

1001 Section 20. Section 104.51, Florida Statutes, is created to  
1002 read:

1003 104.51 Time limitation; election fraud.—A prosecution for a  
1004 felony violation under the Florida Election Code must be  
1005 commenced within 5 years after the date the violation is  
1006 committed.

1007 Section 21. Section 322.034, Florida Statutes, is created  
1008 to read:

1009 322.034 Legal status designation on state-issued driver  
1010 licenses and identification cards.—

1011 (1) By July 1, 2027, a Florida driver license or Florida  
1012 identification card issued to a qualified applicant who is a  
1013 United States citizen as last recorded in the system must  
1014 include his or her legal citizenship status at the time of new  
1015 issuance, renewal, or replacement.

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1016       (2) Notwithstanding any other law, the department must, at  
1017 no charge, issue a renewal or replacement driver license or  
1018 identification card if a licensee or cardholder timely updates  
1019 his or her legal status upon becoming a citizen of the United  
1020 States as required in s. 322.19.

1021       Section 22. Subsection (2) of section 121.121, Florida  
1022 Statutes, is amended to read:

1023       121.121 Authorized leaves of absence.—

1024       (2) A member who is required to resign his or her office as  
1025 a subordinate officer, deputy sheriff, or police officer because  
1026 he or she is a candidate for a public office which is currently  
1027 held by his or her superior officer who is also a candidate for  
1028 reelection to the same office, in accordance with s. 99.012(7)  
1029 ~~s. 99.012(5)~~, shall, upon return to covered employment, be  
1030 eligible to purchase retirement credit for the period between  
1031 his or her date of resignation and the beginning of the term of  
1032 office for which he or she was a candidate as a leave of absence  
1033 without pay, as provided in subsection (1).

1034       Section 23. For the purpose of incorporating the amendment  
1035 made by this act to section 98.075, Florida Statutes, in a  
1036 reference thereto, subsection (6) of section 98.065, Florida  
1037 Statutes, is reenacted to read:

1038       98.065 Registration list maintenance programs.—

1039       (6) The supervisor shall, at a minimum, conduct an annual  
1040 review of voter registration records to identify registration  
1041 records in which a voter is registered at an address that may  
1042 not be an address of legal residence for the voter. For those  
1043 registration records with such addresses that the supervisor has  
1044 reasonable belief are not legal residential addresses, the

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1045 supervisor shall initiate list maintenance activities pursuant  
1046 to s. 98.075(6) and (7).

1047 Section 24. For the purpose of incorporating the amendment  
1048 made by this act to section 98.015, Florida Statutes, in a  
1049 reference thereto, paragraph (a) of subsection (2) of section  
1050 101.69, Florida Statutes, is reenacted to read:

1051 101.69 Voting in person; return of vote-by-mail ballot.-

1052 (2) (a) The supervisor shall allow an elector who has  
1053 received a vote-by-mail ballot to physically return a voted  
1054 vote-by-mail ballot to the supervisor by placing the return mail  
1055 envelope containing his or her marked ballot in a secure ballot  
1056 intake station. Secure ballot intake stations shall be placed at  
1057 the main office of the supervisor, at each permanent branch  
1058 office of the supervisor which meets the criteria set forth in  
1059 s. 101.657(1) (a) for branch offices used for early voting and  
1060 which is open for at least the minimum number of hours  
1061 prescribed by s. 98.015(4), and at each early voting site.  
1062 Secure ballot intake stations may also be placed at any other  
1063 site that would otherwise qualify as an early voting site under  
1064 s. 101.657(1). Secure ballot intake stations must be  
1065 geographically located so as to provide all voters in the county  
1066 with an equal opportunity to cast a ballot, insofar as is  
1067 practicable. Except for secure ballot intake stations at an  
1068 office of the supervisor, a secure ballot intake station may  
1069 only be used during the county's early voting hours of operation  
1070 and must be monitored in person by an employee of the  
1071 supervisor's office. A secure ballot intake station at an office  
1072 of the supervisor must be continuously monitored in person by an  
1073 employee of the supervisor's office when the secure ballot

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1074 intake station is accessible for deposit of ballots.

1075 Section 25. This act shall take effect July 1, 2026.