

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Persons-Mulicka offered the following:

2  
3 **Amendment (with title amendment)**

4 Remove lines 315-1970 and insert:

5 requirements have been met. The unverified voter must vote a  
6 provisional ballot, and the ballot will only be counted when the  
7 voter provides sufficient evidence of citizenship to the  
8 supervisor of elections. The online voter registration system  
9 must transmit, using the statewide voter registration system  
10 maintained under s. 98.035, the applicant's registration  
11 application, along with the digital signature of the applicant  
12 on file with the Department of Highway Safety and Motor  
13 Vehicles, to the supervisor of elections. The applicant's

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14 digital signature satisfies the signature requirement of s.  
15 97.052(2)(q). The system must generate a notice to the  
16 supervisor of elections and to the applicant which states that  
17 the applicant's legal status as a United States citizen cannot  
18 be verified by the Department of Highway Safety and Motor  
19 Vehicles and that the applicant must provide to the supervisor  
20 of elections sufficient evidence of his or her United States  
21 citizenship and the supervisor of elections must verify the  
22 applicant's legal status as a United States citizen before the  
23 applicant may vote. Such notice must include a list of documents  
24 acceptable as evidence United States citizenship as set forth in  
25 s. 98.075(6)(c).

26 2. The supervisor of elections shall verify the legal  
27 status of an applicant identified by the Department of Highway  
28 Safety and Motor Vehicle as a person who is potentially not a  
29 United States citizen. If the supervisor determines based on  
30 credible and reliable information that the applicant is  
31 potentially ineligible to vote because he or she is not a United  
32 States citizen, the supervisor must provide notice to the  
33 applicant in accordance with s. 98.075(8). Such notice must  
34 include the list of documents acceptable as evidence of United  
35 States citizenship as set forth in s. 98.075(6)(c).

36 (e) If the applicant indicates that he or she has not been  
37 issued a Florida driver license or Florida identification card,  
38 or chooses to use the system to prepopulate an application to

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39 print, sign, and deliver, the online voter registration system  
40 must populate the applicant's information into a uniform  
41 statewide voter registration application under s. 97.052(2) and  
42 direct the applicant to print, sign, and date the application  
43 and deliver the application to the supervisor of elections for  
44 disposition under s. 97.073.

45 **Section 6. Subsections (2) and (6) of section 97.053,**  
46 **Florida Statutes, are amended to read:**

47 97.053 Acceptance of voter registration applications.—

48 (2) A voter registration application is complete and  
49 becomes the official voter registration record of that applicant  
50 when all information necessary to establish the applicant's  
51 eligibility under ~~pursuant to~~ s. 97.041 is received by a voter  
52 registration official and verified under ~~pursuant to~~ subsection  
53 (6). Except as provided in subsection (6), if the applicant  
54 fails to complete his or her voter registration application on  
55 or before ~~prior to~~ the date of book closing for an election,  
56 ~~then~~ such applicant is ~~shall~~ not be eligible to vote in that  
57 election.

58 (6)(a) A voter registration application, including an  
59 application with a change in name, address, or party  
60 affiliation, may be accepted as valid only after the department  
61 has verified the authenticity or nonexistence of the Florida  
62 driver license number, the Florida identification card number,  
63 or the last four digits of the social security number provided

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64 by the applicant and the applicant's legal status as a United  
65 States citizen has been verified or recorded as verified in the  
66 statewide voter registration system. If a completed voter  
67 registration application has been received by the book-closing  
68 deadline but the Florida driver license number, the Florida  
69 identification card number, or the last four digits of the  
70 social security number provided by the applicant or the  
71 applicant's legal status as a United States citizen, whichever  
72 is applicable, cannot be verified, the applicant must ~~shall~~ be  
73 notified that ~~the number cannot be verified and that the~~  
74 applicant must provide ~~evidence~~ to the supervisor evidence  
75 sufficient to verify the authenticity of the ~~applicant's driver~~  
76 ~~license number, Florida identification card number, or last four~~  
77 ~~digits of the social security number~~ or provide one of the  
78 documents acceptable as evidence of United States citizenship  
79 set forth s. 98.075(6)(c), whichever is applicable. An applicant  
80 whose application does not meet the requirements of this  
81 subsection is deemed an unverified voter until the requirements  
82 have been met.

83 (b) If the applicant provides the necessary evidence, the  
84 supervisor shall place the applicant's name on the registration  
85 rolls as an active voter.

86 (c) If the application is to update to the voter's record  
87 with a change in name, address, or party affiliation, whichever  
88 is applicable, the change is retroactive to the date the

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89 application was initially received and the necessary  
90 documentation is verified.

91 (d) If the applicant has not provided the necessary  
92 evidence to validate the applicant's number or citizenship as  
93 required under paragraph (a) before ~~or the number has not~~  
94 ~~otherwise been verified prior to the applicant appears~~  
95 ~~presenting himself or herself to vote, the applicant must shall~~  
96 be provided a provisional ballot. The provisional ballot must  
97 ~~shall~~ be counted pursuant to s. 101.048, only if the requisite  
98 verification occurs ~~number is verified~~ by the end of the  
99 canvassing period or if the applicant presents ~~evidence~~ to the  
100 supervisor of elections evidence sufficient to verify the  
101 authenticity of the applicant's Florida driver license number,  
102 Florida identification card number, ~~or~~ last four digits of the  
103 social security number, or provides one of the documents  
104 acceptable as evidence of United States citizenship set forth s.  
105 98.075(6)(c), whichever is applicable, no later than 5 p.m. of  
106 the second day following the election.

107 **Section 7. Subsections (11) and (13) of section 97.057,**  
108 **Florida Statutes, are amended to read:**

109 97.057 Voter registration by the Department of Highway  
110 Safety and Motor Vehicles.—

111 (11) The Department of Highway Safety and Motor Vehicles  
112 shall enter into an agreement with the department to match  
113 information in the statewide voter registration system with

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114 information in the database of the Department of Highway Safety  
115 and Motor Vehicles to the extent required to verify the accuracy  
116 of a person's Florida ~~the~~ driver license number, Florida  
117 identification number, ~~or~~ last four digits of his or her ~~the~~  
118 social security number, or legal status as a United States  
119 citizen, as applicable, provided on applications for voter  
120 registration as required in s. 97.053. The department shall also  
121 include the documentary proof that the applicant provided in  
122 support of his or her United States citizenship.

123 (13) Notwithstanding a declination to register or to  
124 update a voter registration pursuant to subparagraph (2)(b)2.,  
125 the Department of Highway Safety and Motor Vehicles shall, in  
126 accordance with s. 98.093(8), ~~must~~ assist the Department of  
127 State in ~~regularly~~ identifying changes in residence address or  
128 number on the Florida driver license or Florida identification  
129 card of persons who may be voters ~~of a voter. The Department of~~  
130 ~~State must report each such change to the appropriate supervisor~~  
131 ~~of elections who must change the voter's registration records in~~  
132 ~~accordance with s. 98.065(4).~~

133 **Section 8. Subsection (4) of section 98.015, Florida**  
134 **Statutes, is amended to read:**

135 98.015 Supervisor of elections; election, tenure of  
136 office, compensation, custody of registration-related documents,  
137 office hours, successor, seal; appointment of deputy  
138 supervisors; duties.—

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139 (4) (a) At a minimum, the office of the supervisor must be  
140 open Monday through Friday, ~~excluding legal holidays,~~ for a  
141 period of not less than 8 hours per day, beginning no later than  
142 9 a.m.

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

147 **Section 9. Subsection (1) of section 98.045, Florida**  
148 **Statutes, is amended to read:**

149 98.045 Administration of voter registration.—

150 (1) ELIGIBILITY OF APPLICANT.—

151 (a) The supervisor shall ~~must~~ ensure that any eligible  
152 applicant for voter registration is registered to vote and that  
153 each application for voter registration is processed in  
154 accordance with law. The supervisor shall determine whether a  
155 voter registration applicant is ineligible to vote based on any  
156 of the following:

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

159 2.(b) The applicant is deceased.

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

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162        ~~4.(d)~~ The applicant has been adjudicated mentally  
163 incapacitated with respect to the right to vote and such right  
164 has not been restored.

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

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

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

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

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

175        (b) If the most updated voter registration records show  
176 that a new applicant was previously registered but subsequently  
177 removed from the statewide voter registration system under s.  
178 98.075(8) for ineligibility by reason of a felony conviction  
179 without voting rights restored, adjudication as mentally  
180 incapacitated with respect to voting without voting rights  
181 restored, death, or legal status as not a United States citizen,  
182 the supervisor must, within 13 days after receiving a new  
183 application, verify the current eligibility of the applicant to  
184 register by reviewing any governmental entity document or source  
185 to determine whether the applicant remains ineligible. If the  
186 supervisor determines that the applicant is still ineligible to

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187 vote, the supervisor must deny the application and notify the  
188 applicant pursuant to s. 97.073.

189 **Section 10. Subsections (6), (7), and (8) of section**  
190 **98.075, Florida Statutes, are renumbered as subsections (7),**  
191 **(8), and (9), respectively, subsections (4) and (5), present**  
192 **subsection (6), paragraph (a) of present subsection (7), and**  
193 **paragraph (a) of present subsection (8) are amended, and a new**  
194 **subsection (6) is added to that section, to read:**

195 98.075 Registration records maintenance activities;  
196 ineligibility determinations.—

197 (4) ADJUDICATION OF MENTAL INCAPACITY.—The department  
198 shall identify those registered voters who have been adjudicated  
199 mentally incapacitated with respect to voting and who have not  
200 had their voting rights restored by comparing information  
201 received from the clerk of the circuit court as provided in s.  
202 98.093. The department shall review such information and make an  
203 initial determination as to whether the information is credible  
204 and reliable. If the department determines that the information  
205 is credible and reliable, the department must notify the  
206 supervisor and provide a copy of the supporting documentation  
207 indicating the potential ineligibility of the voter to be  
208 registered. Upon receipt of the notice that the department has  
209 made a determination of initial credibility and reliability, the  
210 supervisor shall adhere to the procedures set forth in

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211 subsection (8) ~~(7)~~ before the removal of a registered voter from  
212 the statewide voter registration system.

213 (5) FELONY CONVICTION.—

214 (a) The department shall identify those registered voters  
215 who have been convicted of a felony and whose voting rights have  
216 not been restored by comparing information received from, but  
217 not limited to, a clerk of the circuit court, the Board of  
218 Executive Clemency, the Department of Corrections, the  
219 Department of Law Enforcement, or a United States Attorney's  
220 Office, as provided in s. 98.093. The department shall review  
221 such information and make an initial determination as to whether  
222 the information is credible and reliable. If the department  
223 determines that the information is credible and reliable, the  
224 department must notify the supervisor and provide a copy of the  
225 supporting documentation indicating the potential ineligibility  
226 of the voter to be registered. Upon receipt of the notice that  
227 the department has made a determination of initial credibility  
228 and reliability, the supervisor shall adhere to the procedures  
229 set forth in subsection (8) ~~(7)~~ before the removal of a  
230 registered voter's name from the statewide voter registration  
231 system.

232 (b) The supervisors shall coordinate with their respective  
233 clerks of the court to obtain information pursuant to s. 98.093  
234 to identify registered voters within their respective  
235 jurisdictions who have been convicted of a felony during the

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236 preceding week and whose voting rights have not been restored.  
237 The supervisor shall adhere to the procedures set forth in  
238 subsection (8) ~~(7)~~ before the removal of a registered voter's  
239 name from the statewide voter registration system. For purposes  
240 of this paragraph, a supervisor's duties under subsection (8)  
241 ~~(7)~~ begin upon his or her determination that the information  
242 received from the clerk is credible and reliable.

243 (6) CITIZENSHIP.-

244 (a) The Department of State shall verify the citizenship  
245 status of all registered voters whose legal status has not  
246 already been verified as a United States citizen. If the  
247 citizenship status of a registered voter cannot be verified or  
248 the voter record does not indicate that the registered voter's  
249 citizenship is verified, the department must notify the  
250 supervisor of elections who must notify the registered voter.

251 (b) The department shall review the information received  
252 from the Department of Highway Safety under s. 98.093(8) and  
253 make an initial determination as to whether the information and  
254 any other information regarding citizenship is credible and  
255 reliable. If the department determines that the information is  
256 credible and reliable, the department must notify the supervisor  
257 and provide a copy of the supporting documentation indicating  
258 the potential ineligibility of the voter.

259 (c) Upon receipt of the notice under paragraph (a) or  
260 paragraph (b), the supervisor of elections must notify the

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261 registered voter in accordance with subsection (8) that his or  
262 her United States citizenship could not be verified and require  
263 the registered voter to submit evidence sufficient to verify his  
264 or her citizenship status. The notice to the registered voter  
265 must include the following list of documents that will be  
266 accepted as evidence of United States citizenship:

267 1. A current and valid United States passport.

268 2. A United States birth certificate.

269 3. A Consular Report of Birth Abroad provided by the  
270 United States Department of State.

271 4. A current and valid Florida driver license or Florida  
272 identification card issued by the Department of Highway Safety  
273 and Motor Vehicles if such driver license or identification card  
274 indicates United States citizenship.

275 5. A naturalization certificate, a certificate of  
276 citizenship, a certificate number, or an alien registration  
277 number issued by the United States Department of Homeland  
278 Security.

279 6. A current and valid photo identification issued by the  
280 Federal Government or the government of this state which  
281 indicates United States citizenship.

282 7. An order from a federal court granting United States  
283 citizenship.

284 (d) If the registered voter's legal name is different than  
285 the name that appears on one of the documents specified in

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286 paragraph (c), the applicant must also provide official  
287 documentation providing proof of a legal name change.

288 (e) The type of document provided or used to verify  
289 citizenship must be recorded in the statewide voter registration  
290 system.

291 (7)-(6) OTHER BASES FOR INELIGIBILITY.—Subsections (2)-(6)  
292 (2)-(5) do not limit or restrict the department or the  
293 supervisor in his or her duty to act upon direct receipt of,  
294 access to, or knowledge of information from any governmental  
295 entity that identifies a registered voter as potentially  
296 ineligible. If the department or supervisor receives information  
297 from any governmental entity other than those identified in  
298 subsections (2)-(6) (2)-(5) that a registered voter is  
299 ineligible because the voter is deceased, adjudicated a  
300 convicted felon without having had his or her voting rights  
301 restored, adjudicated mentally incapacitated without having had  
302 his or her voting rights restored, does not meet the age  
303 requirement pursuant to s. 97.041, is not a United States  
304 citizen, is a fictitious person, or has listed an address that  
305 is not his or her address of legal residence, the supervisor  
306 must adhere to the procedures set forth in subsection (8) (7)  
307 before the removal of the name of a registered voter who is  
308 determined to be ineligible from the statewide voter  
309 registration system.

310 (8)-(7) PROCEDURES FOR REMOVAL.—

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311 (a) If the supervisor receives notice or information  
312 pursuant to subsections (4)-(7) ~~(4)-(6)~~, the supervisor of the  
313 county in which the voter is registered must:

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

317 a. A statement of the basis for the registered voter's  
318 potential ineligibility and a copy of any documentation upon  
319 which the potential ineligibility is based. Such documentation  
320 must include any conviction from another jurisdiction determined  
321 to be a similar offense to murder or a felony sexual offense, as  
322 those terms are defined in s. 98.0751.

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

327 c. A return form that requires the registered voter to  
328 admit or deny the accuracy of the information underlying the  
329 potential ineligibility for purposes of a final determination by  
330 the supervisor.

331 d. A statement that, if the voter is denying the accuracy  
332 of the information underlying the potential ineligibility, the  
333 voter has a right to request a hearing for the purpose of  
334 determining eligibility.

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335 e. Instructions for the registered voter to contact the  
336 supervisor of elections of the county in which the voter is  
337 registered if assistance is needed in resolving the matter.

338 f. Instructions for seeking restoration of civil rights  
339 pursuant to s. 8, Art. IV of the State Constitution and  
340 information explaining voting rights restoration pursuant to s.  
341 4, Art. VI of the State Constitution following a felony  
342 conviction, if applicable.

343 g. The following statement: "If you attempt to vote at an  
344 early voting site or your normal election day polling place, you  
345 will be required to vote a provisional ballot. If you vote by  
346 mail, your ballot will be treated as a provisional ballot. In  
347 either case, your ballot may not be counted until a final  
348 determination of eligibility is made. If you wish for your  
349 ballot to be counted, you must contact the supervisor of  
350 elections office within 2 days after the election and present  
351 evidence that you are eligible to vote."

352 2. If the mailed notice is returned as undeliverable, the  
353 supervisor must, within 14 days after receiving the returned  
354 notice, either publish notice once in a newspaper of general  
355 circulation in the county in which the voter was last registered  
356 or publish notice on the county's website as provided in s.  
357 50.0311 or on the supervisor's website, as deemed appropriate by  
358 the supervisor. The notice must contain the following:

359 a. The voter's name and address.

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360 b. A statement that the voter is potentially ineligible to  
361 be registered to vote.

362 c. A statement that failure to respond within 30 days  
363 after the notice is published may result in a determination of  
364 ineligibility by the supervisor and removal of the registered  
365 voter's name from the statewide voter registration system.

366 d. An instruction for the voter to contact the supervisor  
367 no later than 30 days after the date of the published notice to  
368 receive information regarding the basis for the potential  
369 ineligibility and the procedure to resolve the matter.

370 e. An instruction to the voter that, if further assistance  
371 is needed, the voter should contact the supervisor of elections  
372 of the county in which the voter is registered.

373 f. A statement that, if the voter denies the accuracy of  
374 the information underlying the potential ineligibility, the  
375 voter has a right to request a hearing for the purpose of  
376 determining eligibility.

377 g. The following statement: "If you attempt to vote at an  
378 early voting site or your normal election day polling place, you  
379 will be required to vote a provisional ballot. If you vote by  
380 mail, your ballot will be treated as a provisional ballot. In  
381 either case, your ballot may not be counted until a final  
382 determination of eligibility is made. If you wish for your  
383 ballot to be counted, you must contact the supervisor of

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384 elections office within 2 days after the election and present  
385 evidence that you are eligible to vote."

386 3. If a registered voter fails to respond to a notice  
387 pursuant to subparagraph 1. or subparagraph 2., the supervisor  
388 must make a final determination of the voter's eligibility  
389 within 7 days after expiration of the voter's timeframe to  
390 respond. If the supervisor determines that the voter is  
391 ineligible, the supervisor must remove the name of the  
392 registered voter from the statewide voter registration system  
393 within 7 days. The supervisor shall notify the registered voter  
394 of the supervisor's determination and action.

395 4. If a registered voter responds to the notice pursuant  
396 to subparagraph 1. or subparagraph 2. and admits the accuracy of  
397 the information underlying the potential ineligibility, the  
398 supervisor must, as soon as practicable, make a final  
399 determination of ineligibility and remove the voter's name from  
400 the statewide voter registration system. The supervisor shall  
401 notify the registered voter of the supervisor's determination  
402 and action.

403 5. If a registered voter responds to the notice issued  
404 pursuant to subparagraph 1. or subparagraph 2. and denies the  
405 accuracy of the information underlying the potential  
406 ineligibility but does not request a hearing, the supervisor  
407 must review the evidence and make a determination of eligibility  
408 no later than 30 days after receiving the response from the

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409 voter. If the supervisor determines that the registered voter is  
410 ineligible, the supervisor must remove the voter's name from the  
411 statewide voter registration system upon such determination and  
412 notify the registered voter of the supervisor's determination  
413 and action and that the removed voter has a right to appeal a  
414 determination of ineligibility pursuant to s. 98.0755. If such  
415 registered voter requests a hearing, the supervisor must send  
416 notice to the registered voter to attend a hearing at a time and  
417 place specified in the notice. The supervisor shall schedule and  
418 issue notice for the hearing within 7 days after receiving the  
419 voter's request for a hearing and shall hold the hearing no  
420 later than 30 days after issuing the notice of the hearing. A  
421 voter may request an extension upon showing good cause by  
422 submitting an affidavit to the supervisor as to why he or she is  
423 unable to attend the scheduled hearing. Upon hearing all  
424 evidence presented at the hearing, the supervisor shall make a  
425 determination of eligibility within 7 days. If the supervisor  
426 determines that the registered voter is ineligible, the  
427 supervisor must remove the voter's name from the statewide voter  
428 registration system and notify the registered voter of the  
429 supervisor's determination and action and that the removed voter  
430 has a right to appeal a determination of ineligibility pursuant  
431 to s. 98.0755.

432 (9)~~(8)~~ CERTIFICATION.-

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433 (a) No later than July 31 and January 31 of each year, the  
434 supervisor shall certify to the department that the supervisor  
435 has conducted the activities required pursuant to this section  
436 during the first 6 months and the second 6 months of the year,  
437 respectively. The certification must include the number of  
438 persons to whom notices were sent pursuant to subsection (8)  
439 ~~(7)~~; the number of persons who responded to the notices; the  
440 number of notices returned as undeliverable; the number of  
441 notices published in the newspaper, on the county's website, or  
442 on the supervisor's website; the number of hearings conducted;  
443 and the number of persons removed from the statewide voter  
444 registration system and the reasons for such removals.

445 **Section 11. Effective July 1, 2026, subsection (9) of**  
446 **section 98.093, Florida Statutes, is amended, and paragraphs**  
447 **(d), (e), and (f) are added to subsection (8) of that section,**  
448 **to read:**

449 98.093 Duty of officials to furnish information relating  
450 to deceased persons, persons adjudicated mentally incapacitated,  
451 persons convicted of a felony, and persons who are not United  
452 States citizens.—

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

456 (d) Information identifying those persons who during the  
457 preceding week presented evidence of United States citizenship

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458 upon being issued a new, renewed, or replacement Florida driver  
459 license or Florida identification card. The information must  
460 contain the person's name; address; date of birth; last four  
461 digits of his or her social security number, if applicable;  
462 Florida driver license number or Florida identification card  
463 number, if available; the type of documentary proof the person  
464 provided in support of his or her citizenship; and, if  
465 applicable, the person's alien registration number or other  
466 legal status identifier.

467 (e) Information identifying a change in residence address  
468 on the Florida driver license or Florida identification card of  
469 any person who declined to register or update his or her voter's  
470 registration record under s. 97.057(2)(b)2. The information must  
471 contain the person's name; date of birth; sex; last four digits  
472 of his or her social security number, if available; and Florida  
473 driver license or Florida identification card number in order to  
474 identify a voter's registration record. The Department of State  
475 must report each such change to the appropriate supervisor of  
476 elections who must change the voter's registration records in  
477 accordance with s. 98.065(4).

478 (f) Information identifying new, renewed, or replacement  
479 Florida driver license or Florida identification card numbers  
480 issued to persons who declined to register or update his or her  
481 voter's registration record under s. 97.057(2)(b)2. The  
482 information must contain the person's name; date of birth; last

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483 four digits of his or her social security number, if available;  
484 and the person's prior and current Florida driver license or  
485 Florida identification card number in order to identify a  
486 voter's registration record. The Department of State must report  
487 the prior and current Florida driver license or Florida  
488 identification card numbers to the appropriate supervisor of  
489 elections who must update the voter's registration records.

490 (9) CONSTRUCTION.—This section does not limit or restrict  
491 the supervisor in his or her duty to act upon direct receipt of,  
492 access to, or knowledge of official information from these and  
493 other governmental entities that identify a registered voter as  
494 potentially ineligible and to initiate removal of the name of  
495 the registered voter who is determined to be ineligible from the  
496 statewide voter registration system pursuant to s. 98.075(8) ~~s.~~  
497 ~~98.075(7)~~.

498 **Section 12. Section 98.094, Florida Statutes, is created**  
499 **to read:**

500 98.094 Federal jury notice.—

501 (1) The Division of Elections shall provide a list,  
502 monthly, of registered voters to federal courts for purposes of  
503 selecting jurors and the jury coordinator must provide the  
504 division notice regarding any ineligible or potentially  
505 ineligible voters.

506 (2) The jury coordinator shall prepare or cause to be  
507 prepared a list of each person disqualified or potentially

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508 disqualified as a prospective juror from jury service because  
509 the person is not a United States citizen, was convicted of a  
510 felony, is deceased, is not a resident of this state, or is not  
511 a resident of the county in which such jury service is required.  
512 The list must be prepared and sent to the division according to  
513 the jury summons cycle used by the clerk of court. This section  
514 does not prevent the list from being sent more frequently. The  
515 list prepared by the jury coordinator may be provided by mail,  
516 e-mail, or other electronic means to the division.

517 (3) The jury coordinator shall provide the division with  
518 all of the following information about each disqualified or  
519 potentially disqualified juror:

520 (a) The full name of the juror.

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

522 (c) Telephone number, if available.

523 (d) Date of birth.

524 (e) The reason the prospective juror is disqualified.

525 (4) The division shall provide the information received  
526 under subsection (3) to the appropriate supervisor of elections  
527 in the county of residence of the disqualified juror in order  
528 for the supervisor to initiate address list maintenance under s.  
529 98.065 or eligibility maintenance under s. 98.075(8), as  
530 applicable.

531 **Section 13. Effective upon becoming a law, paragraphs (b)**  
532 **and (c) of subsection (1) of section 99.021, Florida Statutes,**

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533 **are amended, and paragraphs (f), (g), and (h) are added to that**  
534 **subsection, to read:**

535 99.021 Form of candidate oath.—

536 (1)

537 (b) In addition, any person seeking to qualify for  
538 nomination as a candidate of any political party shall, at the  
539 time of subscribing to the oath or affirmation, state in  
540 writing:

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

542 2. That the person has been a registered member of the  
543 political party for which he or she is seeking nomination as a  
544 candidate for at least 365 consecutive days preceding ~~before~~ the  
545 beginning of qualifying before ~~preceding~~ the general election  
546 for which the person seeks to qualify.

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

550 (c) In addition, any person seeking to qualify for office  
551 as a candidate with no party affiliation shall, at the time of  
552 subscribing to the oath or affirmation, state in writing that he  
553 or she is registered without any party affiliation and that he  
554 or she has not been a registered member of any political party  
555 for at least 365 consecutive days preceding ~~before~~ the beginning  
556 of qualifying before ~~preceding~~ the general election for which  
557 the person seeks to qualify.

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558 (f) A qualified candidate or a political party with a  
559 qualified candidate in the same race may challenge the accuracy  
560 of the content of the statement in a candidate's oath or  
561 affirmation appearing in subparagraph (a)1. that the person  
562 seeking to qualify as a candidate for nomination or election is  
563 qualified under the State Constitution to hold the office to  
564 which he or she desires to be nominated or elected by filing an  
565 action for declaratory and injunctive relief in the circuit  
566 court for the county in which the qualifying officer is  
567 headquartered. A person may not be qualified as a candidate for  
568 nomination or election and his or her name may not appear on the  
569 ballot if in an order that has become final, the court  
570 determines that the person seeking to qualify as a candidate for  
571 nomination or election is not qualified under the State  
572 Constitution to hold the office to which he or she desires to be  
573 nominated or elected.

574 (g) The statements in subparagraph (b)2. and paragraph (c)  
575 constitute substantive requirements for the person completing  
576 the statement, and compliance with those requirements is  
577 mandatory. The sole method to enforce compliance with such  
578 requirements is contained in this paragraph. Compliance with  
579 subparagraph (b)2. and paragraph (c) may be challenged by a  
580 qualified candidate or a political party with a qualified  
581 candidate in the same race by filing an action for declaratory  
582 and injunctive relief in the circuit court for the county in

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583 which the qualifying officer is headquartered. A person may not  
584 be qualified as a candidate for nomination or election and his  
585 or her name may not appear on the ballot if in an order that has  
586 become final, the court determines that:

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

591 2. The person seeking to qualify for office as a candidate  
592 with no party affiliation has not been registered without party  
593 affiliation for, or has been a registered member of any  
594 political party during, the 365-day period preceding the  
595 beginning of qualifying.

596 (h) Any candidate or political party bringing an action  
597 for declaratory and injunctive relief under paragraph (f) or  
598 paragraph (g) is entitled to an expedited final hearing and any  
599 appeal of a final hearing shall receive expedited consideration  
600 by the appellate court. Upon a final order of the circuit court  
601 containing a determination in paragraph (f) or paragraph (g),  
602 the supervisor of elections in each county affected by such  
603 candidacy shall remove the name of the candidate from the  
604 ballot, or if the ballots have already been printed, post a  
605 notice to be included with each vote-by-mail ballot, and at each  
606 early voting location and polling precinct that a vote for such  
607 candidate will not be counted.

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608           **Section 14. Subsection (1) of section 101.043, Florida**  
609 **Statutes, is amended to read:**

610           101.043 Identification required at polls.-

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

617           1. Florida driver license.

618           2. Florida identification card issued by the Department of  
619 Highway Safety and Motor Vehicles.

620           3. United States passport or passport card.

621           ~~4. Debit or credit card.~~

622           ~~4.5.~~ United States uniformed services or Merchant Marine  
623 Military identification.

624           ~~6. Student identification.~~

625           ~~7. Retirement center identification.~~

626           ~~8. Neighborhood association identification.~~

627           ~~9. Public assistance identification.~~

628           ~~5.10.~~ Veteran health identification card issued by the  
629 United States Department of Veterans Affairs.

630           ~~6.11.~~ A license to carry a concealed weapon or firearm  
631 issued pursuant to s. 790.06.

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632 ~~7.12.~~ Any other Employee identification card issued by any  
633 branch, department, agency, or entity of the Federal Government,  
634 the state, a county, or a municipality, excluding identification  
635 cards issued by an educational institution.

636 (b) If the picture identification does not contain the  
637 signature of the elector, an additional identification that  
638 provides the elector's signature is ~~shall be~~ required. The  
639 address appearing on the identification presented by the elector  
640 may not be used as the basis to challenge an elector's legal  
641 residence. The elector must ~~shall~~ sign his or her name in the  
642 space provided on the precinct register or on an electronic  
643 device provided for recording the elector's signature. The clerk  
644 or inspector shall compare the signature with that on the  
645 identification provided by the elector and enter his or her  
646 initials in the space provided on the precinct register or on an  
647 electronic device provided for that purpose and allow the  
648 elector to vote if the clerk or inspector is satisfied as to the  
649 identity of the elector.

650 **Section 15. Subsection (1) and paragraph (d) of subsection**  
651 **(6) of section 101.048, Florida Statutes, are amended to read:**

652 101.048 Provisional ballots.—

653 (1) At all elections, a voter claiming to be properly  
654 registered in the state and eligible to vote at the precinct in  
655 the election but whose eligibility cannot be determined, a  
656 person whom an election official asserts is not eligible,

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657 including, but not limited to, a person to whom notice has been  
658 sent pursuant to s. 98.075(8) ~~s. 98.075(7)~~, but for whom a final  
659 determination of eligibility has not been made, and other  
660 persons specified in the code shall be entitled to vote a  
661 provisional ballot. Once voted, the provisional ballot must be  
662 placed in a secrecy envelope and thereafter sealed in a  
663 provisional ballot envelope. The provisional ballot must be  
664 deposited in a ballot box. All provisional ballots must remain  
665 sealed in their envelopes for return to the supervisor of  
666 elections. The department shall prescribe the form of the  
667 provisional ballot envelope. A person casting a provisional  
668 ballot has the right to present written evidence supporting his  
669 or her eligibility to vote to the supervisor of elections by not  
670 later than 5 p.m. on the second day following the election.

671 (6)

672 (d) Instructions must accompany the cure affidavit in  
673 substantially the following form:

674 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE  
675 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR  
676 BALLOT NOT TO COUNT.

677 1. In order to cure the missing signature or the signature  
678 discrepancy on your Provisional Ballot Voter's Certificate and  
679 Affirmation, your affidavit should be completed and returned as  
680 soon as possible so that it can reach the supervisor of

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681 elections of the county in which your precinct is located no  
682 later than 5 p.m. on the 2nd day after the election.

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

685 3. You must make a copy of one of the following forms of  
686 identification:

687 a. Tier 1 identification.—Current and valid identification  
688 that includes your name and photograph: Florida driver license;  
689 Florida identification card issued by the Department of Highway  
690 Safety and Motor Vehicles; United States passport or passport  
691 card; United States uniformed services or Merchant Marine; ~~debit~~  
692 ~~or credit card~~; ~~military identification~~; ~~student identification~~;  
693 ~~retirement center identification~~; ~~neighborhood association~~  
694 ~~identification~~; ~~public assistance~~ identification; veteran health  
695 identification card issued by the United States Department of  
696 Veterans Affairs; Florida license to carry a concealed weapon or  
697 firearm; or any other ~~employee~~ identification card issued by any  
698 branch, department, agency, or entity of the Federal Government,  
699 the state, a county, or a municipality; or

700 b. Tier 2 identification.—ONLY IF YOU DO NOT HAVE A TIER 1  
701 FORM OF IDENTIFICATION, identification that shows your name and  
702 current residence address: current utility bill; bank statement;  
703 government check; paycheck; or government document (excluding  
704 voter information card).

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705 4. Place the envelope bearing the affidavit into a mailing  
706 envelope addressed to the supervisor. Insert a copy of your  
707 identification in the mailing envelope. Mail (if time permits),  
708 deliver, or have delivered the completed affidavit along with  
709 the copy of your identification to your county supervisor of  
710 elections. Be sure there is sufficient postage if mailed and  
711 that the supervisor's address is correct. Remember, your  
712 information MUST reach your county supervisor of elections no  
713 later than 5 p.m. on the 2nd day following the election or your  
714 ballot will not count.

715 5. Alternatively, you may fax or e-mail your completed  
716 affidavit and a copy of your identification to the supervisor of  
717 elections. If e-mailing, please provide these documents as  
718 attachments.

719 6. Submitting a provisional ballot affidavit does not  
720 establish your eligibility to vote in this election or guarantee  
721 that your ballot will be counted. The county canvassing board  
722 determines your eligibility to vote through information provided  
723 on the Provisional Ballot Voter's Certificate and Affirmation,  
724 written evidence provided by you, including information in your  
725 cure affidavit along with any supporting identification, and any  
726 other evidence presented by the supervisor of elections or a  
727 challenger. You may still be required to present additional  
728 written evidence to support your eligibility to vote.

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729           **Section 16. Subsection (1) of section 101.151, Florida**  
730 **Statutes, is amended to read:**

731           101.151 Specifications for ballots.—

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

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

741           **Section 17. Subsection (4) of section 101.5606, Florida**  
742 **Statutes, is amended to read:**

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

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

750           **Section 18. Section 101.56075, Florida Statutes, is**  
751 **amended to read:**

752           101.56075 Voting methods.—For the purpose of designating  
753 ballot selections, all voting must be by official ~~marksense~~

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754 ballot, using a pen compatible with or recommended for use with  
755 the voting system. Persons with disabilities may vote using  
756 ~~marking device or~~ a voter interface device that produces a  
757 voter-verifiable paper output and meets the voter accessibility  
758 requirements for individuals with disabilities under s. 301 of  
759 the federal Help America Vote Act of 2002 and s. 101.56062.

760 **Section 19. Subsections (1), (2), and (3) of section**  
761 **101.5608, Florida Statutes, are amended to read:**

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

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

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

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

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

782 (b) Any voter who spoils his or her ballot or makes an  
783 error may return the ballot to the election official and secure  
784 another ballot, except that in no case shall a voter be  
785 furnished more than three ballots. If the vote tabulation device  
786 has rejected a ballot, the ballot must ~~shall~~ be considered  
787 spoiled and a new ballot must ~~shall~~ be provided to the voter  
788 unless the voter chooses to cast the rejected ballot. The  
789 election official, without examining the original ballot, shall  
790 state the possible reasons for the rejection and ~~shall~~ provide  
791 instruction to the voter pursuant to s. 101.5611. A spoiled  
792 ballot must ~~shall~~ be preserved, without examination, in an  
793 envelope provided for that purpose. The stub must ~~shall~~ be  
794 removed from the ballot and placed in an envelope.

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

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

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803           **Section 20. Subsection (5) of section 101.5612, Florida**  
804 **Statutes, is amended to read:**

805           101.5612 Testing of tabulating equipment.—

806           (5) Any tests involving ~~marksense~~ ballots pursuant to this  
807 section shall employ test ballots created by the supervisor of  
808 elections using actual ballots that have been printed for the  
809 election. If ballot-on-demand ballots will be used in the  
810 election, the supervisor shall also create test ballots using  
811 the ballot-on-demand technology that will be used to produce  
812 ballots in the election, using the same paper stock as will be  
813 used for ballots in the election.

814           **Section 21. Section 101.591, Florida Statutes, is amended**  
815 **to read:**

816           101.591 Voting system audit.—

817           (1) Before ~~Immediately following~~ the certification of each  
818 election, the county canvassing board or the local board  
819 responsible for certifying the election shall conduct, in  
820 accordance with s. 102.141, a manual audit or an automated,  
821 independent audit of the voting systems used in all ~~randomly~~  
822 ~~selected~~ precincts.

823           ~~(2) (a) A manual audit shall consist of a public manual~~  
824 ~~tally of the votes cast in one randomly selected race that~~  
825 ~~appears on the ballot. The tally sheet shall include election-~~  
826 ~~day, vote-by-mail, early voting, provisional, and overseas~~  
827 ~~ballots, in at least 1 percent but no more than 2 percent of the~~

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828 ~~precincts chosen at random by the county canvassing board or the~~  
829 ~~local board responsible for certifying the election. If 1~~  
830 ~~percent of the precincts is less than one entire precinct, the~~  
831 ~~audit shall be conducted using at least one precinct chosen at~~  
832 ~~random by the county canvassing board or the local board~~  
833 ~~responsible for certifying the election. Such precincts shall be~~  
834 ~~selected at a publicly noticed canvassing board meeting.~~

835 ~~(2)(b)~~ An automated independent audit using a system  
836 approved pursuant to s. 101.5911 shall consist of a public  
837 automated tally of the votes cast across every race that appears  
838 on the ballot. The tally sheet must ~~shall~~ include all valid  
839 election day, vote-by-mail, early voting, provisional, and  
840 overseas ballots in all ~~at least 20 percent of the precincts~~  
841 ~~chosen at random by the county canvassing board or the local~~  
842 ~~board responsible for certifying the election. Such precincts~~  
843 ~~shall be selected at a publicly noticed canvassing board~~  
844 ~~meeting.~~

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

- 848 ~~1. Completely independent of the primary voting system.~~
- 849 ~~2. Fast enough to produce final audit results within the~~  
850 ~~timeframe prescribed in subsection (4).~~
- 851 ~~3. Capable of demonstrating that the ballots of record~~  
852 ~~have been accurately adjudicated by the audit system.~~

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853 (3) The canvassing board shall publish ~~post~~ a notice of  
854 the automated independent audit on the county website as  
855 provided in s. 50.0311 or on the supervisor of elections'  
856 website, as deemed appropriate by the supervisor of elections in  
857 the county. The notice shall include ~~including~~ the date, time,  
858 and place for the audit, ~~in four conspicuous places in the~~  
859 ~~county and on the home page of the county supervisor of~~  
860 ~~elections website. The audit shall be open to the public.~~

861 (4) The automated independent audit must be completed and  
862 the results made public and reported in accordance with s.  
863 102.141 ~~no later than 11:59 p.m. on the 7th day following~~  
864 ~~certification of the election by the county canvassing board or~~  
865 ~~the local board responsible for certifying the election.~~

866 (5) By December 15 of each general election year, the  
867 county canvassing board or the board responsible for certifying  
868 the election shall provide a report with the results of the pre-  
869 certification automated independent audit for the general  
870 election to the Department of State in a standard format as  
871 prescribed by the department pursuant to rulemaking authority in  
872 s. 101.5911. ~~The report must be consolidated into one report~~  
873 ~~with the overvote and undervote report required under s.~~  
874 ~~101.595(1).~~ The report must ~~shall~~ contain, but is not limited  
875 to, the following items:

876 (a) The overall accuracy of audit.

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877 (b) A description of any problems or differences  
878 ~~discrepancies~~ encountered.

879 (c) The likely cause of such problems or differences  
880 ~~discrepancies~~.

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

883 (6) The department shall consolidate each county's results  
884 and include the results as part of the post-general election  
885 report submitted to the Governor, the President of the Senate,  
886 and the Speaker of the House of Representatives by February 15  
887 of each year following a general election as required under this  
888 section and s. 101.595 ~~If a manual recount is undertaken~~  
889 ~~pursuant to s. 102.166, the canvassing board is not required to~~  
890 ~~perform the audit provided for in this section.~~

891 **Section 22. Section 101.5911, Florida Statutes, is amended**  
892 **to read:**

893 101.5911 Automated independent audit system; approval;  
894 ~~Rulemaking authority for voting system~~ audit procedures;  
895 rulemaking.-

896 (1) ~~Effective upon this act becoming a law,~~ The department  
897 ~~of State~~ shall adopt rules to implement ~~the provisions of s.~~  
898 101.591, as amended by s. 8, chapter 2007-30, Laws of Florida,  
899 which prescribe detailed pre-certification automated independent  
900 audit procedures for each voting system, which shall be uniform

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901 to the extent practicable, along with the standard report forms  
902 ~~form~~ for automated independent audit reports and processes.

903 (2) The rules must provide, at a minimum, that such system  
904 be:

905 (a) Completely independent of the voting systems approved  
906 for use in this state.

907 (b) Fast enough to produce results within the timeframes  
908 prescribed in ss. 101.591 and 102.141.

909 (c) Capable of demonstrating that the ballots of record  
910 have been accurately adjudicated by the automated independent  
911 audit system.

912 (d) Capable of providing the canvassing board with the  
913 ability to review a digital image of a ballot that corresponds  
914 to the matching physical paper ballot for purposes of  
915 adjudication of ballots during manual ballot review.

916 (e) Capable of identifying and sorting overvotes and  
917 undervotes for a given race or ballot measure, including  
918 simultaneously identifying and sorting overvotes and undervotes  
919 in multiple races while simultaneously counting votes. Overvotes  
920 and undervotes may be identified and sorted physically or  
921 digitally.

922 **Section 23. Section 101.595, Florida Statutes, is amended**  
923 **to read:**

924 101.595 Analysis of overvotes and undervotes; report  
925 reports of voting problems.-

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926 (1) (a) No later than December 15 of each general election  
927 year, the supervisor of elections in each county shall report to  
928 the Department of State the total number of overvotes and  
929 undervotes in the "President and Vice President" or "Governor  
930 and Lieutenant Governor" race that appears first on the ballot  
931 or, if neither appears, the first race appearing on the ballot  
932 pursuant to s. 101.151(2), along with the likely reasons for  
933 such overvotes and undervotes and other information as may be  
934 useful in evaluating the performance of the voting system and  
935 identifying problems with ballot design and instructions which  
936 may have contributed to voter confusion. ~~This report must be  
937 consolidated into one report with the audit report required  
938 under s. 101.591(5).~~

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

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

945 2. ~~(b)~~ An identification of voting system design problems;  
946 and

947 3. ~~(c)~~ Recommendations for correcting any problems  
948 identified.

949 (2) ~~(3)~~ The department ~~of State~~ shall submit the overvote  
950 and undervote analysis required under subsection (1) as part of

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951 the post-general election report to the Governor, the President  
952 of the Senate, and the Speaker of the House of Representatives  
953 by February 15 of each year following a general election as  
954 required under ss. 101.591 and 101.595.

955 **Section 24. Paragraph (d) of subsection (4) of section**  
956 **101.68, Florida Statutes, is amended to read:**

957 101.68 Canvassing of vote-by-mail ballot.—

958 (4)

959 (d) Instructions must accompany the cure affidavit in  
960 substantially the following form:

961 READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE  
962 AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR  
963 BALLOT NOT TO COUNT.

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

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

971 3. You must make a copy of one of the following forms of  
972 identification:

973 a. Tier 1 identification.—Current and valid identification  
974 that includes your name and photograph: Florida driver license;  
975 Florida identification card issued by the Department of Highway

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976 Safety and Motor Vehicles; United States passport or passport  
977 card; United States uniformed services or Merchant Marine; ~~debit~~  
978 ~~or credit card; military identification; student identification;~~  
979 ~~retirement center identification; neighborhood association~~  
980 ~~identification; public assistance identification; veteran health~~  
981 identification card issued by the United States Department of  
982 Veterans Affairs; a Florida license to carry a concealed weapon  
983 or firearm; or any ~~an~~ ~~employee~~ identification card issued by any  
984 branch, department, agency, or entity of the Federal Government,  
985 the state, a county, or a municipality; or

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

991       4. Place the envelope bearing the affidavit into a mailing  
992 envelope addressed to the supervisor. Insert a copy of your  
993 identification in the mailing envelope. Mail (if time permits),  
994 deliver, or have delivered the completed affidavit along with  
995 the copy of your identification to your county supervisor of  
996 elections. Be sure there is sufficient postage if mailed and  
997 that the supervisor's address is correct. Remember, your  
998 information MUST reach your county supervisor of elections no  
999 later than 5 p.m. on the 2nd day after the election, or your  
1000 ballot will not count.

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1001 5. Alternatively, you may fax or e-mail your completed  
1002 affidavit and a copy of your identification to the supervisor of  
1003 elections. If e-mailing, please provide these documents as  
1004 attachments.

1005 **Section 25. Subsection (2) of section 101.6923, Florida**  
1006 **Statutes, is amended to read:**

1007 101.6923 Special vote-by-mail ballot instructions for  
1008 certain first-time voters.-

1009 (2) A voter covered by this section must be provided with  
1010 printed instructions with his or her vote-by-mail ballot in  
1011 substantially the following form:

1012 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR BALLOT.  
1013 FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT  
1014 TO COUNT.

1015 1. In order to ensure that your vote-by-mail ballot will  
1016 be counted, it should be completed and returned as soon as  
1017 possible so that it can reach the supervisor of elections of the  
1018 county in which your precinct is located no later than 7 p.m. on  
1019 the date of the election. However, if you are an overseas voter  
1020 casting a ballot in a presidential preference primary or general  
1021 election, your vote-by-mail ballot must be postmarked or dated  
1022 no later than the date of the election and received by the  
1023 supervisor of elections of the county in which you are  
1024 registered to vote no later than 10 days after the date of the  
1025 election. Note that the later you return your ballot, the less

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1026 time you will have to cure signature deficiencies, which is  
1027 authorized until 5 p.m. local time on the 2nd day after the  
1028 election.

1029 2. Mark your ballot in secret as instructed on the ballot.  
1030 You must mark your own ballot unless you are unable to do so  
1031 because of blindness, disability, or inability to read or write.

1032 3. Mark only the number of candidates or issue choices for  
1033 a race as indicated on the ballot. If you are allowed to "Vote  
1034 for One" candidate and you vote for more than one, your vote in  
1035 that race will not be counted.

1036 4. Place your marked ballot in the enclosed secrecy  
1037 envelope and seal the envelope.

1038 5. Insert the secrecy envelope into the enclosed envelope  
1039 bearing the Voter's Certificate. Seal the envelope and  
1040 completely fill out the Voter's Certificate on the back of the  
1041 envelope.

1042 a. You must sign your name on the line above (Voter's  
1043 Signature).

1044 b. If you are an overseas voter, you must include the date  
1045 you signed the Voter's Certificate on the line above (Date) or  
1046 your ballot may not be counted.

1047 c. A vote-by-mail ballot will be considered illegal and  
1048 will not be counted if the signature on the Voter's Certificate  
1049 does not match the signature on record. The signature on file at  
1050 the start of the canvass of the vote-by-mail ballots is the

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1051 signature that will be used to verify your signature on the  
1052 Voter's Certificate. If you need to update your signature for  
1053 this election, send your signature update on a voter  
1054 registration application to your supervisor of elections so that  
1055 it is received before your vote-by-mail ballot is received.

1056 6. Unless you meet one of the exemptions in Item 7., you  
1057 must make a copy of one of the following forms of  
1058 identification:

1059 a. Identification which must include your name and  
1060 photograph: United States passport or passport card; United  
1061 States uniformed services or Merchant Marine; debit or credit  
1062 card; military identification; student identification;  
1063 retirement center identification; neighborhood association  
1064 identification; public assistance identification; veteran health  
1065 identification card issued by the United States Department of  
1066 Veterans Affairs; a Florida license to carry a concealed weapon  
1067 or firearm; or any an-employee identification card issued by any  
1068 branch, department, agency, or entity of the Federal Government,  
1069 the state, a county, or a municipality; or

1070 b. Identification which shows your name and current  
1071 residence address: current utility bill, bank statement,  
1072 government check, paycheck, or government document (excluding  
1073 voter information card).

1074 7. The identification requirements of Item 6. do not apply  
1075 if you meet one of the following requirements:

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- 1076 a. You are 65 years of age or older.
- 1077 b. You have a temporary or permanent physical disability.
- 1078 c. You are a member of a uniformed service on active duty  
1079 who, by reason of such active duty, will be absent from the  
1080 county on election day.
- 1081 d. You are a member of the Merchant Marine who, by reason  
1082 of service in the Merchant Marine, will be absent from the  
1083 county on election day.
- 1084 e. You are the spouse or dependent of a member referred to  
1085 in paragraph c. or paragraph d. who, by reason of the active  
1086 duty or service of the member, will be absent from the county on  
1087 election day.
- 1088 f. You are currently residing outside the United States.
- 1089 8. Place the envelope bearing the Voter's Certificate into  
1090 the mailing envelope addressed to the supervisor. Insert a copy  
1091 of your identification in the mailing envelope. DO NOT PUT YOUR  
1092 IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR  
1093 INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR  
1094 BALLOT WILL NOT COUNT.
- 1095 9. Mail, deliver, or have delivered the completed mailing  
1096 envelope. Be sure there is sufficient postage if mailed.
- 1097 10. FELONY NOTICE. It is a felony under Florida law to  
1098 accept any gift, payment, or gratuity in exchange for your vote  
1099 for a candidate. It is also a felony under Florida law to vote

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1100 in an election using a false identity or false address, or under  
1101 any other circumstances making your ballot false or fraudulent.

1102 **Section 26. Subsection (2) of section 102.111, Florida**  
1103 **Statutes, is amended to read:**

1104 102.111 Elections Canvassing Commission.—

1105 (2) The Elections Canvassing Commission shall meet at 9 &  
1106 a.m. on the 9th day after a primary election and at 9 & a.m. on  
1107 the 14th day after a general election to certify the returns of  
1108 the election for each federal, state, and multicounty office and  
1109 for each constitutional amendment. On days the Legislature  
1110 convenes for organizational session pursuant to s. 3(a), Art.

1111 III of the State Constitution, such meeting will begin at 8 a.m.

1112 If a member of a county canvassing board that was constituted  
1113 pursuant to s. 102.141 determines, within 5 days after the  
1114 certification by the Elections Canvassing Commission, that a  
1115 typographical error occurred in the official returns of the  
1116 county, the correction of which could result in a change in the  
1117 outcome of an election, the county canvassing board must certify  
1118 corrected returns to the Department of State within 24 hours,  
1119 and the Elections Canvassing Commission must correct and  
1120 recertify the election returns as soon as practicable.

1121 **Section 27. Subsections (3) through (11) of section**  
1122 **102.141, Florida Statutes, are amended to read:**

1123 102.141 County canvassing board; duties.—

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1124 (3) The canvass, except the canvass of returned vote-by-  
1125 mail ballots ~~absent electors' returns~~ and the canvass of  
1126 provisional ballots, must ~~shall~~ be made from the returns and  
1127 certificates of the inspectors as signed and filed by them with  
1128 the supervisor, and the county canvassing board may ~~shall~~ not  
1129 change the number of votes cast for a candidate, nominee,  
1130 constitutional amendment, or other measure submitted to the  
1131 electorate of the county, respectively, in any polling place, as  
1132 shown by the returns. All returns must ~~shall~~ be made to the  
1133 board on or before 2 a.m. of the day following any primary,  
1134 general, or other election. If the returns from any precinct are  
1135 missing, if there are any omissions on the returns from any  
1136 precinct, or if there is an obvious error on any such returns,  
1137 the canvassing board must ~~shall~~ order a retabulation of the  
1138 returns from such precinct. Before canvassing such returns, the  
1139 canvassing board shall examine the tabulation of the ballots  
1140 cast in such precinct and determine whether the returns  
1141 correctly reflect the votes cast. If there is a discrepancy  
1142 between the returns and the tabulation of the ballots cast, the  
1143 tabulation of the ballots cast must ~~shall~~ be presumed correct  
1144 and such votes shall be canvassed accordingly.

1145 (4) (a) The supervisor of elections shall upload into the  
1146 county's election management system by 7 p.m. local time on the  
1147 day before the election the results of all early voting and  
1148 vote-by-mail ballots that have been canvassed and tabulated by

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1149 the end of the early voting period. Pursuant to ss. 101.5614(8),  
1150 101.657, and 101.68(2), the tabulation of votes cast or the  
1151 results of such uploads must ~~may~~ not be made public before the  
1152 close of the polls on election day.

1153 (b) The supervisor of elections, on behalf of the  
1154 canvassing board, shall report all early voting and all  
1155 tabulated vote-by-mail results to the Department of State within  
1156 30 minutes after the polls close. Thereafter, ~~the canvassing~~  
1157 ~~board shall report,~~ with the exception of provisional ballot  
1158 results, updated precinct election results shall be uploaded to  
1159 the department at least every 45 minutes until all results are  
1160 completely reported. The supervisor of elections shall notify  
1161 the department immediately of any circumstances that do not  
1162 permit periodic updates as required. Results must ~~shall~~ be  
1163 submitted in a format prescribed by the department.

1164 (5) The canvassing board shall submit on forms or in  
1165 formats provided by the division unofficial returns to the  
1166 Department of State for each federal, statewide, state, or  
1167 multicounty office or ballot measure no later than noon on the  
1168 third day after any primary election and no later than noon on  
1169 the fourth day after any general or other election. Such returns  
1170 must ~~shall~~ include the canvass of all ballots, including write-  
1171 in votes, as required by subsection (2).

1172 (6) (a) After unofficial results are reported pursuant to  
1173 subsection (5), each county shall conduct a pre-certification

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1174 automated independent audit as set forth in s. 101.591, and  
1175 compare the results to the results of the vote tabulation system  
1176 for a candidate for any office, candidate for retention to a  
1177 judicial office, or a measure appearing on the ballot.

1178 (b) The audit must be completed no later than noon on the  
1179 6th day after any primary election and no later than noon on the  
1180 7th day after any general or other election.

1181 (c)-(6) If the comparison of the results of the vote  
1182 tabulation system and the automated independent audit system  
1183 reflects any difference in the way the two systems read a ballot  
1184 or ballots, the county canvassing board or local determines that  
1185 the unofficial returns may contain a counting error in which the  
1186 vote tabulation system failed to count votes that were properly  
1187 marked in accordance with the instructions on the ballot, the  
1188 county canvassing board responsible for certifying the election  
1189 must conduct a manual ballot review pursuant to subsection (7)  
1190 shall:

1191 ~~(a) Correct the error and retabulate the affected ballots~~  
1192 ~~with the vote tabulation system; or~~

1193 ~~(b) Request that the Department of State verify the~~  
1194 ~~tabulation software. When the Department of State verifies such~~  
1195 ~~software, the department shall compare the software used to~~  
1196 ~~tabulate the votes with the software filed with the department~~  
1197 ~~pursuant to s. 101.5607 and check the election parameters.~~

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1198           (7) (a) If a manual ballot review is triggered pursuant to  
1199 subsection (6) the unofficial returns reflect that a candidate  
1200 for any office was defeated or eliminated by one-half of a  
1201 percent or less of the votes cast for such office, that a  
1202 candidate for retention to a judicial office was retained or not  
1203 retained by one-half of a percent or less of the votes cast on  
1204 the question of retention, or that a measure appearing on the  
1205 ballot was approved or rejected by one-half of a percent or less  
1206 of the votes cast on such measure, a recount shall be ordered of  
1207 the votes cast with respect to such office or measure. The  
1208 Secretary of State is responsible for ordering such review when  
1209 the differences involve recounts in federal, state multicounty  
1210 races, and any other multicounty races. The county canvassing  
1211 board or the local board responsible for certifying the election  
1212 is responsible for ordering a manual ballot review under this  
1213 subsection ~~recounts~~ in all other races. A recount need not be  
1214 ordered with respect to the returns for any office, however, if  
1215 the candidate or candidates defeated or eliminated from  
1216 contention for such office by one-half of a percent or less of  
1217 the votes cast for such office request in writing that a recount  
1218 not be made.

1219           (b) To conduct the manual ballot review, the board shall  
1220 use the digital images in the automated independent vote audit  
1221 system of the ballots that were read differently by the systems.  
1222 The review must also include, but not be limited to, a review

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1223 pursuant to s. 102.166, of any overvotes or undervotes that  
1224 appear in the automated independent vote audit system to  
1225 adjudicate the voter intent of such ballots before certification  
1226 of the county's official results. Nothing herein precludes a  
1227 board involved in the manual ballot review from also reviewing  
1228 the physical paper ballot corresponding to the digital image of  
1229 a ballot.

1230 ~~(a) Each canvassing board responsible for conducting a~~  
1231 ~~recount shall put each marksense ballot through automatic~~  
1232 ~~tabulating equipment and determine whether the returns correctly~~  
1233 ~~reflect the votes cast. If any marksense ballot is physically~~  
1234 ~~damaged so that it cannot be properly counted by the automatic~~  
1235 ~~tabulating equipment during the recount, a true duplicate shall~~  
1236 ~~be made of the damaged ballot pursuant to the procedures in s.~~  
1237 ~~101.5614(4). Immediately before the start of the recount, a test~~  
1238 ~~of the tabulating equipment shall be conducted as provided in s.~~  
1239 ~~101.5612. If the test indicates no error, the recount tabulation~~  
1240 ~~of the ballots cast shall be presumed correct and such votes~~  
1241 ~~shall be canvassed accordingly. If an error is detected, the~~  
1242 ~~cause therefor shall be ascertained and corrected and the~~  
1243 ~~recount repeated, as necessary. The canvassing board shall~~  
1244 ~~immediately report the error, along with the cause of the error~~  
1245 ~~and the corrective measures being taken, to the Department of~~  
1246 ~~State. No later than 11 days after the election, the canvassing~~  
1247 ~~board shall file a separate incident report with the Department~~

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1248 ~~of State, detailing the resolution of the matter and identifying~~  
1249 ~~any measures that will avoid a future recurrence of the error.~~  
1250 ~~If the automatic tabulating equipment used in a recount is not~~  
1251 ~~part of the voting system and the ballots have already been~~  
1252 ~~processed through such equipment, the canvassing board is not~~  
1253 ~~required to put each ballot through any automatic tabulating~~  
1254 ~~equipment again.~~

1255 ~~(b) Each canvassing board responsible for conducting a~~  
1256 ~~recount where touchscreen ballots were used shall examine the~~  
1257 ~~counters on the precinct tabulators to ensure that the total of~~  
1258 ~~the returns on the precinct tabulators equals the overall~~  
1259 ~~election return. If there is a discrepancy between the overall~~  
1260 ~~election return and the counters of the precinct tabulators, the~~  
1261 ~~counters of the precinct tabulators shall be presumed correct~~  
1262 ~~and such votes shall be canvassed accordingly.~~

1263 ~~(c) The canvassing board shall submit on forms or in~~  
1264 ~~formats provided by the division a second set of unofficial~~  
1265 ~~returns to the Department of State for each federal, statewide,~~  
1266 ~~state, or multicounty office or ballot measure. The returns~~  
1267 ~~shall be filed no later than 3 p.m. on the 5th day after any~~  
1268 ~~primary election and no later than 3 p.m. on the 9th day after~~  
1269 ~~any general election in which a recount was ordered by the~~  
1270 ~~Secretary of State. If the canvassing board is unable to~~  
1271 ~~complete the recount prescribed in this subsection by the~~  
1272 ~~deadline, the second set of unofficial returns submitted by the~~

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1273 ~~canvassing board shall be identical to the initial unofficial~~  
1274 ~~returns and the submission shall also include a detailed~~  
1275 ~~explanation of why it was unable to timely complete the recount.~~  
1276 ~~However, the canvassing board shall complete the recount~~  
1277 ~~prescribed in this subsection, along with any manual recount~~  
1278 ~~prescribed in s. 102.166, and certify election returns in~~  
1279 ~~accordance with the requirements of this chapter.~~

1280 ~~(d) The Department of State shall adopt detailed rules~~  
1281 ~~prescribing additional recount procedures for each certified~~  
1282 ~~voting system, which shall be uniform to the extent practicable.~~

1283 ~~(c)(8)~~ The canvassing board may employ such clerical help  
1284 to assist with the work of the board as it deems necessary, with  
1285 at least one member of the board present at all times, until the  
1286 canvass of the returns is completed. The clerical help shall be  
1287 paid from the same fund as inspectors and other necessary  
1288 election officials.

1289 (d) The canvassing board shall publish notice of the  
1290 manual ballot review, including the date, time, and place such  
1291 review will occur, on the county website as provided in s.  
1292 50.0311, on the supervisor of elections' website, or once in one  
1293 or more newspapers of general circulation in the county in which  
1294 the review will occur. Any manual review of ballots under this  
1295 section and s. 102.166 is open to the public. Each political  
1296 party may designate one person with expertise in the computer  
1297 field who shall be allowed in the central counting room when all

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1298 reviews are being conducted and when the official votes are  
1299 being counted. The designee may not interfere with the normal  
1300 operation of the canvassing board.

1301 (e) The canvassing board shall submit on forms or in  
1302 formats provided by the division a manual ballot review report  
1303 no later than the submission of the official returns in  
1304 accordance with paragraph (5) (b). If the canvassing board is  
1305 unable to complete the manual ballot review before official  
1306 results are due, the board shall certify the unofficial returns  
1307 as the official returns. The manual ballot review must still be  
1308 completed and the report shall include a detailed explanation of  
1309 why the county was unable to timely complete the manual ballot  
1310 review.

1311 (f) The department shall submit the analysis of these the  
1312 manual ballot review reports as part of the post-general for the  
1313 general election report as part of the consolidated reports  
1314 required under ss. 101.591 and 101.595 to the Governor, the  
1315 President of the Senate, and the Speaker of the House of  
1316 Representatives by February 15 of each year following a general  
1317 election.

1318 (g) The department shall adopt detailed rules prescribing  
1319 additional system manual review procedures for each certified  
1320 voting system, which must be uniform to the extent practicable.

1321 ~~(8)-(9)~~ Each member, substitute member, and alternate  
1322 member of the county canvassing board and all clerical help must

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1323 wear identification badges during any period in which the county  
1324 canvassing board is canvassing votes or engaging in other  
1325 official duties. The identification badges should be worn in a  
1326 conspicuous and unobstructed area, and include the name of the  
1327 individual and his or her official position.

1328 (9) ~~(10)~~ (a) The supervisor shall file a report with the  
1329 Division of Elections on the conduct of the election no later  
1330 than 20 business days after the Elections Canvassing Commission  
1331 certifies the election. The report must, at a minimum, describe  
1332 all of the following:

1333 1. All equipment or software malfunctions at the precinct  
1334 level, at a counting location, or within computer and  
1335 telecommunications networks supporting a county location, and  
1336 the steps that were taken to address the malfunctions.

1337 2. All election definition errors that were discovered  
1338 after the logic and accuracy test, and the steps that were taken  
1339 to address the errors.

1340 3. All ballot printing errors, vote-by-mail ballot mailing  
1341 errors, or ballot supply problems, and the steps that were taken  
1342 to address the errors or problems.

1343 4. All staffing shortages or procedural violations by  
1344 employees or precinct workers which were addressed by the  
1345 supervisor of elections or the county canvassing board during  
1346 the conduct of the election, and the steps that were taken to  
1347 correct such issues.

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1348 5. All instances where needs for staffing or equipment  
1349 were insufficient to meet the needs of the voters.

1350 6. Any additional information regarding material issues or  
1351 problems associated with the conduct of the election.

1352 7. Any issues encountered with any state-approved election  
1353 system, including, but not limited to, vote tabulation systems  
1354 and automated independent audit systems, and the steps that were  
1355 taken to address the issues.

1356 (b) If a supervisor discovers new or additional  
1357 information on any of the items required to be included in the  
1358 report pursuant to paragraph (a) after the report is filed, the  
1359 supervisor must notify the division that new information has  
1360 been discovered no later than the next business day after the  
1361 discovery, and the supervisor must file an amended report signed  
1362 by the supervisor of elections on the conduct of the election  
1363 within 10 days after the discovery.

1364 (c) Such reports must be maintained on file in the  
1365 Division of Elections and must be available for public  
1366 inspection.

1367 (d) The division shall review the conduct of election  
1368 reports to determine what problems may be likely to occur in  
1369 other elections and disseminate such information, along with  
1370 possible solutions and training, to the supervisors of  
1371 elections.

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1372 (e) The department shall submit the analysis of these  
1373 reports as part of ~~for~~ the post-general ~~general~~ election report  
1374 ~~as part of the consolidated reports~~ required under ss. 101.591  
1375 and 101.595 to the Governor, the President of the Senate, and  
1376 the Speaker of the House of Representatives by February 15 of  
1377 each year following a general election.

1378 ~~(11) The supervisor shall file with the department a copy~~  
1379 ~~of or an export file from the results database of the county's~~  
1380 ~~voting system and other statistical information as may be~~  
1381 ~~required by the department, the Legislature, or the Election~~  
1382 ~~Assistance Commission. The department shall adopt rules~~  
1383 ~~establishing the required content and acceptable formats for the~~  
1384 ~~filings and time for filings.~~

1385 **Section 28. Section 102.166, Florida Statutes, is amended**  
1386 **to read:**

1387 102.166 Manual review ~~recounts~~ of overvotes and  
1388 undervotes; voter intent.-

1389 ~~(1) If the second set of unofficial returns pursuant to s.~~  
1390 ~~102.141 indicates that a candidate for any office was defeated~~  
1391 ~~or eliminated by one-quarter of a percent or less of the votes~~  
1392 ~~cast for such office, that a candidate for retention to a~~  
1393 ~~judicial office was retained or not retained by one-quarter of a~~  
1394 ~~percent or less of the votes cast on the question of retention,~~  
1395 ~~or that a measure appearing on the ballot was approved or~~  
1396 ~~rejected by one-quarter of a percent or less of the votes cast~~

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1397 ~~on such measure, a manual recount of the overvotes and~~  
1398 ~~undervotes cast in the entire geographic jurisdiction of such~~  
1399 ~~office or ballot measure shall be ordered unless:~~

1400 ~~(a) The candidate or candidates defeated or eliminated~~  
1401 ~~from contention by one-quarter of 1 percent or fewer of the~~  
1402 ~~votes cast for such office request in writing that a recount not~~  
1403 ~~be made; or~~

1404 ~~(b) The number of overvotes and undervotes is fewer than~~  
1405 ~~the number of votes needed to change the outcome of the~~  
1406 ~~election.~~

1407  
1408 ~~The Secretary of State is responsible for ordering a manual~~  
1409 ~~recount for federal, state, and multicounty races. The county~~  
1410 ~~canvassing board or local board responsible for certifying the~~  
1411 ~~election is responsible for ordering a manual recount for all~~  
1412 ~~other races. A manual recount consists of a recount of marksense~~  
1413 ~~ballots or of digital images of those ballots by a person.~~

1414 ~~(1)(2)~~ Any hardware or software used to identify and sort  
1415 overvotes and undervotes for a given race or ballot measure must  
1416 be certified by the Department of State. Any such hardware or  
1417 software must be capable of simultaneously identifying and  
1418 sorting overvotes and undervotes in multiple races while  
1419 simultaneously counting votes. Overvotes and undervotes must be  
1420 identified and sorted while reviewing ~~recounting~~ ballots

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1421 pursuant to s. 102.141. Overvotes and undervotes may be  
1422 identified and sorted physically or digitally.

1423 ~~(2)(3)~~ Any manual review of ballots must recount ~~shall~~ be  
1424 open to the public. Each political party may designate one  
1425 person with expertise in the computer field who must be allowed  
1426 in the central counting room when the manual review is being  
1427 conducted and when the official votes are being counted. The  
1428 designee may not interfere with the normal operation of the  
1429 canvassing board.

1430 ~~(3)(4)~~(a) A vote for a candidate or ballot measure must  
1431 ~~shall~~ be counted if there is a clear indication on the ballot  
1432 that the voter has made a definite choice.

1433 (b) The Department of State shall adopt specific rules for  
1434 the federal write-in absentee ballot and for each certified  
1435 voting system prescribing what constitutes a "clear indication  
1436 on the ballot that the voter has made a definite choice." The  
1437 rules must ~~shall~~ be consistent, to the extent practicable, and  
1438 may not:

1439 1. Authorize the use of only ~~any electronic or~~  
1440 ~~electromechanical reading device to review a hybrid voting~~  
1441 ~~system ballot that is produced using a voter interface device~~  
1442 ~~and that contains both machine-readable fields~~ to interpret ~~and~~  
1443 ~~machine-printed text of the contest titles and voter selections,~~  
1444 unless the printed text, which is required, is illegible;

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1445 2. Exclusively provide that the voter must properly mark  
1446 or designate his or her choice on the ballot; or

1447 3. Contain a catch-all provision that fails to identify  
1448 specific standards, such as "any other mark or indication  
1449 clearly indicating that the voter has made a definite choice."

1450 (c) The rule for the federal write-in absentee ballot must  
1451 address, at a minimum, the following issues:

1452 1. The appropriate lines or spaces for designating a  
1453 candidate choice and, for state and local races, the office or  
1454 ballot measure to be voted, including the proximity of each to  
1455 the other and the effect of intervening blank lines.

1456 2. The sufficiency of designating a candidate's first or  
1457 last name when no other candidate in the race has the same or a  
1458 similar name.

1459 3. The sufficiency of designating a candidate's first or  
1460 last name when an opposing candidate has the same or a similar  
1461 name, notwithstanding generational suffixes and titles such as  
1462 "Jr.," "Sr.," or "III." The rule should contemplate the  
1463 sufficiency of additional first names and first initials, middle  
1464 names and middle initials, generational suffixes and titles,  
1465 nicknames, and, in general elections, the name or abbreviation  
1466 of a political party.

1467 4. Candidate designations containing both a qualified  
1468 candidate's name and a political party, including those in which  
1469 the party designated is the candidate's party, is not the

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1470 candidate's party, has an opposing candidate in the race, or  
1471 does not have an opposing candidate in the race.

1472 5. Situations where the abbreviation or name of a  
1473 candidate is the same as the abbreviation or name of a political  
1474 party to which the candidate does not belong, including those in  
1475 which the party designated has another candidate in the race or  
1476 does not have a candidate in the race.

1477 6. The use of marks, symbols, or language, such as arrows,  
1478 quotation marks, or the word "same" or "ditto," to indicate that  
1479 the same political party designation applies to all listed  
1480 offices or the elector's approval or disapproval of all listed  
1481 ballot measures.

1482 7. Situations in which an elector designates the name of a  
1483 qualified candidate for an incorrect office.

1484 8. Situations in which an elector designates an otherwise  
1485 correct office name that includes an incorrect district number.

1486 ~~(4)-(5)~~ Procedures for a manual ballot review ~~recount~~ are  
1487 as follows:

1488 (a) The county canvassing board shall appoint as many  
1489 counting teams of at least two electors as is necessary to  
1490 manually review ~~recount~~ the ballots. A counting team must have,  
1491 when possible, members of at least two political parties. A  
1492 candidate involved in the race may ~~shall~~ not be a member of the  
1493 counting team.

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1494 (b) Each duplicate ballot prepared pursuant to s.  
1495 101.5614(4) or s. 102.141 ~~s. 102.141(7)~~ shall be compared with  
1496 the original ballot to ensure the correctness of the duplicate.

1497 (c) If a counting team is unable to determine whether the  
1498 ballot contains a clear indication that the voter has made a  
1499 definite choice, the ballot must ~~shall~~ be presented to the  
1500 county canvassing board for a determination.

1501 (d) The Department of State shall adopt detailed rules  
1502 prescribing additional manual ballot review ~~recount~~ procedures  
1503 for each certified voting system which must ~~shall~~ be uniform to  
1504 the extent practicable. The rules must ~~shall~~ address, at a  
1505 minimum, the following areas:

- 1506 1. Security of ballots during the review ~~recount~~ process. ~~;~~
- 1507 2. Time and place of the review. ~~recounts;~~
- 1508 3. Public observance of the review. ~~recounts;~~
- 1509 4. Objections to ballot determinations. ~~;~~
- 1510 5. Record of the review ~~recount~~ proceedings. ~~;~~
- 1511 6. Procedures relating to candidate and petitioner  
1512 representatives. ~~;~~ ~~and~~
- 1513 7. Procedures relating to the certification and the use of  
1514 automatic tabulating equipment that is not part of a voting  
1515 system.

1516 (6) Nothing in this section precludes a county canvassing  
1517 board or local board involved in the manual ballot review  
1518 ~~recount~~ from comparing a digital image of a ballot to the

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1519 corresponding physical paper ballot during a manual review  
1520 recount.

1521 **Section 29. Effective July 1, 2026, section 104.042,**  
1522 **Florida Statutes, is created to read:**

1523 104.042 Limitations on actions for election fraud.—A  
1524 prosecution for a felony violation under the Election Code must  
1525 be commenced within 5 years after the date the violation is  
1526 committed.

1527 **Section 30. Effective July 1, 2026, paragraph (a) of**  
1528 **subsection (12) of section 106.08, Florida Statutes, is amended,**  
1529 **paragraphs (c) through (g) are added to that subsection, and**  
1530 **paragraph (b) of that subsection is reenacted, to read:**

1531 106.08 Contributions; limitations on.—

1532 (12)(a)1. For purposes of this subsection, the term  
1533 "foreign national" means:

1534 a. A foreign government;

1535 b. A foreign political party;

1536 c. A foreign corporation, partnership, association,  
1537 organization, or other combination of persons organized under  
1538 the laws of or having its principal place of business in a  
1539 foreign country;

1540 d. A person with foreign citizenship; or

1541 e. A person who is not a citizen or national of the United  
1542 States and is not lawfully admitted to the United States for  
1543 permanent residence.

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- 1544           2. The term does not include:
- 1545           a. A person who is a dual citizen or dual national of the  
1546 United States and a foreign country.
- 1547           b. A domestic subsidiary of a foreign corporation,  
1548 partnership, association, organization, or other combination of  
1549 persons organized under the laws of or having its principal  
1550 place of business in a foreign country if:
- 1551           (I) The donations and disbursements used toward a  
1552 contribution or an expenditure are derived entirely from funds  
1553 generated by the subsidiary's operations in the United States;  
1554 and
- 1555           (II) All decisions concerning donations and disbursements  
1556 used toward a contribution or an expenditure are made by  
1557 individuals who either hold United States citizenship or are  
1558 permanent residents of the United States. For purposes of this  
1559 sub-sub-subparagraph, decisions concerning donations and  
1560 disbursements do not include decisions regarding the  
1561 subsidiary's overall budget for contributions or expenditures in  
1562 connection with an election or decisions regarding the  
1563 subsidiary's support or opposition of an issue in this state.
- 1564           (b) A foreign national may not make or offer to make,  
1565 directly or indirectly, a contribution or expenditure in  
1566 connection with any election held in the state.
- 1567           (c) A political party, a political committee, an  
1568 electioneering communications organization, or a candidate may

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1569 not knowingly and willfully accept or solicit, directly or  
1570 indirectly, a contribution from a foreign national in connection  
1571 with any election held in this state.

1572 (d) A person, acting either alone or jointly with,  
1573 through, or on behalf of another person, who has knowingly and  
1574 willfully received monetary or in-kind donations or gifts from  
1575 one or more foreign nationals in an aggregate amount exceeding  
1576 \$100,000 over the preceding 4 years, may not make a contribution  
1577 or independent expenditure:

1578 1. To a political committee supporting or opposing an  
1579 issue in this state; or

1580 2. In support or opposition of an issue in this state.

1581 (e) A political committee supporting or opposing an issue  
1582 in this state may not knowingly and willfully accept  
1583 contributions from a person, acting either alone or jointly  
1584 with, through, or on behalf of another person, who has received  
1585 monetary or in-kind donations or gifts from one or more foreign  
1586 nationals in an aggregate amount exceeding \$100,000 over the  
1587 preceding 4 years.

1588 (f) For purposes of compliance with subsections (d) and  
1589 (e), monetary or in-kind donations or gifts from one or more  
1590 foreign nationals received by a domestic subsidiary who meets  
1591 the requirements of subparagraph (a)2. shall not count towards  
1592 the \$100,000 aggregate threshold provided in subsections (d) and  
1593 (e), as long as the monetary or in-kind donations or gifts

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1594 received are not used for political activity by the domestic  
1595 subsidiary.

1596 (g) A person or entity who violates this subsection  
1597 commits a felony of the third degree, punishable as provided in  
1598 s. 775.082, s. 775.083, or s. 775.084, and shall also be subject  
1599 to a civil penalty equal to three times the amount contributed.  
1600 Such penalty shall be paid into the General Revenue Fund. Any  
1601 penalty imposed against a person that is not an individual  
1602 jointly and severally attaches to the chair of the entity if the  
1603 entity does not pay the penalty within 30 days. The Florida  
1604 Elections Commission shall be responsible for determining  
1605 violations, imposing civil penalties, and collecting any unpaid  
1606 civil penalties. The Florida Elections Commission shall report  
1607 any violations of this subsection to the Office of Election  
1608 Crimes and Security to include in the department's report under  
1609 s. 97.022.

1610 **Section 31. Section 322.034, Florida Statutes, is created**  
1611 **to read:**

1612 322.034 Legal status designation on state-issued driver  
1613 licenses and identification cards.—

1614 (1) By July 1, 2027, a Florida driver license or Florida  
1615 identification card issued to a qualified applicant who is a  
1616 United States citizen as last recorded in the system must  
1617 include the legal status of United States citizen on the license  
1618 or card at the time of issuance, renewal, or replacement.

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1619           (2) Notwithstanding this chapter, the department shall  
1620 issue, at no charge, a renewal or replacement license or card if  
1621 a licensee or cardholder timely updates his or her legal status  
1622 upon becoming a citizen of the United States as required in s.  
1623 322.19.

1624           **Section 32. Effective July 1, 2026, paragraph (d) of**  
1625 **subsection (8) of section 895.02, Florida Statutes, is amended**  
1626 **to read:**

1627           895.02 Definitions.—As used in ss. 895.01-895.08, the  
1628 term:

1629           (8) "Racketeering activity" means to commit, to attempt to  
1630 commit, to conspire to commit, or to solicit, coerce, or  
1631 intimidate another person to commit:

1632           (d) ~~Any A violation of chapter 104 the Florida Election~~  
1633 ~~Code relating to irregularities or fraud involving issue~~  
1634 ~~petition activities.~~

1635           **Section 33. Subsections (5) and (6) of section 98.065,**  
1636 **Florida Statutes, are amended to read:**

1637           98.065 Registration list maintenance programs.—

1638           (5) A notice may not be issued pursuant to this section  
1639 and a voter's name may not be removed from the statewide voter  
1640 registration system later than 90 days prior to the date of a  
1641 federal election. However, this section does not preclude the  
1642 correction of registration records based on information  
1643 submitted by the voter or removal of the name of a voter from

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1644 the statewide voter registration system at any time upon the  
1645 voter's written request, by reason of the voter's death, or upon  
1646 a determination of the voter's ineligibility as provided in s.  
1647 98.075(8) ~~s. 98.075(7)~~.

1648 (6) The supervisor shall, at a minimum, conduct an annual  
1649 review of voter registration records to identify registration  
1650 records in which a voter is registered at an address that may  
1651 not be an address of legal residence for the voter. For those  
1652 registration records with such addresses that the supervisor has  
1653 reasonable belief are not legal residential addresses, the  
1654 supervisor shall initiate list maintenance activities pursuant  
1655 to s. 98.075(7) ~~s. 98.075(6)~~ and (8) ~~(7)~~.

1656 **Section 34. Section 98.0755, Florida Statutes, is amended**  
1657 **to read:**

1658 98.0755 Appeal of determination of ineligibility.—Appeal  
1659 of the supervisor's determination of ineligibility pursuant to  
1660 s. 98.075(8) ~~s. 98.075(7)~~ may be taken to the circuit court in  
1661 and for the county where the person was registered. Notice of  
1662 appeal must be filed within the time and in the manner provided  
1663 by the Florida Rules of Appellate Procedure and acts as  
1664 supersedeas. Trial in the circuit court is de novo and governed  
1665 by the rules of that court. Unless the person can show that his  
1666 or her name was erroneously or illegally removed from the  
1667 statewide voter registration system, or that he or she is  
1668 indigent, the person must bear the costs of the trial in the

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1669 circuit court. Otherwise, the cost of the appeal must be paid by  
1670 the supervisor of elections.

1671 **Section 35. Paragraph (a) of subsection (4) of section**  
1672 **101.5614, Florida Statutes, is amended to read:**

1673 101.5614 Canvass of returns.—

1674 (4) (a) If any vote-by-mail ballot is physically damaged so  
1675 that it cannot properly be counted by the voting system's  
1676 automatic tabulating equipment, a true duplicate copy shall be  
1677 made of the damaged ballot in an open and accessible room in the  
1678 presence of witnesses and substituted for the damaged ballot.  
1679 Likewise, a duplicate ballot shall be made of a vote-by-mail  
1680 ballot containing an overvoted race if there is a clear  
1681 indication on the ballot that the voter has made a definite  
1682 choice in the overvoted race or ballot measure. A duplicate  
1683 shall include all valid votes as determined by the canvassing  
1684 board based on rules adopted by the division pursuant to  
1685 s.101.5614 ~~s. 102.166(4)~~. A duplicate may be made of a ballot  
1686 containing an undervoted race or ballot measure if there is a  
1687 clear indication on the ballot that the voter has made a  
1688 definite choice in the undervoted race or ballot measure. A  
1689 duplicate may not include a vote if the voter's intent in such  
1690 race or on such measure is not clear. Upon request, a physically  
1691 present candidate, a political party official, a political  
1692 committee official, or an authorized designee thereof, must be  
1693 allowed to observe the duplication of ballots upon signing an

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1694 affidavit affirming his or her acknowledgment that disclosure of  
1695 election results discerned from observing the ballot duplication  
1696 process while the election is ongoing is a felony, as provided  
1697 under subsection (8). The observer must be allowed to observe  
1698 the duplication of ballots in such a way that the observer is  
1699 able to see the markings on each ballot and the duplication  
1700 taking place. All duplicate ballots must be clearly labeled  
1701 "duplicate," bear a serial number which shall be recorded on the  
1702 defective ballot, and be counted in lieu of the defective  
1703 ballot. The duplication of ballots must happen in the presence  
1704 of at least one canvassing board member. After a ballot has been  
1705 duplicated, the defective ballot shall be placed in an envelope  
1706 provided for that purpose, and the duplicate ballot shall be  
1707 tallied with the other ballots for that precinct. If any  
1708 observer makes a reasonable objection to a duplicate of a  
1709 ballot, the ballot must be presented to the canvassing board for  
1710 a determination of the validity of the duplicate. The canvassing  
1711 board must document the serial number of the ballot in the  
1712 canvassing board's minutes. The canvassing board must decide  
1713 whether the duplication is valid. If the duplicate ballot is  
1714 determined to be valid, the duplicate ballot must be counted. If  
1715 the duplicate ballot is determined to be invalid, the duplicate  
1716 ballot must be rejected and a proper duplicate ballot must be  
1717 made and counted in lieu of the original.

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**T I T L E   A M E N D M E N T**

Remove lines 17-173 and insert:  
will be registered as an unverified voter, and must  
vote with a provisional ballot that will not be  
counted if his or her legal status as a United States  
citizen cannot be verified through the Department of  
Highway Safety and Motor Vehicles; requiring the  
online voter registration system to transmit certain  
information to the supervisor of elections and  
generate certain notices; requiring the supervisor of  
elections to verify the legal status of certain  
applicants and provide certain notice; providing that,  
under specified circumstances, the online voter  
registration system may populate the applicant's  
information into a printable voter registration  
application; amending s. 97.053, F.S.; requiring an  
applicant's legal status to be verified for a voter  
registration application to be valid; providing that  
an applicant will be deemed an unverified voter if his  
or her application fails to meet specified  
requirements; requiring an applicant to provide  
certain evidence to the supervisor of elections to  
prove the applicant's legal status under specified  
circumstances; providing for retroactivity; providing

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1744 certain applicants a provisional ballot and such  
1745 ballot may only be counted if the applicant can verify  
1746 his or her legal status within a specified timeframe;  
1747 amending s. 97.057, F.S.; requiring the Department of  
1748 Highway Safety and Motor Vehicles to provide the  
1749 Department of State documentary proof of an  
1750 applicant's citizenship; amending s. 98.015, F.S.;  
1751 authorizing the office of the supervisor of elections  
1752 to close to observe certain holidays under a specified  
1753 condition; amending s. 98.045, F.S.; requiring  
1754 supervisors to make certain determinations relating to  
1755 applicants who were previously registered to vote, but  
1756 later removed for ineligibility, and to follow  
1757 specified procedures to notify the applicant, if  
1758 applicable; amending s. 98.075, F.S.; requiring the  
1759 Department of State to verify the United States  
1760 citizenship status of any registered voter after a  
1761 specified date; requiring specified notices regarding  
1762 an applicant's potential ineligibility to vote;  
1763 requiring certain applicants to submit specified  
1764 information to the supervisor of elections; requiring  
1765 certain documentation be recorded in the statewide  
1766 voter registration system; amending s. 98.093, F.S.;  
1767 requiring the Department of Highway Safety and Motor  
1768 Vehicles to provide the Department of State with

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1769 information identifying United States citizens who  
1770 have been issued a new, renewed, or replacement  
1771 Florida driver license or Florida identification card;  
1772 requiring the Department of Highway Safety and Motor  
1773 Vehicles to provide the Department of State with  
1774 changes in residence address and Florida driver  
1775 license or identification card numbers of individuals  
1776 who have declined to register or update their voter  
1777 registration; creating s. 98.094, F.S.; requiring the  
1778 Division of Elections to provide a list of registered  
1779 voters to federal courts for a specified purpose;  
1780 requiring the jury coordinator to prepare a specified  
1781 list with certain information and send such list to  
1782 the division; specifying the manner in which such list  
1783 may be sent; requiring the division to provide such  
1784 information to the appropriate supervisor of  
1785 elections; amending s. 99.021, F.S.; specifying that a  
1786 person seeking to qualify for office as a candidate  
1787 must be a registered member of a political party, or  
1788 registered without any party affiliation, for 365  
1789 consecutive days preceding the beginning of the  
1790 qualifying before an election; authorizing qualified  
1791 candidates or certain political parties to challenge  
1792 compliance with specified provisions by filing an  
1793 action for declaratory and injunctive relief in a

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1794 specified circuit court; prohibiting a person from  
1795 being qualified as a candidate for nomination or  
1796 election and appearing on the ballot under specified  
1797 circumstances; providing that compliance with  
1798 specified requirements is mandatory; entitling certain  
1799 candidates and political parties to specified  
1800 expedited hearings and consideration; requiring the  
1801 supervisor of elections to remove certain candidates  
1802 from the ballot or provide certain notice that votes  
1803 for certain disqualified candidates will not be  
1804 counted; amending s. 101.043, F.S.; revising the forms  
1805 of identification required to be provided at polls;  
1806 amending ss. 101.048, 101.151, 101.5606, 101.5608, and  
1807 101.5612, F.S.; conforming provisions to changes made  
1808 by the act; amending s. 101.56075, F.S.; requiring  
1809 voting be completed on an official ballot using a pen  
1810 or marker; amending s. 101.591, F.S.; removing  
1811 provisions relating to the performance of a manual  
1812 audit; requiring the county canvassing board or other  
1813 local board responsible for certifying an election to  
1814 conduct an automated, independent audit of voting  
1815 systems used in all precincts; providing the process  
1816 for conducting such automated, independent audit;  
1817 requiring the canvassing board to publish a specified  
1818 notice on the county's website, the supervisor's

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1819 | website, or in certain newspapers; requiring that the  
1820 | audit be completed and made public before the  
1821 | certification of the election; providing reporting  
1822 | requirements for county canvassing boards; requiring  
1823 | the results of the audit be included in a specified  
1824 | report submitted to the Governor and Legislature by a  
1825 | specified date each year; amending s. 101.5911, F.S.;  
1826 | requiring the Department of State to adopt certain  
1827 | rules; amending s. 101.595, F.S.; revising certain  
1828 | reporting requirements for the Department of State;  
1829 | amending ss. 101.68 and 101.6923, F.S.; conforming  
1830 | provisions to changes made by the act; amending s.  
1831 | 102.111, F.S.; revising the meeting time for the  
1832 | Elections Canvassing Commission; amending s. 102.141,  
1833 | F.S.; 102.141, F.S.; revising requirements for  
1834 | canvassing of ballots; revising provisions relating to  
1835 | reporting election results; requiring counties to  
1836 | conduct an automated independent audit for a specified  
1837 | purpose within a specified timeframe; requiring the  
1838 | specified parties take certain actions if the audit  
1839 | and vote tabulation procude difference results;  
1840 | requiring a manual ballot review under specified  
1841 | circumstances; providing procedures for such manual  
1842 | ballot reviews; removing provisions relating to  
1843 | automatic recounts and county canvassing board recount

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1844 procedures; requiring the county canvassing board to  
1845 publish certain notice containing manual review  
1846 information through specified means; requiring manual  
1847 review of ballots be open to the public; authorizing  
1848 political parties to designate a certain expert to be  
1849 allowed in the central counting room while reviews are  
1850 being performed; prohibiting such person from  
1851 interfering with the normal operation of the  
1852 canvassing board; revising information required to be  
1853 in a report to the Division of Elections; removing the  
1854 requirement for the supervisor to file with the  
1855 Department of State certain results and statistical  
1856 information; amending s. 102.166, F.S.; revising  
1857 requirements for recounts of overvotes and undervotes;  
1858 authorizing political parties to designate a certain  
1859 expert to be allowed in the central counting room  
1860 while reviews are being performed; prohibiting such  
1861 person from interfering with the normal operation of  
1862 the canvassing board; revising requirements for rules  
1863 prescribing voter intent; creating s. 104.042, F.S.;  
1864 providing a statute of limitations period for election  
1865 fraud; amending s. 106.08, F.S.; revising the  
1866 contributions or expenditures that a foreign national  
1867 is prohibited from making or offering to make;  
1868 prohibiting certain persons from accepting specified

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1869 | contributions; prohibiting certain persons from making  
1870 | specified contributions or expenditures; providing an  
1871 | exception to such prohibition; providing penalties;  
1872 | creating s. 322.034, F.S.; requiring that Florida  
1873 | driver licenses and identification cards include  
1874 | certain information by a specified date; requiring the  
1875 | Department of Highway Safety and Motor Vehicles to  
1876 | issue certain replacement or renewal cards at no  
1877 | charge; amending s. 895.02, F.S.; revising the  
1878 | definition of the term "racketeering activity";  
1879 | amending ss. 98.065, 98.0755, 101.5614, 101.67, and  
1880 | 104.16,

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