

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION

LEAGUE OF WOMEN VOTERS,
OF FLORIDA INC., *et al.*,

Plaintiffs,

v.

LAUREL M. LEE, in her official
capacity as Florida Secretary of State,
et al.,

Defendants,

and

REPUBLICAN NATIONAL
COMMITTEE, *et al.*,

Intervenor-Defendants.

Case No. 4:21-cv-00186-MW-MAF
4:21-cv-00187-MW-MAF
4:21-cv-00201-MW-MAF
4:21-cv-00242-MW-MAF

NOTICE TO THE COURT

On April 25, 2022, the Governor signed into law an election reform bill commonly known as Senate Bill 524. *See Attachment A.* Sections 5, 7, 16, 20, 22, and 23 are subject to preclearance under this Court's post-trial order. ECF No. 665 at 288. While the State disagrees that preclearance is appropriate, and has sought a stay of the post-trial order before the Eleventh Circuit, these sections will not be

“enforced” absent further guidance. 52 U.S.C. § 10302(c); *see also* **Attachment B** (correspondence with supervisors of elections).

Respectfully submitted:

BRADLEY R. MCVAY (FBN 79034)
General Counsel

Brad.McVay@dos.myflorida.com

ASHLEY E. DAVIS (FBN 48302)

Deputy General Counsel

Ashley.Davis@dos.myflorida.com

Florida Department of State

R.A. Gray Building Suite 100

500 South Bronough Street

Tallahassee, Florida 32399-0250

Phone: (850) 245-6536

Fax: (850) 245-6127

/s/Mohammad Jazil

Mohammad O. Jazil (FBN: 72556)

mjazil@holtzmanvogel.com

Gary V. Perko (FBN: 855898)

gperko@holtzmanvogel.com

Holtzman Vogel Baran Torchinsky &
Josefiak PLLC

119 S. Monroe St. Suite 500

Tallahassee, FL 32301

Phone No.: (850) 274-1690

Fax No.: (540) 341-8809

Phillip M. Gordon (VA Bar: 96521)*

pgordon@holtzmanvogel.com

15405 John Marshall Hwy

Haymarket, VA 20169

Phone No. (540)341-8808

Fax No.: (540) 341-8809

*Admitted *pro hac vice*

Dated: April 25, 2022

Attorneys for Secretary Laurel M. Lee

CERTIFICATE OF SERVICE

I hereby certify that on April 25, 2022, I electronically filed the foregoing with the Clerk of Court by using CM/ECF, which automatically serves all counsel of record for the parties who have appeared.

/s/ Mohammad O. Jazil
Mohammad O. Jazil.

RETRIEVED FROM DEMOCRACYDOCKET.COM

CS for CS for SB 524

First Engrossed

ENROLLED

CHAPTER
2022- 73

Committee Substitute for Committee Substitute for Senate Bill No. 524

2022524e1

A bill to be entitled

An act relating to election administration; amending s. 15.21, F.S.; requiring the Secretary of State to notify the Attorney General if signatures required for an initiative petition are no longer valid; authorizing the Secretary of State to resubmit the initiative petition to the Attorney General if certain conditions are met; amending s. 16.061, F.S.; requiring the Attorney General to withdraw his or her petition for an advisory opinion by the Supreme Court if notified by the Secretary of State that the initiative petition no longer meets the criteria for review; requiring the Attorney General to file a new petition for an advisory opinion if the initiative petition subsequently qualifies for review; creating s. 97.022, F.S.; creating the Office of Election Crimes and Security within the Department of State; specifying the duties and structure of the office; providing for construction; requiring the department to annually report to the Governor and Legislature regarding the office's activities; specifying requirements for such report; amending s. 97.0291, F.S.; clarifying provisions governing the prohibition on the solicitation, acceptance, use, and disposal of private funds for certain election-related expenses; amending s. 97.052, F.S.; adding requirements to the uniform statewide voter registration application; amending s. 97.057, F.S.; conforming a cross-reference; amending s. 97.0575, F.S.; deleting a



2022524e1

requirement that a third-party voter registration organization provide a certain notification to an applicant; revising a limitation on the amount of aggregate fines which may be assessed against a third-party voter registration organization in a calendar year; specifying that a third-party voter registration organization is liable for a certain fine if a person collecting voter registration applications on its behalf is convicted of unlawfully altering any application; amending s. 98.065, F.S.; revising the frequency with which supervisors of elections must conduct a registration list maintenance program; modifying required components of registration list maintenance programs; conforming provisions to changes made by the act; amending s. 98.0655, F.S.; revising requirements for certain registration list maintenance forms to be prescribed by the Department of State; amending s. 98.075, F.S.; requiring the Department of State to identify deceased registered voters using information received by specified agencies; amending s. 98.093, F.S.; requiring clerks of the circuit court and the Department of Highway Safety and Motor Vehicles to furnish additional information to the Department of State on a monthly basis; amending s. 100.041, F.S.; providing an exception to certain county commissioner election requirements for certain districts; amending s. 100.371, F.S.; revising duties of the supervisor with respect to the processing and retention of initiative petition forms; requiring the



2022524e1

supervisor to post additional information regarding petition forms on his or her website; requiring the Secretary of State to notify the Financial Impact Estimating Conference if the signatures for an initiative petition are no longer valid; specifying conditions under which the Financial Impact Estimating Conference does not need to complete an analysis and financial impact statement for an initiative petition; creating s. 101.019, F.S.; prohibiting the use of ranked-choice voting to determine election or nomination to elective office; voiding existing or future local ordinances authorizing the use of ranked-choice voting; amending s. 101.043, F.S.; deleting a provision that prohibits using an address appearing on identification presented by an elector as a basis to confirm an elector's legal residence; deleting a provision that prohibits a clerk or an inspector from asking an elector to provide additional identification information under specified circumstances; amending s. 101.051, F.S.; replacing references to "secure drop boxes" with "secure ballot intake stations"; conforming terminology to changes made by the act; amending s. 101.151, F.S.; revising requirements for Department of State rules regarding certified voting systems and ballot specifications; amending s. 101.5614, F.S.; requiring specified individuals observing the ballot duplication process to sign a specified affidavit acknowledging certain criminal penalties; prohibiting persons authorized to observe,



2022524e1

review, or inspect ballot materials or observe canvassing from releasing certain information about an election before the closing of the polls; providing criminal penalties; amending s. 101.6103, F.S.; conforming certain provisions governing the Mail Ballot Election Act to provisions applicable to the mailing and canvassing of vote-by-mail ballots; amending s. 101.65, F.S.; conforming terminology to changes made by the act; amending s. 101.655, F.S.; revising the date by which requests for supervised voting must be submitted to the supervisor; amending s. 101.69, F.S.; revising requirements for permanent branch offices of the supervisor which may be used as secure ballot intake station locations; conforming terminology to changes made by the act; amending s. 102.031, F.S.; conforming terminology to changes made by the act; amending s. 102.091, F.S.; requiring the Governor, in consultation with the executive director of the Department of Law Enforcement, to appoint special officers to investigate election law violations; specifying requirements for such special officers; providing construction; amending s. 102.101, F.S.; prohibiting a special officer from entering a polling place; providing exceptions; amending s. 104.0616, F.S.; increasing criminal penalties for certain unlawful acts involving vote-by-mail ballots; amending s. 104.185, F.S.; increasing criminal penalties for a person who signs another person's name or a fictitious name on specified petitions; amending



2022524e1

s. 104.186, F.S.; increasing criminal penalties for a person who unlawfully compensates a petition circulator based on the number of petition forms gathered; amending s. 124.011, F.S.; providing that certain county commissioners must be elected at the general election immediately following redistricting; requiring such commissioners' terms to commence on a certain date; providing applicability; amending s. 921.0022, F.S.; ranking a specified offense involving vote-by-mail ballots on the severity ranking chart of the Criminal Punishment Code; providing legislative findings and intent; requiring the Department of State to submit a report to the Legislature by a specified date; providing report requirements; providing effective dates.

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

Section 1. Section 15.21, Florida Statutes, is amended to read:

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

(1) The Secretary of State shall immediately submit an initiative petition to the Attorney General if the sponsor has:

(a) ~~(1)~~ Registered as a political committee pursuant to s. 106.03;

(b) ~~(2)~~ Submitted the ballot title, substance, and text of the proposed revision or amendment to the Secretary of State pursuant to ss. 100.371 and 101.161; and



2022524e1

146 (c)(3) Obtained a letter from the Division of Elections
147 confirming that the sponsor has submitted to the appropriate
148 supervisors for verification, and the supervisors have verified,
149 forms signed and dated equal to 25 percent of the number of
150 electors statewide required by s. 3, Art. XI of the State
151 Constitution in one-half of the congressional districts of the
152 state.

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

163 Section 2. Subsection (4) is added to section 16.061,
164 Florida Statutes, to read:

165 16.061 Initiative petitions.—

166 (4) If the Attorney General is notified by the Secretary of
167 State pursuant to s. 15.21(2) that an initiative petition no
168 longer qualifies for ballot placement for the ensuing general
169 election, the Attorney General must withdraw his or her request
170 for an advisory opinion if the Supreme Court has not yet
171 fulfilled that request. If the Secretary of State subsequently
172 resubmits the initiative petition if the criteria in s. 15.21(1)
173 are again satisfied and the court has not issued its advisory
174 opinion, the Attorney General must file a new petition seeking



2022524e1

175 such advisory opinion.

176 Section 3. Section 97.022, Florida Statutes, is created to
177 read:

178 97.022 Office of Election Crimes and Security; creation;
179 purpose and duties.-

180 (1) The Office of Election Crimes and Security is created
181 within the Department of State. The purpose of the office is to
182 aid the Secretary of State in completion of his or her duties
183 under s. 97.012(12) and (15) by:

184 (a) Receiving and reviewing notices and reports generated
185 by government officials or any other person regarding alleged
186 occurrences of election law violations or election
187 irregularities in this state.

188 (b) Initiating independent inquiries and conducting
189 preliminary investigations into allegations of election law
190 violations or election irregularities in this state.

191 (2) The office may review complaints and conduct
192 preliminary investigations into alleged violations of the
193 Florida Election Code or any rule adopted pursuant thereto and
194 any election irregularities.

195 (3) The secretary shall appoint a director of the office.

196 (4) The office shall be based in Tallahassee and shall
197 employ nonsworn investigators to conduct any investigations. The
198 positions and resources necessary for the office to accomplish
199 its duties shall be established through and subject to the
200 legislative appropriations process.

201 (5) The office shall oversee the department's voter fraud
202 hotline.

203 (6) This section does not limit the jurisdiction of any



2022524e1

204 other office or agency of the state empowered by law to
205 investigate, act upon, or dispose of alleged election law
206 violations.

207 (7) By January 15 of each year, the department shall submit
208 a report to the Governor, the President of the Senate, and the
209 Speaker of the House of Representatives detailing information on
210 investigations of alleged election law violations or election
211 irregularities conducted during the prior calendar year. The
212 report must include the total number of complaints received and
213 independent investigations initiated and the number of
214 complaints referred to another agency for further investigation
215 or prosecution, including the total number of those matters sent
216 to a special officer pursuant to s. 102.091. For each alleged
217 violation or irregularity investigated, the report must include:

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

219 (b) The law allegedly violated or the nature of the
220 irregularity reported;

221 (c) The county in which the alleged violation or
222 irregularity occurred;

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

226 (e) The current status of the investigation or resulting
227 criminal case.

228 Section 4. Section 97.0291, Florida Statutes, is amended to
229 read:

230 97.0291 Prohibition on use of private funds for election-
231 related expenses.—No agency or state or local official
232 responsible for conducting elections, including, but not limited



2022524e1

233 to, a supervisor of elections, may solicit, accept, use, or
234 dispose of any donation in the form of money, grants, property,
235 or personal services from an individual or a nongovernmental
236 entity for the purpose of funding any type of election-related
237 expenses related to election administration, including, but not
238 limited to, voter education, voter outreach, voter ~~or~~
239 registration programs, or the cost of any litigation related to
240 election administration. This section does not prohibit the
241 donation and acceptance of space to be used for a polling room
242 or an early voting site.

243 Section 5. Paragraph (g) is added to subsection (3) of
244 section 97.052, Florida Statutes, to read:

245 97.052 Uniform statewide voter registration application.—

246 (3) The uniform statewide voter registration application
247 must also contain:

248 (g) A statement informing the applicant that if the
249 application is being collected by a third-party voter
250 registration organization, the organization might not deliver
251 the application to the division or the supervisor in the county
252 in which the applicant resides in less than 14 days or before
253 registration closes for the next ensuing election, and that the
254 applicant may instead elect to deliver the application in person
255 or by mail or choose to register online. The statement must
256 further inform the applicant how to determine whether the
257 application has been delivered.

258 Section 6. Effective January 1, 2023, subsection (13) of
259 section 97.057, Florida Statutes, is amended to read:

260 97.057 Voter registration by the Department of Highway
261 Safety and Motor Vehicles.—



2022524e1

262 (13) The Department of Highway Safety and Motor Vehicles
263 must assist the Department of State in regularly identifying
264 changes in residence address on the driver license or
265 identification card of a voter. The Department of State must
266 report each such change to the appropriate supervisor of
267 elections who must change the voter's registration records in
268 accordance with s. 98.065(5) ~~s. 98.065(4)~~.

269 Section 7. Present subsections (4) through (7) of section
270 97.0575, Florida Statutes, are redesignated as subsections (5)
271 through (8), respectively, a new subsection (4) is added to that
272 section, and paragraph (a) of subsection (3) of that section is
273 amended, to read:

274 97.0575 Third-party voter registrations.—

275 (3)(a) A third-party voter registration organization that
276 collects voter registration applications serves as a fiduciary
277 to the applicant, ensuring that any voter registration
278 application entrusted to the organization, irrespective of party
279 affiliation, race, ethnicity, or gender, must be promptly
280 delivered to the division or the supervisor of elections in the
281 county in which the applicant resides within 14 days after the
282 application was completed by the applicant, but not after
283 registration closes for the next ensuing election. ~~A third-party~~
284 ~~voter registration organization must notify the applicant at the~~
285 ~~time the application is collected that the organization might~~
286 ~~not deliver the application to the division or the supervisor of~~
287 ~~elections in the county in which the applicant resides in less~~
288 ~~than 14 days or before registration closes for the next ensuing~~
289 ~~election and must advise the applicant that he or she may~~
290 ~~deliver the application in person or by mail. The third-party~~



2022524e1

~~voter registration organization must also inform the applicant~~
~~how to register online with the division and how to determine~~
~~whether the application has been delivered.~~ If a voter
registration application collected by any third-party voter
registration organization is not promptly delivered to the
division or supervisor of elections in the county in which the
applicant resides, the third-party voter registration
organization is liable for the following fines:

1. A fine in the amount of \$50 for each application
received by the division or the supervisor of elections in the
county in which the applicant resides more than 14 days after
the applicant delivered the completed voter registration
application to the third-party voter registration organization
or any person, entity, or agent acting on its behalf. A fine in
the amount of \$250 for each application received if the third-
party voter registration organization or person, entity, or
agency acting on its behalf acted willfully.

2. A fine in the amount of \$100 for each application
collected by a third-party voter registration organization or
any person, entity, or agent acting on its behalf, before book
closing for any given election for federal or state office and
received by the division or the supervisor of elections in the
county in which the applicant resides after the book-closing
deadline for such election. A fine in the amount of \$500 for
each application received if the third-party registration
organization or person, entity, or agency acting on its behalf
acted willfully.

3. A fine in the amount of \$500 for each application
collected by a third-party voter registration organization or



2022524e1

any person, entity, or agent acting on its behalf, which is not submitted to the division or supervisor of elections in the county in which the applicant resides. A fine in the amount of \$1,000 for any application not submitted if the third-party voter registration organization or person, entity, or agency acting on its behalf acted willfully.

The aggregate fine pursuant to this paragraph which may be assessed against a third-party voter registration organization, including affiliate organizations, for violations committed in a calendar year is \$50,000 ~~\$1,000~~.

(4) If a person collecting voter registration applications on behalf of a third-party voter registration organization alters the voter registration application of any other person, without the other person's knowledge and consent, in violation of s. 104.012(4) and is subsequently convicted of such offense, the applicable third-party voter registration organization is liable for a fine in the amount of \$1,000 for each application altered.

Section 8. Effective January 1, 2023, present subsections (3) through (6) of section 98.065, Florida Statutes, are redesignated as subsections (4) through (7), respectively, a new subsection (3) is added to that section, and subsection (2) and present subsections (3), (4), and (5) of that section are amended, to read:

98.065 Registration list maintenance programs.—

(2) A supervisor must incorporate one or more of the following procedures in the supervisor's annual ~~biennial~~ registration list maintenance program under which the supervisor



2022524e1

349 shall:

350 (a) Use change-of-address information supplied by the
351 United States Postal Service through its licensees ~~is used~~ to
352 identify registered voters whose addresses might have changed.
353 Additionally, in odd-numbered years, unless the supervisor is
354 conducting the procedure specified in paragraph (b), the
355 supervisor must identify change-of-address information from
356 returned nonforwardable return-if-undeliverable address
357 confirmation requests mailed to all registered voters who have
358 not voted in the preceding two general elections or any
359 intervening election and who have not made a request that their
360 registration records be updated during that time; or

361 (b) Identify change-of-address information ~~is identified~~
362 from returned nonforwardable return-if-undeliverable mail sent
363 to all registered voters in the county; ~~or~~

364 ~~(c) Change of address information is identified from~~
365 ~~returned nonforwardable return-if-undeliverable address~~
366 ~~confirmation requests mailed to all registered voters who have~~
367 ~~not voted in the last 2 years and who did not make a written~~
368 ~~request that their registration records be updated during that~~
369 ~~time.~~

370 (3) Address confirmation requests sent pursuant to
371 paragraph (2) (a) and mail sent pursuant to paragraph (b) must be
372 addressed to the voter's address of legal residence, not
373 including voters temporarily residing outside the county and
374 registered in the precinct designated by the supervisor pursuant
375 to s. 101.045(1). If a request is returned as undeliverable, any
376 other notification sent to the voter pursuant to subsection (5)
377 or s. 98.0655 must be addressed to the voter's mailing address



2022524e1

on file, if any.

(4) A registration list maintenance program must be conducted by each supervisor, at a minimum, once ~~in each odd-numbered~~ year and must be completed not later than 90 days before ~~prior to~~ the date of any federal election. All list maintenance actions associated with each voter must be entered, tracked, and maintained in the statewide voter registration system.

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

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

(c) If an address confirmation request required by paragraph (2) (a) is returned as undeliverable without indication of an address change, or there is no response from the voter within 30 days, or if any other nonforwardable return-if-



2022524e1

undeliverable mail is returned as undeliverable with no indication of an address change, the supervisor shall send an address confirmation final notice to all addresses on file for the voter.

(d) The supervisor must designate as inactive all voters who have been sent an address confirmation final notice and who have not returned the postage prepaid, preaddressed return form within 30 days or for which the final notice has been returned as undeliverable. Names on the inactive list may not be used to calculate the number of signatures needed on any petition. A voter on the inactive list may be restored to the active list of voters upon the voter updating his or her registration and confirming his or her current address of legal residence, requesting a vote-by-mail ballot and confirming his or her current address of legal residence, or appearing to vote and confirming his or her current address of legal residence.

However, if the voter does not update his or her voter registration information, request a vote-by-mail ballot, or vote by the second general election after being placed on the inactive list, the voter's name shall be removed from the statewide voter registration system and the voter shall be required to reregister to have his or her name restored to the statewide voter registration system.

~~(6)-(5)~~ A notice may not be issued pursuant to this section and a voter's name may not be removed from the statewide voter registration system later than 90 days prior to the date of a federal election. However, this section does not preclude the correction of registration records based on information submitted by the voter or removal of the name of a voter from



2022524e1

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

Section 9. Effective January 1, 2023, subsections (1) and (3) of section 98.0655, Florida Statutes, are amended to read:

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

(1) An address confirmation request that must contain:

(a) The voter's name and address of legal residence as shown on the voter registration record; and

(b) A request that the voter notify the supervisor if either the voter's name or address of legal residence is incorrect;

(c) If the address confirmation request is required by s. 98.065(2)(a), a statement that if the voter has not changed his or her legal residence or has changed his or her legal residence within the state, the voter should return the form within 30 days after the date on which the notice was sent to the voter; and

(d) Information about updating voter information through the online voter registration system.

(3) An address confirmation final notice that must be sent to the newly recorded address of legal residence, or to all addresses on file for the voter if no indication of new address has been received, by forwardable mail and must contain a postage prepaid, preaddressed return form and a statement that:

(a) If the voter has not changed his or her legal residence



2022524e1

or has changed his or her legal residence within the state, the voter should return the form within 30 days after the date on which the notice was sent to the voter.

(b) If the voter has changed his or her legal residence to a location outside the state:

1. The voter shall return the form, which serves as a request to be removed from the registration books; and

2. The voter shall be provided with information on how to register in the new jurisdiction in order to be eligible to vote.

(c) If the return form is not returned, the voter's name shall be designated as inactive in the statewide voter registration system, and confirmation of the voter's address of legal residence may be required before the voter is authorized to vote in an election.

Section 10. Paragraph (a) of subsection (3) of section 98.075, Florida Statutes, is amended to read:

98.075 Registration records maintenance activities; ineligibility determinations.—

(3) DECEASED PERSONS.—

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

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

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

c. The Department of Highway Safety and Motor Vehicles.

2. Within 7 days after receipt of such information through



2022524e1

the statewide voter registration system, the supervisor shall remove the name of the registered voter.

Section 11. Section 98.093, Florida Statutes, is amended to read:

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

(1) In order to identify ineligible registered voters and maintain accurate and current voter registration records in the statewide voter registration system pursuant to procedures in s. 98.065 or s. 98.075, it is necessary for the department and supervisors of elections to receive or access certain information from state and federal officials and entities in the format prescribed.

(2) To the maximum extent feasible, state and local government agencies shall facilitate provision of information and access to data to the department, including, but not limited to, databases that contain reliable criminal records and records of deceased persons. State and local government agencies that provide such data shall do so without charge if the direct cost incurred by those agencies is not significant.

(a) The Department of Health shall furnish monthly to the department a list containing the name, address, date of birth, date of death, social security number, race, and sex of each deceased person 17 years of age or older.

(b) Each clerk of the circuit court shall furnish monthly to the department:

1. A list of those persons who have been adjudicated



2022524e1

mentally incapacitated with respect to voting during the preceding calendar month, a list of those persons whose mental capacity with respect to voting has been restored during the preceding calendar month, and a list of those persons who have returned signed jury notices during the preceding months to the clerk of the circuit court indicating a change of address. Each list shall include the name, address, date of birth, race, sex, and, whichever is available, the Florida driver license number, Florida identification card number, or social security number of each such person.

2. Information on the terms of sentence for felony convictions, including any financial obligations for court costs, fees, and fines, of all persons listed in the clerk's records whose last known address in the clerk's records is within this state and who have been convicted of a felony during the preceding month. The information may be provided directly by individual clerks of the circuit court or may be provided on their behalf through the Comprehensive Case Information System. For each felony conviction reported, the information must include:

a. The full name, last known address, date of birth, race, sex, and, if available, the Florida driver license number or Florida identification card number, as applicable, and the social security number of the person convicted.

b. The amounts of all financial obligations, including restitution and court costs, fees, and fines, and, if known, the amount of financial obligations not yet satisfied.

c. The county in which the conviction occurred.

d. The statute number violated, statute table text, date of



2022524e1

552 conviction, and case number.

553 (c) Upon receipt of information from the United States
554 Attorney, listing persons convicted of a felony in federal
555 court, the department shall use such information to identify
556 registered voters or applicants for voter registration who may
557 be potentially ineligible based on information provided in
558 accordance with s. 98.075.

559 (d) The Department of Law Enforcement shall identify those
560 persons who have been convicted of a felony who appear in the
561 voter registration records supplied by the statewide voter
562 registration system, in a time and manner that enables the
563 department to meet its obligations under state and federal law.

564 (e) The Florida Commission on Offender Review shall furnish
565 at least bimonthly to the department data, including the
566 identity of those persons granted clemency in the preceding
567 month or any updates to prior records which have occurred in the
568 preceding month. The data shall contain the commission's case
569 number and the person's name, address, date of birth, race,
570 gender, Florida driver license number, Florida identification
571 card number, or the last four digits of the social security
572 number, if available, and references to record identifiers
573 assigned by the Department of Corrections and the Department of
574 Law Enforcement, a unique identifier of each clemency case, and
575 the effective date of clemency of each person.

576 (f) The Department of Corrections shall identify those
577 persons who have been convicted of a felony and committed to its
578 custody or placed on community supervision. The information must
579 be provided to the department at a time and in a manner that
580 enables the department to identify registered voters who are



2022524e1

convicted felons and to meet its obligations under state and federal law.

(g) The Department of Highway Safety and Motor Vehicles shall furnish monthly to the department:

1. A list of those persons whose names have been removed from the driver license database because they have been licensed in another state. The list must ~~shall~~ contain the name, address, date of birth, sex, social security number, and driver license number of each such person.

2. A list of those persons who presented evidence of non-United States citizenship upon being issued a new or renewed Florida driver license or Florida identification card. The list must contain the name; address; date of birth; social security number, if applicable; and Florida driver license number or Florida identification card number, as applicable, of each such person.

(3) This section does not limit or restrict the supervisor in his or her duty to remove the names of persons from the statewide voter registration system pursuant to s. 98.075(7) based upon information received from other sources.

Section 12. Paragraph (a) of subsection (2) of section 100.041, Florida Statutes, is amended to read:

100.041 Officers chosen at general election.—

(2) (a) Except as provided in s. 124.011 relating to single member districts after decennial redistricting, each county commissioner from an odd-numbered district shall be elected at the general election in each year the number of which is a multiple of 4, for a 4-year term commencing on the second Tuesday following such election, and each county commissioner



2022524e1

610 from an even-numbered district shall be elected at the general
611 election in each even-numbered year the number of which is not a
612 multiple of 4, for a 4-year term commencing on the second
613 Tuesday following such election. A county commissioner is
614 "elected" for purposes of this paragraph on the date that the
615 county canvassing board certifies the results of the election
616 pursuant to s. 102.151.

617 Section 13. Paragraphs (a) and (c) of subsection (11) and
618 paragraph (a) of subsection (13) of section 100.371, Florida
619 Statutes, are amended to read:

620 100.371 Initiatives; procedure for placement on ballot.—

621 (11) (a) An initiative petition circulated for
622 signature may not be bundled with or attached to any other
623 petition. Each signature shall be dated when made and shall be
624 valid until the next February 1 occurring in an even-numbered
625 year for the purpose of the amendment appearing on the ballot
626 for the general election occurring in that same year, provided
627 all other requirements of law are met. The sponsor shall submit
628 signed and dated forms to the supervisor of elections for the
629 county of residence listed by the person signing the form for
630 verification of the number of valid signatures obtained. If a
631 signature on a petition is from a registered voter in another
632 county, the supervisor shall notify the petition sponsor of the
633 misfiled petition. The supervisor shall promptly verify the
634 signatures within 60 days after receipt of the petition forms
635 and payment of a fee for the actual cost of signature
636 verification incurred by the supervisor. However, for petition
637 forms submitted less than 60 days before February 1 of an even-
638 numbered year, the supervisor shall promptly verify the



2022524e1

639 signatures within 30 days after receipt of the form and payment
640 of the fee for signature verification. The supervisor shall
641 promptly record, in the manner prescribed by the Secretary of
642 State, the date each form is received by the supervisor, and the
643 date the signature on the form is verified as valid. The
644 supervisor may verify that the signature on a form is valid only
645 if:

646 1. The form contains the original signature of the
647 purported elector.

648 2. The purported elector has accurately recorded on the
649 form the date on which he or she signed the form.

650 3. The form sets forth the purported elector's name,
651 address, city, county, and voter registration number or date of
652 birth.

653 4. The purported elector is, at the time he or she signs
654 the form and at the time the form is verified, a duly qualified
655 and registered elector in the state.

656 5. The signature was obtained legally, including that if a
657 paid petition circulator was used, the circulator was validly
658 registered under subsection (3) when the signature was obtained.
659

660 The supervisor shall retain all the signature forms, separating
661 forms verified as valid from those deemed invalid, for at least
662 1 year following the election for in which the petition was
663 circulated ~~issue appeared on the ballot or until the division~~
664 ~~notifies the supervisors of elections that the committee that~~
665 ~~circulated the petition is no longer seeking to obtain ballot~~
666 ~~position.~~

667 (c) On the last day of each month, or on the last day of



2022524e1

each week from December 1 of an odd-numbered year through February 1 of the following year, each supervisor shall post on his or her website the total number of signatures submitted, the total number of invalid signatures, the total number of signatures processed, and the aggregate number of verified valid signatures and the distribution of such signatures by congressional district for each proposed amendment proposed by initiative, along with the following information specific to the reporting period: the total number of signed petition forms received, the total number of signatures verified, the distribution of verified valid signatures by congressional district, and the total number of verified petition forms forwarded to the Secretary of State.

(13) (a) At the same time the Secretary of State submits an initiative petition to the Attorney General pursuant to s. 15.21, the secretary shall submit a copy of the initiative petition to the Financial Impact Estimating Conference. Within 75 days after receipt of a proposed revision or amendment to the State Constitution by initiative petition from the Secretary of State, the Financial Impact Estimating Conference shall complete an analysis and financial impact statement to be placed on the ballot of the estimated increase or decrease in any revenues or costs to state or local governments and the overall impact to the state budget resulting from the proposed initiative. The 75-day time limit is tolled when the Legislature is in session. The Financial Impact Estimating Conference shall submit the financial impact statement to the Attorney General and Secretary of State. If the initiative petition has been submitted to the Financial Impact Estimating Conference but the validity of



2022524e1

signatures has expired and the initiative petition no longer qualifies for ballot placement at the ensuing general election, the Secretary of State must notify the Financial Impact Estimating Conference. The Financial Impact Estimating Conference is not required to complete an analysis and financial impact statement for an initiative petition that fails to meet the requirements of subsection (1) for placement on the ballot before the 75-day time limit, including any tolling period, expires. The initiative petition may be resubmitted to the Financial Impact Estimating Conference if the initiative petition meets the requisite criteria for a subsequent general election cycle. A new Financial Impact Estimating Conference shall be established at such time as the initiative petition again satisfies the criteria in s. 15.21(1).

Section 14. Section 101.019, Florida Statutes, is created to read:

101.019 Ranked-choice voting prohibited.—

(1) A ranked-choice voting method that allows voters to rank candidates for an office in order of preference and has ballots cast be tabulated in multiple rounds following the elimination of a candidate until a single candidate attains a majority may not be used in determining the election or nomination of any candidate to any local, state, or federal elective office in this state.

(2) Any existing or future ordinance enacted or adopted by a county, a municipality, or any other local governmental entity which is in conflict with this section is void.

Section 15. Paragraphs (b) and (c) of subsection (1) of section 101.043, Florida Statutes, are amended to read:



2022524e1

101.043 Identification required at polls.—

(1)

(b) If the picture identification does not contain the signature of the elector, an additional identification that provides the elector's signature shall be required. The address appearing on the identification presented by the elector may not be used as the basis to ~~confirm an elector's legal residence or otherwise~~ challenge an elector's legal residence. The elector shall sign his or her name in the space provided on the precinct register or on an electronic device provided for recording the elector's signature. The clerk or inspector shall compare the signature with that on the identification provided by the elector and enter his or her initials in the space provided on the precinct register or on an electronic device provided for that purpose and allow the elector to vote if the clerk or inspector is satisfied as to the identity of the elector.

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

Section 16. Subsections (2) and (5) of section 101.051, Florida Statutes, are amended to read:

101.051 Electors seeking assistance in casting ballots; oath to be executed; forms to be furnished.—

(2) It is unlawful for any person to be in the voting booth with any elector except as provided in subsection (1). A person at a polling place, a secure ballot intake station ~~drop box~~



2022524e1

location, or an early voting site, or within 150 feet of a
secure ballot intake station ~~drop-box~~ location or the entrance
of a polling place or an early voting site, may not solicit any
elector in an effort to provide assistance to vote pursuant to
subsection (1). Any person who violates this subsection commits
a misdemeanor of the first degree, punishable as provided in s.
775.082 or s. 775.083.

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

DECLARATION TO PROVIDE ASSISTANCE

State of Florida

County of

Date

Precinct

I, ...(Print name)..., have been requested by ...(print
name of elector needing assistance)... to provide him or her
with assistance to vote. I swear or affirm that I am not the
employer, an agent of the employer, or an officer or agent of
the union of the voter and that I have not solicited this voter
at the polling place, secure ballot intake station ~~drop-box~~
location, or early voting site or within 150 feet of such
locations in an effort to provide assistance.



2022524e1

784 ... (Signature of assistor) ...

785
786 Sworn and subscribed to before me this day of,
787 ... (year)

788
789 ... (Signature of Official Administering Oath) ...

790
791 Section 17. Subsection (9) of section 101.151, Florida
792 Statutes, is amended to read:

793 101.151 Specifications for ballots.—

794 (9) (a) The Department of State shall adopt rules
795 prescribing a uniform primary and general election ballot for
796 each certified voting system. The rules shall incorporate the
797 requirements set forth in this section and shall prescribe
798 additional matters and forms that include, without limitation:

799 1. The ballot title followed by clear and unambiguous
800 ballot instructions and directions limited to a single location
801 on the ballot, either:

802 a. Centered across the top of the ballot; or

803 b. In the leftmost column, with no individual races in that
804 column unless it is the only column on the ballot;

805 2. Individual race layout; and

806 3. Overall ballot layout; and

807 ~~4. Oval vote targets as the only permissible type of vote~~
808 ~~target, except as provided in s. 101.56075.~~

809 (b) The rules must graphically depict a sample uniform
810 primary and general election ballot form for each certified
811 voting system.

812 Section 18. Paragraph (a) of subsection (4) and subsection



2022524e1

(8) of section 101.5614, Florida Statutes, are amended to read:
101.5614 Canvass of returns.—

(4) (a) If any vote-by-mail ballot is physically damaged so that it cannot properly be counted by the voting system's automatic tabulating equipment, a true duplicate copy shall be made of the damaged ballot in an open and accessible room in the presence of witnesses and substituted for the damaged ballot. Likewise, a duplicate ballot shall be made of a vote-by-mail ballot containing an overvoted race if there is a clear indication on the ballot that the voter has made a definite choice in the overvoted race or ballot measure. A duplicate shall include all valid votes as determined by the canvassing board based on rules adopted by the division pursuant to s. 102.166(4). A duplicate may be made of a ballot containing an undervoted race or ballot measure if there is a clear indication on the ballot that the voter has made a definite choice in the undervoted race or ballot measure. A duplicate may not include a vote if the voter's intent in such race or on such measure is not clear. Upon request, a physically present candidate, a political party official, a political committee official, or an authorized designee thereof, must be allowed to observe the duplication of ballots upon signing an affidavit affirming his or her acknowledgment that disclosure of election results discerned from observing the ballot duplication process while the election is ongoing is a felony, as provided under subsection (8). The observer must be allowed to observe the duplication of ballots in such a way that the observer is able to see the markings on each ballot and the duplication taking place. All duplicate ballots must be clearly labeled



2022524e1

842 "duplicate," bear a serial number which shall be recorded on the
843 defective ballot, and be counted in lieu of the defective
844 ballot. The duplication of ballots must happen in the presence
845 of at least one canvassing board member. After a ballot has been
846 duplicated, the defective ballot shall be placed in an envelope
847 provided for that purpose, and the duplicate ballot shall be
848 tallied with the other ballots for that precinct. If any
849 observer makes a reasonable objection to a duplicate of a
850 ballot, the ballot must be presented to the canvassing board for
851 a determination of the validity of the duplicate. The canvassing
852 board must document the serial number of the ballot in the
853 canvassing board's minutes. The canvassing board must decide
854 whether the duplication is valid. If the duplicate ballot is
855 determined to be valid, the duplicate ballot must be counted. If
856 the duplicate ballot is determined to be invalid, the duplicate
857 ballot must be rejected and a proper duplicate ballot must be
858 made and counted in lieu of the original.

859 (8) Any supervisor of elections, deputy supervisor of
860 elections, canvassing board member, election board member, ~~or~~
861 election employee, or other person authorized to observe,
862 review, or inspect ballot materials or observe canvassing who
863 releases any information about votes cast for or against any
864 candidate or ballot measure or any ~~the~~ results of any election
865 before ~~prior to~~ the closing of the polls in that county on
866 election day commits a felony of the third degree, punishable as
867 provided in s. 775.082, s. 775.083, or s. 775.084.

868 Section 19. Subsections (1) and (6) of section 101.6103,
869 Florida Statutes, are amended to read:

870 101.6103 Mail ballot election procedure.—



2022524e1

(1) Except as otherwise provided in subsection (7), the supervisor of elections shall mail all official ballots with a secrecy envelope, a return mailing envelope, and instructions sufficient to describe the voting process to each elector entitled to vote in the election within the timeframes specified in s. 101.62(4) ~~not sooner than the 20th day before the election and not later than the 10th day before the date of the election.~~ All such ballots shall be mailed by first-class mail. Ballots shall be addressed to each elector at the address appearing in the registration records and placed in an envelope which is prominently marked "Do Not Forward."

(6) The canvassing board may begin the canvassing of mail ballots as provided by s. 101.68(2)(a). The criminal penalty specified in that paragraph for the release of results before 7 p.m. on election day is also applicable to canvassing conducted under this act at 7 a.m. on the sixth day before the election, ~~including processing the ballots through the tabulating equipment. However, results may not be released until after 7 p.m. on election day. Any canvassing board member or election employee who releases any result before 7 p.m. on election day commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

Section 20. Section 101.65, Florida Statutes, is amended to read:

101.65 Instructions to absent electors.—The supervisor shall enclose with each vote-by-mail ballot separate printed instructions in substantially the following form; however, where the instructions appear in capitalized text, the text of the printed instructions must be in bold font:



2022524e1

READ THESE INSTRUCTIONS CAREFULLY
BEFORE MARKING BALLOT.

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

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

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

4. Place your marked ballot in the enclosed secrecy envelope.

5. Insert the secrecy envelope into the enclosed mailing envelope which is addressed to the supervisor.



2022524e1

929 6. Seal the mailing envelope and completely fill out the
930 Voter's Certificate on the back of the mailing envelope.

931 7. VERY IMPORTANT. In order for your vote-by-mail ballot to
932 be counted, you must sign your name on the line above (Voter's
933 Signature). A vote-by-mail ballot will be considered illegal and
934 not be counted if the signature on the voter's certificate does
935 not match the signature on record. The signature on file at the
936 time the supervisor of elections in the county in which your
937 precinct is located receives your vote-by-mail ballot is the
938 signature that will be used to verify your signature on the
939 voter's certificate. If you need to update your signature for
940 this election, send your signature update on a voter
941 registration application to your supervisor of elections so that
942 it is received before your vote-by-mail ballot is received.

943 8. VERY IMPORTANT. If you are an overseas voter, you must
944 include the date you signed the Voter's Certificate on the line
945 above (Date) or your ballot may not be counted.

946 9. Mail, deliver, or have delivered the completed mailing
947 envelope. Be sure there is sufficient postage if mailed. THE
948 COMPLETED MAILING ENVELOPE CAN BE DELIVERED TO THE OFFICE OF THE
949 SUPERVISOR OF ELECTIONS OF THE COUNTY IN WHICH YOUR PRECINCT IS
950 LOCATED OR DROPPED OFF AT AN AUTHORIZED SECURE BALLOT INTAKE
951 STATION ~~DROP BOX~~, AVAILABLE AT EACH EARLY VOTING LOCATION.

952 10. FELONY NOTICE. It is a felony under Florida law to
953 accept any gift, payment, or gratuity in exchange for your vote
954 for a candidate. It is also a felony under Florida law to vote
955 in an election using a false identity or false address, or under
956 any other circumstances making your ballot false or fraudulent.

957 Section 21. Subsection (1) of section 101.655, Florida



2022524e1

Statutes, is amended to read:

101.655 Supervised voting by absent electors in certain facilities.—

(1) The supervisor of elections of a county shall provide supervised voting for absent electors residing in any assisted living facility, as defined in s. 429.02, or nursing home facility, as defined in s. 400.021, within that county at the request of any administrator of such a facility. Such request for supervised voting in the facility shall be made by submitting a written request to the supervisor of elections no later than 28 ~~21~~ days prior to the election for which that request is submitted. The request shall specify the name and address of the facility and the name of the electors who wish to vote by mail in that election. If the request contains the names of fewer than five voters, the supervisor of elections is not required to provide supervised voting.

Section 22. Subsections (2) and (3) of section 101.69, Florida Statutes, are amended to read:

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

(2)(a) The supervisor shall allow an elector who has received a vote-by-mail ballot to physically return a voted vote-by-mail ballot to the supervisor by placing the return mail envelope containing his or her marked ballot in a secure ballot intake station ~~drop box~~. Secure ballot intake stations ~~drop boxes~~ shall be placed at the main office of the supervisor, at each permanent branch office of the supervisor which meets the criteria set forth in s. 101.657(1)(a) for branch offices used for early voting and is open for at least the minimum amount of hours prescribed by s. 98.015(4), and at each early voting site.



2022524e1

987 Secure ballot intake stations ~~drop boxes~~ may also be placed at
988 any other site that would otherwise qualify as an early voting
989 site under s. 101.657(1). Secure ballot intake stations ~~Drop~~
990 ~~boxes~~ must be geographically located so as to provide all voters
991 in the county with an equal opportunity to cast a ballot,
992 insofar as is practicable. Except for secure ballot intake
993 stations ~~drop boxes~~ at an office of the supervisor, a secure
994 ballot intake station ~~drop box~~ may only be used during the
995 county's early voting hours of operation and must be monitored
996 in person by an employee of the supervisor's office. A secure
997 ballot intake station ~~drop box~~ at an office of the supervisor
998 must be continuously monitored in person by an employee of the
999 supervisor's office when the secure ballot intake station ~~drop~~
1000 ~~box~~ is accessible for deposit of ballots.

1001 (b) A supervisor shall designate each secure ballot intake
1002 station location ~~drop box site~~ at least 30 days before an
1003 election. The supervisor shall provide the address of each
1004 secure ballot intake station ~~drop box~~ location to the division
1005 at least 30 days before an election. After a secure ballot
1006 intake station ~~drop box~~ location has been designated, it may not
1007 be moved or changed except as approved by the division to
1008 correct a violation of this subsection.

1009 (c)1. On each day of early voting, all secure ballot intake
1010 stations ~~drop boxes~~ must be emptied at the end of early voting
1011 hours and all ballots retrieved from the secure ballot intake
1012 stations ~~drop boxes~~ must be returned to the supervisor's office.

1013 2. For secure ballot intake stations ~~drop boxes~~ located at
1014 an office of the supervisor, all ballots must be retrieved
1015 before the secure ballot intake station ~~drop box~~ is no longer



2022524e1

monitored by an employee of the supervisor.

3. Employees of the supervisor must comply with procedures for the chain of custody of ballots as required by s.

101.015(4).

(3) If any secure ballot intake station ~~drop box~~ is left accessible for ballot receipt other than as authorized by this section, the supervisor is subject to a civil penalty of \$25,000. The division is authorized to enforce this provision.

Section 23. Paragraph (a) of subsection (4) of section 102.031, Florida Statutes, is amended to read:

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

(4) (a) No person, political committee, or other group or organization may solicit voters inside the polling place or within 150 feet of a secure ballot intake station ~~drop box~~ or the entrance to any polling place, a polling room where the polling place is also a polling room, an early voting site, or an office of the supervisor where vote-by-mail ballots are requested and printed on demand for the convenience of electors who appear in person to request them. Before the opening of a secure ballot intake station ~~drop box~~ location, a polling place, or an early voting site, the clerk or supervisor shall designate the no-solicitation zone and mark the boundaries.

Section 24. Section 102.091, Florida Statutes, is amended to read:

102.091 Duty of sheriff to watch for violations; appointment of special officers.—

(1) The sheriff shall exercise strict vigilance in the



2022524e1

1045 detection of any violations of the election laws and in
1046 apprehending the violators.

1047 (2) The Governor, in consultation with the executive
1048 director of the Department of Law Enforcement, shall ~~may~~ appoint
1049 special officers to investigate alleged violations of the
1050 election laws, ~~when it is deemed necessary~~ to see that violators
1051 of the election laws are apprehended and punished. A special
1052 officer must be a sworn special agent employed by the Department
1053 of Law Enforcement. At least one special officer must be
1054 designated in each operational region of the Department of Law
1055 Enforcement to serve as a dedicated investigator of alleged
1056 violations of the election laws. Appointment as a special
1057 officer does not preclude a sworn special agent from conducting
1058 other investigations of alleged violations of law, provided that
1059 such other investigations do not hinder or interfere with the
1060 individual's ability to investigate alleged violations of the
1061 election laws.

1062 Section 25. Section 102.101, Florida Statutes, is amended
1063 to read:

1064 102.101 Sheriff and other officers not allowed in polling
1065 place. ~~A No~~ A sheriff, a deputy sheriff, a police officer, a
1066 special officer appointed pursuant to s. 102.091, or any other
1067 officer of the law is not ~~shall be~~ allowed within a ~~the~~ polling
1068 place without permission from the clerk or a majority of the
1069 inspectors, except to cast his or her ballot. Upon the failure
1070 of any such officer ~~of said officers~~ to comply with this section
1071 ~~provision~~, the clerk or the inspectors must ~~or any one of them~~
1072 ~~shall~~ make an affidavit against the ~~such~~ officer for his or her
1073 arrest.



2022524e1

1074 Section 26. Subsection (2) of section 104.0616, Florida
1075 Statutes, is amended to read:

1076 104.0616 Vote-by-mail ballots and voting; violations.—

1077 (2) Any person who distributes, orders, requests, collects,
1078 delivers, or otherwise physically possesses more than two vote-
1079 by-mail ballots per election in addition to his or her own
1080 ballot or a ballot belonging to an immediate family member,
1081 except as provided in ss. 101.6105-101.694, including supervised
1082 voting at assisted living facilities and nursing home facilities
1083 as authorized under s. 101.655, commits a felony ~~misdemeanor~~ of
1084 the third ~~first~~ degree, punishable as provided in s. 775.082, ~~or~~
1085 s. 775.083, or s. 775.084.

1086 Section 27. Subsection (2) of section 104.185, Florida
1087 Statutes, is amended to read:

1088 104.185 Petitions; knowingly signing more than once;
1089 signing another person's name or a fictitious name.—

1090 (2) A person who signs another person's name or a
1091 fictitious name to any petition to secure ballot position for a
1092 candidate, a minor political party, or an issue commits a felony
1093 ~~misdemeanor~~ of the third ~~first~~ degree, punishable as provided in
1094 s. 775.082, ~~or~~ s. 775.083, or s. 775.084.

1095 Section 28. Section 104.186, Florida Statutes, is amended
1096 to read:

1097 104.186 Initiative petitions; violations.—A person who
1098 compensates a petition circulator as defined in s. 97.021 based
1099 on the number of petition forms gathered commits a felony
1100 ~~misdemeanor~~ of the third ~~first~~ degree, punishable as provided in
1101 s. 775.082, ~~or~~ s. 775.083, or s. 775.084. This section does not
1102 prohibit employment relationships that do not base payment on



2022524e1

the number of signatures collected.

Section 29. Subsection (2) of section 124.011, Florida Statutes, is amended to read:

124.011 Alternate procedure for the election of county commissioners to provide for single-member representation; applicability.—

(2)(a) All commissioners shall be elected for 4-year terms which shall be staggered so that, alternately, one more or one less than half of the commissioners elected from residence areas and, if applicable, one of the commissioners elected at large from the entire county are elected every 2 years, except that any commissioner may be elected to an initial term of less than 4 years if necessary to achieve or maintain such system of staggered terms. Notwithstanding any law to the contrary, at the general election immediately following redistricting directed by s. 1(e), Art. VIII of the State Constitution, each commissioner elected only by electors who reside in the district must be elected and terms thereafter shall be staggered as provided in s. 100.041.

(b) The term of a commissioner elected under paragraph (a) commences on the second Tuesday after such election.

(c) This subsection does not apply to:

1. Miami-Dade County.

2. Any noncharter county.

3. Any county the charter of which limits the number of terms a commissioner may serve.

4. Any county in which voters have never approved a charter amendment limiting the number of terms a commissioner may serve regardless of subsequent judicial nullification.



2022524e1

1132 Section 30. Paragraph (a) of subsection (3) of section
 1133 921.0022, Florida Statutes, is amended to read:
 1134 921.0022 Criminal Punishment Code; offense severity ranking
 1135 chart.—

1136 (3) OFFENSE SEVERITY RANKING CHART
 1137 (a) LEVEL 1
 1138

Florida Statute	Felony Degree	Description
24.118 (3) (a)	3rd	Counterfeit or altered state lottery ticket.
<u>104.0616 (2)</u>	<u>3rd</u>	<u>Unlawfully distributing, ordering, requesting, collecting, delivering, or possessing vote-by-mail ballots.</u>
212.054 (2) (b)	3rd	Discretionary sales surtax; limitations, administration, and collection.
212.15 (2) (b)	3rd	Failure to remit sales taxes, amount \$1,000 or more but less than \$20,000.
316.1935 (1)	3rd	Fleeing or attempting to elude law enforcement

CS for CS for SB 524

First Engrossed



2022524e1

1144			officer.
	319.30 (5)	3rd	Sell, exchange, give away certificate of title or identification number plate.
1145			
	319.35 (1) (a)	3rd	Tamper, adjust, change, etc., an odometer.
1146			
	320.26 (1) (a)	3rd	Counterfeit, manufacture, or sell registration license plates or validation stickers.
1147			
	322.212 (1) (a) - (c)	3rd	Possession of forged, stolen, counterfeit, or unlawfully issued driver license; possession of simulated identification.
1148			
	322.212 (4)	3rd	Supply or aid in supplying unauthorized driver license or identification card.
1149			
	322.212 (5) (a)	3rd	False application for driver license or identification card.
1150			
	414.39 (3) (a)	3rd	Fraudulent misappropriation

CS for CS for SB 524

First Engrossed



2022524e1

of public assistance funds
by employee/official, value
more than \$200.

1151

443.071 (1)

3rd

False statement or
representation to obtain or
increase reemployment
assistance benefits.

1152

509.151 (1)

3rd

Defraud an innkeeper, food
or lodging value \$1,000 or
more.

1153

517.302 (1)

3rd

Violation of the Florida
Securities and Investor
Protection Act.

1154

713.69

3rd

Tenant removes property upon
which lien has accrued,
value \$1,000 or more.

1155

812.014 (3) (c)

3rd

Petit theft (3rd
conviction); theft of any
property not specified in
subsection (2).

1156

815.04 (5) (a)

3rd

Offense against intellectual
property (i.e., computer
programs, data).

CS for CS for SB 524

First Engrossed



2022524e1

1157	817.52 (2)	3rd	Hiring with intent to defraud, motor vehicle services.
1158	817.569 (2)	3rd	Use of public record or public records information or providing false information to facilitate commission of a felony.
1159	826.01	3rd	Bigamy.
1160	828.122 (3)	3rd	Fighting or baiting animals.
1161	831.04 (1)	3rd	Any erasure, alteration, etc., of any replacement deed, map, plat, or other document listed in s. 92.28.
1162	831.31 (1) (a)	3rd	Sell, deliver, or possess counterfeit controlled substances, all but s. 893.03(5) drugs.
1163	832.041 (1)	3rd	Stopping payment with intent to defraud \$150 or more.
1164	832.05 (2) (b) &	3rd	Knowing, making, issuing

CS for CS for SB 524

First Engrossed



2022524e1

1165	(4) (c)		worthless checks \$150 or more or obtaining property in return for worthless check \$150 or more.
1166	838.15 (2)	3rd	Commercial bribe receiving.
1167	838.16	3rd	Commercial bribery.
1168	843.18	3rd	Fleeing by boat to elude a law enforcement officer.
1169	847.011 (1) (a)	3rd	Sell, distribute, etc., obscene, lewd, etc., material (2nd conviction).
1170	849.09 (1) (a) - (d)	3rd	Lottery; set up, promote, etc., or assist therein, conduct or advertise drawing for prizes, or dispose of property or money by means of lottery.
1171	849.23	3rd	Gambling-related machines; "common offender" as to property rights.
1172	849.25 (2)	3rd	Engaging in bookmaking.



2022524e1

1173	860.08	3rd	Interfere with a railroad signal.
1174	860.13 (1) (a)	3rd	Operate aircraft while under the influence.
1175	893.13 (2) (a) 2.	3rd	Purchase of cannabis.
1176	893.13 (6) (a)	3rd	Possession of cannabis (more than 20 grams).
1177	934.03 (1) (a)	3rd	Intercepts, or procures any other person to intercept, any wire or oral communication.

1178 Section 31. (1) It is the intent of the Legislature to
 1179 balance the security of vote-by-mail balloting with voter
 1180 privacy and election transparency. The Legislature finds that
 1181 further modifications to procedures governing vote-by-mail
 1182 balloting would help to further ensure election integrity while
 1183 also protecting voters from identity theft and preserving the
 1184 public's right to participate in election processes. To achieve
 1185 this purpose, the Legislature directs the Department of State to
 1186 provide a plan to prescribe the use of a Florida driver license
 1187 number, Florida identification card number, social security
 1188 number, or any part thereof to confirm the identity of each
 1189 elector returning a vote-by-mail ballot.

1190 (2) The Department of State shall review issues involving



2022524e1

1191 the feasibility, development, and implementation of such a plan,
1192 including issues related to:

1193 (a) In coordination with other agencies such as the
1194 Department of Highway Safety and Motor Vehicles, obtaining a
1195 Florida driver license number or Florida identification card
1196 number and the last four digits of a social security number for
1197 each registered voter who does not have such numbers on file in
1198 the Florida Voter Registration System.

1199 (b) Populating such numbers in the Florida Voter
1200 Registration System.

1201 (c) Protecting identifying numbers submitted with a vote-
1202 by-mail ballot, including, but not limited to, prescribing the
1203 form of the return mailing envelope.

1204 (d) Any necessary modifications to canvassing procedures
1205 for vote-by-mail ballots.

1206 (e) Costs associated with development and implementation of
1207 the plan.

1208 (f) A proposal for a program to educate electors on changes
1209 to the vote-by-mail process.

1210 (g) A proposal for including a declaration of an elector's
1211 current address of legal residence with each written request for
1212 a vote-by-mail ballot.

1213 (3) In the course of reviewing the required issues, the
1214 Department of State must, at a minimum:

1215 (a) Review relevant processes of other states.

1216 (b) Review relevant federal law.

1217 (c) Seek input from supervisors of elections, which must
1218 include representation from supervisors of counties with large,
1219 medium, and small populations.



2022524e1

1220 (4) By February 1, 2023, the Department of State shall
1221 submit to the President of the Senate and the Speaker of the
1222 House of Representatives a report on the plan and draft
1223 legislation for any statutory changes needed to implement the
1224 plan, including any necessary public records exemptions.

1225 Section 32. Except as otherwise expressly provided in this
1226 act, this act shall take effect upon becoming a law.

Approved by the Governor APR 25 2022
Filed in Office Secretary of State APR 25 2022

RETRIEVED FROM DEMOCRACY DOCKET.COM

COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR SENATE
BILL NO. 524

THIS ACT originated in the Senate; has passed the Senate on
March 04, 2022; and has been examined and found to be correctly enrolled.



President of the Senate



Secretary of the Senate

PASSED the House of Representatives on March 09, 2022.



Speaker of the House of Representatives



Clerk, House of Representatives

APPROVED this 25th day of April, 2022



Governor

FILED in Office of the Secretary of State:



Secretary of State

By _____

2022 APR 25 PM 4:33
DEPARTMENT OF STATE
TALLAHASSEE, FL

FILED

From: [McVay, Brad R.](#)
To: [Adkins, Janet](#); [Andersen, Mark](#); [Anderson, Chris](#); [Anderson, Shirley](#); [Arnold, Melissa](#); [Arrington, Mary Jane](#); [Baird, Maureen "Mo"](#); [Ballard, Seth](#); [Barton, Kim](#); [Beasley, Bobby](#); [Bennett, Michael](#); [Brown, Tomi](#); [Cannon, Starlet](#); [Chambless, Chris H.](#); [Chason, Sharon](#); [Conyers, Grant](#); [Corley, Brian](#); [Cowles, Bill](#); [Davis, Vicki](#); [Dehn, Dan](#); [Doyle, Tommy](#); [Driggers, Heath](#); [Dunaway, Carol](#); [Earley, Mark](#); [Edwards, Jennifer J.](#); [Edwards, Lori](#); [Farnam, Aletris](#); [Griffin, Joyce](#); [Hale, Bryce](#); [Hanlon, John](#); [Hart, Travis](#); [Hays, Alan](#); [Hogan, Mike](#); [Hoots, Brenda](#); [Hutto, Laura](#); [JeffersonCountySOE](#); [Jones, Tammy](#); [Keen, Bill](#); [Kinsey, Jennifer](#); [Knight, Shirley](#); [Latimer, Craig](#); [Lenhart, Kaiti](#); [Lewis, Lisa](#); [Link, Wendy](#); [Lux, Paul](#); [Marconnet, Amber](#); [Marcus, Julie](#); [Matthews, Maria I.](#); [Meadows, Therisa](#); [Milton, Christopher](#); [Morgan, Joe](#); [Negley, Mark](#); [Oakes, Vicky](#); [Osborne, Deborah](#); [Overturf, Charles](#); [Riley, Heather](#); [Rudd, Carol F.](#); [Sanchez, Connie](#); [Scott, Joe](#); [Scott, Lori](#); [Seyfang, Amanda](#); [Smith, Diane](#); [Southerland, Dana](#); [Stafford, David H.](#); [Stamoulis, Paul](#); [Swan, Leslie](#); [Treppiedi, Vincenza](#); [Turner, Ron](#); [Villane, Tappie Ann](#); [Walker, Gertrude](#); [White, Christina](#); [Wilcox, Wesley](#)
Cc: [Matthews, Maria I.](#); [Earley, Mark](#); [Overturf, Charles](#); [Labasky, Ron - FSASE Legal Counsel](#); [O'Brien, Colleen E.](#); [Davis, Ashley E.](#)
Subject: SB 524 - Notice
Date: Monday, April 25, 2022 9:33:00 PM
Attachments: [CS_CS_SB 524.pdf](#)

Dear Supervisors of Elections,

Today Governor DeSantis signed SB 524 (the elections bill) into law. Consistent with the federal court's ruling in the SB 90 litigation, the Secretary has submitted to the court a Notice related to sections **5** (Uniform Statewide Voter Registration Application), **7** (third-party voter registration), and **16, 20, 22, and 23** (drop boxes). (Please see attached a copy of SB 524 for quick reference). Until further guidance from the court, the above referenced provisions of the new law shall not be enforced. See 52 U.S.C. § 10302; ECF No. 665 at 288, ¶ 10.

We will communicate with you promptly as soon as we have any further information. As always, should you have any questions or concerns, please feel free to reach out directly anytime.

Thank you,

Brad McVay
General Counsel
Florida Department of State
R.A. Gray Building
500 S. Bronough Street
Tallahassee, FL 32399-0250
Phone: 850-245-6511