



Florida Voter Registration and Voting Guide

Revised: September 29, 2009

Voter's Bill of Rights

Each registered voter in this state has the right to:

1. Vote and have his or her vote accurately counted.
2. Cast a vote if he or she is in line at the official closing of the polls in that county.
3. Ask for and receive assistance in voting.
4. Receive up to two replacement ballots if he or she makes a mistake prior to the ballot being cast.
5. An explanation if his or her registration or identity is in question.
6. If his or her registration or identity is in question, cast a provisional ballot.
7. Written instructions to use when voting, and, upon request, oral instructions in voting from elections officers.
8. Vote free from coercion or intimidation by elections officers or any other person.
9. Vote on a voting system that is in working condition and that will allow votes to be accurately cast.

Voter's Responsibilities

Each registered voter in this state should:

1. Familiarize himself or herself with the candidates and issues.
2. Maintain with the office of the supervisor of elections a current address.
3. Know the location of his or her polling place and its hours of operation.
4. Bring proper identification to the polling station.
5. Familiarize himself or herself with the operation of the voting equipment in his or her precinct.
6. Treat precinct workers with courtesy.
7. Respect the privacy of other voters.
8. Report any problems or violations of election laws to the supervisor of elections.
9. Ask questions, if needed.
10. Make sure that his or her completed ballot is correct before leaving the polling station.

NOTE TO VOTER: Failure to perform any of these responsibilities does not prohibit a voter from voting.

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The 2010 Elections Calendar

Primary Election

Election Day
August 24, 2010

Registration Closes

July 26, 2010

*Early Voting

August 9 – August 22, 2010

General Election

Election Day
November 2, 2010

Registration Closes

October 4, 2010

*Early Voting

October 18 – October 31, 2010

The polls will be open on election days from
7 a.m. to 7 p.m. local time.

(See sections 97.055 and 100.011, Florida Statutes)

*Contact your local Supervisor of Elections for times and locations.

Offices to be Filled in 2010

Federal Offices

United States Senator

Representative in Congress (all congressional districts)

State Offices

Governor and Lieutenant Governor

Attorney General

Chief Financial Officer

Commissioner of Agriculture

Multicounty and District Offices

State Senator (even-numbered districts)

State Representative (all districts)

State Attorney (20th Circuit)

Public Defender (20th Circuit)

County Offices (county offices vary by county, however, most will elect)

Board of County Commissioners

School Board (nonpartisan)

Other offices depending on county. (Office information for a particular county can be obtained from local supervisors of elections.)

Judicial Retention (Nonpartisan)

Justices of the Supreme Court (only those whose terms expire January 2011)

Judges, District Courts of Appeal (only those whose terms expire January 2011)

Circuit Judges (Nonpartisan)

(Only those whose terms expire January 2011)

County Court Judges (Nonpartisan)

(Only those whose terms expire January 2011)

Voter Registration Information

Who can Register and Vote

To register and vote, you must be 18 years of age, a citizen of the United States of America and a legal resident of Florida and of the county where you intend to vote. A person who is otherwise qualified may pre-register on or after that person's 16th birthday and may vote in any election held on or after that person's 18th birthday.

(See section 97.041, Florida Statutes)

Persons not Entitled to Register or Vote

- Persons who have been found by a court in this or another state to be mentally incapacitated with respect to voting and who have not had their right to vote restored.
- Persons who have been convicted of any felony in any court and who have not had their right to vote restored.
- Any person who is not a citizen of the United States of America.
- A person who is not registered to vote may not vote.

(See section 97.041, Florida Statutes)

How to Register

To register to vote, you must fill out a voter registration application. Voter registration applications are available at your local supervisor of elections' office, the Division of Elections (also available for download from our web site at <http://election.dos.state.fl.us/pdf/webappform.pdf>), driver's license offices, state agencies that provide public assistance, state agencies that serve persons with disabilities, public libraries, armed forces recruitment offices, and many other public locations.

You will be offered the opportunity to apply to register to vote or change your voter registration when you obtain your driver's license, when you apply for public assistance at state agencies, when you apply for services at state agencies that serve persons with disabilities, or when you obtain services at an armed forces recruitment office.

A voter registration application is complete if it contains:

- Your name.
- Your legal residence address.
- Your date of birth.

- Your valid Florida driver's license number or Florida identification card number. If you do not have either of these, you must provide the last four digits of your Social Security number. If you have not been issued a Florida driver's license, a Florida identification card, or a Social Security number, you must indicate "none" in the box provided for this information.
- A mark in the check box affirming that you are a citizen of the United States of America.
- A mark in the check box affirming that you have not been convicted of a felony or that, if convicted, you have had your civil rights restored.
- A mark in the check box affirming that you have not been adjudicated mentally incapacitated with respect to voting or that, if so adjudicated, you have had your right to vote restored.
- You must sign the oath printed on the form swearing or affirming under the penalty for false swearing that the information contained in the registration application is true. (Power of attorney is not accepted)

Note: An applicant who fails to designate a political party affiliation will be registered without party affiliation.

(See section 97.053, Florida Statutes)

When can you Register

You can apply to register to vote at any time either by mail or in person. However, the registration books will be closed on the 29th day before each election and will remain closed until after that election. You must be registered for at least 29 days before you can vote in an election. The date your voter registration application is postmarked or hand delivered to your county supervisor of elections, the Division of Elections, a driver's license office, or a voter registration agency (i.e., any office that provides public assistance, any office that serves persons with disabilities, any center for independent living, any armed forces recruitment office) will be your registration date. If your application is complete and you are qualified as a voter, a voter information card will be mailed to you.

When the registration books are closed for an election, voter registrations will be accepted, but only for the purpose of subsequent elections. Changes to your political party made while the books are closed for a primary election will not be effective until after the primary.

(See sections 97.053 and 97.055, Florida Statutes)

First-Time Voters who Register by Mail

If you register by mail and you are a first-time voter in the State and you have not been issued a Florida driver's license number, Florida I.D. number, or a Social

Security number you are required to provide additional identification. To assure that you will not have problems when you go to vote, you should provide a copy of the required identification at the time you mail your voter registration form. If you are voting an absentee ballot, you must provide the proper identification prior to 7 p.m. Election Day or your absentee ballot will not count. The following forms of identification are acceptable if they contain your name and photograph:

- United States passport,
- Debit or credit card,
- Military identification,
- Student identification,
- Retirement center identification,
- Neighborhood association identification, or
- Public assistance Identification.

Instead of the photo ID, you may provide a copy of a current and valid utility bill, bank statement, government check, paycheck, or other government document containing your name and current residence address. Do not send original identification documents to the supervisor of elections.

The following persons are not required to provide the identification required under the previous paragraph:

- Persons 65 years of age or older.
- Persons with a temporary or permanent physical disability.
- Members of the uniformed services on active duty and their spouses and dependants, who, by reason of such active duty, are absent from the county on Election Day.
- Members of the Merchant Marine and their spouses and dependents, who, by reason of service in the Merchant Marine, are absent from the county on Election Day.

(See section 97.0535, Florida Statutes)

Placement on Inactive Voter Rolls and Removal

If the supervisor of elections receives information from the post office or another source indicating a voter's residence may have changed to another address in Florida, the voter's registration record will be changed to reflect the new address and the voter will be mailed an address change notice with a request to verify the new address. If the information indicates the voter has moved outside the state, an address confirmation final notice will be sent to the voter. All voters who have been mailed an address confirmation final notice and who do not return the form within 30 days will be placed on the inactive voter registration list. Voters on the inactive list can be restored to active status by updating their voter registration, appearing to vote, or requesting an absentee ballot. However, after two general elections from the date the notice was sent, all inactive voters who show no activity will be removed from the registration records and must register again in order to vote.

(See section 98.065, Florida Statutes)

Registration Is a Public Record

In Florida, voter registration records are open to the public and may be examined or copied by any person. However, the following registration information is confidential: location of voter's place of registration, location of place of registration update, Social Security number, driver's license number, and Florida identification number. A voter's signature may be viewed but may not be copied.

(See section 97.0585, Florida Statutes)

Military and Overseas Citizens

Registering and Voting Absentee

Members of the United States uniformed services on active duty and the Merchant Marine, their spouses and dependents, and United States citizens residing outside of the United States may apply for voter registration or request an absentee ballot with a Federal Post Card Application (FPCA), which may be obtained from a Voting Assistance Officer or through the Internet at www.fvap.gov. The Federal Post Card Application request for an absentee ballot will be effective for all elections through the next two regularly scheduled general elections. If the FPCA is not available, phone or send a written request by mail, fax, or e-mail to the supervisor of elections and a voter registration application or absentee ballot will be sent to you.

If you are overseas, you may have your absentee ballot either faxed or e-mailed to you, in lieu of receiving it by regular mail. Once your absentee ballot is voted, you may either return it by fax or you may mail it to the supervisor of elections so that it is received no later than 7 p.m. on Election Day. Voted ballots returned by e-mail will not be accepted. Carefully follow the instructions sent to you with your absentee ballot to ensure that it is counted. You must be sure to not only sign, but DATE the absentee ballot envelope to ensure that your ballot is counted.

If an overseas voter's request for an absentee ballot includes an e-mail address, the supervisor of elections will inform the voter of the names of candidates who will be on the ballots via e-mail. The supervisor of elections will e-mail to the voter the list of candidates for the primary and general election not later than 30 days before each election.

(See sections 101.6952 and 101.697, Florida Statutes)

Additional information for military and overseas voters is available from:

Director, Federal Voting Assistance Program
Office of the Secretary of Defense Washington Headquarters Services
1155 Defense Pentagon
Washington, D.C. 20301-1155
Fax:703-588-0108
Email: vote@fvap.ncr.gov
Toll-free: 800-438-8683

State Write-in Ballot

An overseas voter may request, not earlier than 180 days before a general election, a state write-in absentee ballot from the supervisor of elections in the county of registration. For the 2010 General Election that date is May 6, 2010. In the request, the voter must indicate that due to military or other contingencies that preclude normal mail delivery, the voter cannot vote an absentee ballot during the normal absentee voting period. In completing the ballot, the overseas voter may designate his or her choice by writing in the name of the candidate or by writing in the name of a political party, in which case, the ballot must be counted for the candidate of that political party, if there is such a party candidate on the ballot.

(See section 101.6951, Florida Statutes)

Late Registration

An individual or accompanying family member who has been discharged or separated from the uniformed services, Merchant Marine, or from employment outside the territorial limits of the United States, after the book closing for an election pursuant to section 97.055, Florida Statutes, who is otherwise qualified, may register to vote in such election at the office of the supervisor of elections until 5:00 p.m. on the Friday before that election. Such persons must produce sufficient documentation showing evidence of qualifying for the late registration pursuant to this section.

(See section 97.0555, Florida Statutes)

Changes in Address, Name, Party, or Signature

When Voters Move

If you move to another address in the same county, you should call, e-mail or write the supervisor of elections notifying him or her of your new address. If you move to another county in Florida you must notify the supervisor of elections of the new county of residence by providing a signed voter registration application indicating the address change.

If you have moved your residence, you must vote in the precinct to which you have moved. If you have not already provided change of address information to the supervisor of elections prior to the election, you will be required to provide that information before you can vote. In order to avoid delays at the polling place, you should update your address whenever you move.

Generally, you cannot vote in any precinct other than the one in which you live and are registered. However, if you are temporarily living outside your home county and have no permanent address in the county, you can apply to be registered and vote in the precinct that contains the main office of the supervisor of elections. These voters are not allowed to vote in municipal elections.

(See sections 97.1031 and 101.045, Florida Statutes)

When Voters Change their Name

If you change your name by marriage or other legal process, you must provide notice of such change to a voter registration official using a voter registration application signed by the voter. If you have not provided this information prior to going to vote, you will be allowed to update this information prior to voting.

(See section 97.1031, Florida Statutes)

When Voters want to Change their Party Affiliation

If you want to change your party affiliation, you must provide the notice of such change to a voter registration official using a signed voter registration application. A party change request cannot be accepted at the polling place on election day. To be effective for a primary election, a party change must be made at least 29 days before the primary.

(See section 97.1031, Florida Statutes)

Signature Updates

It is very important for you to keep your signature current with the supervisor of elections. Signatures on your registration record are used to verify signatures on petitions and on provisional and absentee ballots. If your signatures do not match, your petition or ballot will not count. Signature updates for provisional and absentee ballot verification purposes must be submitted no later than the start of the canvassing of absentee ballots, which occurs no earlier than the Wednesday before the election. To update your signature, provide the supervisor of elections with a voter registration application indicating a signature update.

(See section 98.077, Florida Statutes)

Election Day Information

Poll Workers

On election days, the supervisors of elections are among the largest employers of their counties, hiring many workers to conduct the election. Election days can sometimes be demanding, but it is a rewarding experience to assist Florida's citizens in the important process of casting their votes. Supervisors of elections are looking for friendly, dedicated people to work at the polls on Election Day. Contact your local supervisor of elections if you are interested.

(See sections 102.012 and 102.014, Florida Statutes)

What to Expect at the Polls

Polls will be open on election day from 7 a.m. until 7 p.m. local time. To determine your polling place, check your voter information card or contact your supervisor of elections.

You will be asked to show a photo and signature identification when you go to the polls to vote. Acceptable forms of photo identification include:

- Florida driver's license
- Florida identification card issued by the Department of Highway Safety and Motor Vehicles
- United States passport
- Debit or credit card
- Military identification
- Student identification
- Retirement center identification
- Neighborhood association identification
- Public assistance identification

If your photo identification does not contain your signature, you will be required to show an additional identification that provides your signature.

Once your identity has been established, you will be asked to sign the precinct register or electronic device and then you will be allowed to vote.

If you need assistance in marking your ballot, please inform the poll worker.

If you make a mistake when voting on a paper ballot, ask for a replacement. You may receive up to two replacements, or a total of three ballots.

If your eligibility to vote cannot be determined, or you do not have the proper identification, you will be allowed to vote a provisional ballot. A person casting a provisional ballot may present written evidence supporting his or her eligibility to vote to the supervisor of elections by no later than 5 p.m. on the second day following the election. If you voted a provisional ballot solely because you did not bring photo and signature identification to the polls, you do not have to present further evidence of eligibility. The local canvassing board will simply compare your signature on the provisional ballot certificate with your signature on the voter registration record. If the signatures match, your provisional ballot will count (provided you were in the proper precinct).

All voters who vote provisionally regardless of the reason are to be given a written notice of rights that includes:

1. A statement that the provisional ballot voter has until 5 p.m. of the second day to bring to the supervisor of elections written evidence of his or her eligibility.
2. A statement that a voter who votes a provisional ballot because he or she did not bring in identification does not need to bring in further evidence of eligibility. If the voter voted in the right precinct and the signature on the provisional ballot certificate matches the signature on the voter registration record, the provisional ballot will be counted.
3. Instructions on how the provisional ballot voter may find out if his or her provisional ballot was counted, and if not, the reason(s) why.
4. A statement that if this is a primary election, the person should contact the supervisor of elections' office immediately to confirm that the person is registered and can vote in the general election.

(See sections 101.048 and 101.043, Florida Statutes, and Rule 1S-2.037, Florida Administrative Code)

Primary Election

Florida is a closed primary state. That means that only voters who are registered members of political parties may vote for their respective party's candidates in a primary election. Voters without party affiliation are not eligible to vote for party candidates in a primary election. However, Article VI, Section 5(b), Florida Constitution, provides that if all candidates have the same party affiliation and the winner will have no opposition in the general election, all qualified voters, regardless of party affiliation, may vote in the primary election for that office. This is known as a Universal Primary Contest.

Nonpartisan judicial and school board offices, nonpartisan special districts, and local referendum questions are included in some primary elections. All registered voters, including those without party affiliation are entitled to receive and vote these ballots.

(See sections 100.061 and 101.021, Florida Statutes, and Article VI, Section 5(b), Florida Constitution)

Assistance in Voting

All polling places are equipped with accessible voting systems for persons with disabilities to enable such persons to vote without assistance. However, if a person with a disability or who cannot read or write wishes someone to assist him or her, he

or she may designate someone of his or her own choice, other than an employer or an officer or agent of the person's union, to provide such assistance. Election officials may also provide assistance.

(See sections 97.061 and 101.051, Florida Statutes)

Nonpartisan Judicial Elections

Candidates for the Florida Supreme Court and District Courts of Appeal will appear on the ballot in the general election for a vote on their retention. Candidates for circuit and county court judge will appear on the primary ballot and on the general election ballot, if necessary, for election.

(See section 105.041, Florida Statutes)

Poll Watchers

Each political party, each political committee with issues on the ballot that they are registered to support or oppose, and each candidate may have one poll watcher in each polling room or early voting area at any one time during an election. Poll watchers must be registered voters in the county and cannot be candidates or law enforcement officers. Each political party, each political committee, and each candidate requesting to have poll watchers must designate, in writing to the supervisor of elections, poll watchers for each precinct prior to noon of the second Tuesday preceding the election. Poll watchers for early voting shall be requested in writing to the supervisor at least 14 days before early voting begins.

Election	Poll Watcher Designation Due	
	Early Voting	Election Day
Primary Election	July 26, 2010	August 10, 2010
General Election	October 4, 2010	October 19, 2010

(See section 101.131, Florida Statutes)

Absentee Voting

Who can Vote Absentee

All qualified voters are permitted to vote absentee under Florida law.

(See sections 97.021(1) and 101.62, Florida Statutes)

How to Vote Absentee

A voter, or, if directly instructed by the voter, a member of the voter's immediate family or the voter's legal guardian, may request an absentee ballot from the supervisor of elections in person, by mail or by telephone. One request can cover all elections through the next two general elections. The person requesting an

absentee ballot must disclose:

- The name of the voter for whom the ballot is requested;
- The voter's address;
- The voter's date of birth;
- The requester's name;
- The requester's address;
- The requester's driver's license number, if available;
- The requester's relationship to the voter; and,
- The requester's signature (written request only).

A request for an absentee ballot to be mailed to a voter must be received by the supervisor of elections no later than 5 p.m. on the sixth day before the election. Absentee ballots will be mailed by non-forwardable mail to the voter's current mailing address on file with the supervisor unless the request specifies that:

- The voter is absent from the county and does not plan to return before the election;
- The voter is temporarily unable to occupy his or her residence because of a hurricane, tornado, flood, fire, or other emergency or natural disaster;
- The voter is in a hospital, assisted living facility, nursing home, short-term medical or rehabilitation facility, or correctional facility.

In these cases the supervisor will mail the ballot to the address specified by the voter in the request.

Absentee ballots for voters covered by the Uniformed and Overseas Citizens Absentee Voting Act will be sent by forwardable mail.

Instead of having the absentee ballot mailed, a voter may pick up his or her ballot at any time after the ballots are printed but before 7 p.m. on election day.

A designee may pick up an absentee ballot for a voter on Election Day or up to 5 days before Election Day. A designee may only pick up two absentee ballots per election, other than his or her own ballot or ballots for members of his or her immediate family. Designees must have written authorization from the voter, present a picture I.D., and sign an affidavit.

Marked ballots must be mailed or delivered in person reaching the supervisor of elections' office not later than 7 p.m. on the day of the election. Do not return your voted absentee ballot to a polling place.

If you have obtained an absentee ballot but want to vote in your precinct on Election Day, you must take the absentee ballot with you to the polls, whether or not it has been marked so that it can be cancelled. However, if you are unable to return the ballot, you may vote a provisional ballot.

(See sections 101.62 and 101.69, Florida Statutes)

Early Voting

Early voting will begin 15 days before an election and end on the 2nd day before an election. Call your supervisor of elections to find out the times and locations this service is offered in your county.

(See section 101.657, Florida Statutes)

Violations

How to Report Election Law Violations

Violations relating to chapters 104 and 106 and section 105.071, Florida Statutes, should be reported by sworn written complaint to the Florida Elections Commission, Suite 224 Collins Building, 107 West Gaines Street, Tallahassee, Florida 32399-1050, 850-922-4539.

The Florida Elections Commission is an entity not aligned or affiliated with the Department of State, Division of Elections.

(See section 106.25, Florida Statutes)

Violations of either the National Voter Registration Act of 1993, or the Help America Vote Act of 2002, or any irregularities or fraud involving voter registration, candidate petition or issue petitions, removal procedures, or voting under the Florida Election Code should be reported in writing to the Division of Elections, Room 316, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399-1050, 850-245-6200.

All other violations should be reported to the local state attorney.

(See sections 97.012(15), 97.023, and 97.028, Florida Statutes)

Florida's Supervisors of Elections

Alachua

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MacClenny, FL 32063-0505
Phone: 904-259-6339
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Bay

Mark Andersen
830 West 11th Street
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Phone: 850-784-6100
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Franklin

Ida Cooper Elliot
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Phone: 850-653-9520
Fax: 850-653-9092
E-mail: icelliot@votefranklin.com

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PO Box 186
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Phone: 850-627-9910
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Fax: 386-792-3205
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