

Voter Registration Entities Overview for Supervisors of Elections' Offices

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Florida Fish and Wildlife Conservation Commission (FFWC) and Subagents

Voter Registration Agencies (VRAs)

SECTION ONE

National Voter Registration Act (NVRA) (52 U.S.C. § 20501 - 52 U.S.C. § 20511)

- Enacted in 1993:
 - State law version enacted in 1995 (Chapter 94-224, Laws of Florida; § 97.057, Fla. Stat.)
- Introduced national procedures for voter registration including:
 - Allowed persons to register to vote and to receive driver license services at the same time ("Motor- Voter")
 - Designated governmental or public offices/agencies to offer voter registration opportunities (VRAs)

Types of VRAs

Offices that provide public assistance

- Department of Health's Special Supplemental Food Program for Women, Infants, and Children
- Department of Children and Families:
 - Supplemental Nutrition Assistance Program
 - Medicaid/Kidcare Medicaid Program
 - Temporary Cash Assistance Program

Offices that provide state funded programs for persons with disabilities

- Agency for Persons with Disabilities
- Department of Veteran's Affairs
- Department of Education:
 - Division of Blind Services
 - Division of Vocational Rehabilitation
- Department of Financial Services –
 Division of Workers' Compensation
- Disability offices at public colleges and universities

Types of VRAs (continued)

Armed Forces Recruitment Offices

- Army
- Navy
- Marines
- Coast Guard
- National Guard

Centers for Independent Living

- Umbrella organization-Florida Association of Centers for Independent Living
- Federally
 mandated under
 Rehabilitation Act
 of 1973 (29 U.S.C
 s.725)

Public Libraries

- Operate under slightly different rules than other VRAs
- Includes county libraries and municipal libraries

VRA's Duties Regarding Applicant

- Offer voter registration opportunities at the same time as application for agency's core services
- Assist to the same degree with voter registration application as with application for agency's services
- Provide access to voter registration form
- Give notice of rights:
 - Right to receive voter registration services
 - Right to file complaint
 - Right not to have benefits conditioned on registration
 - Right of privacy

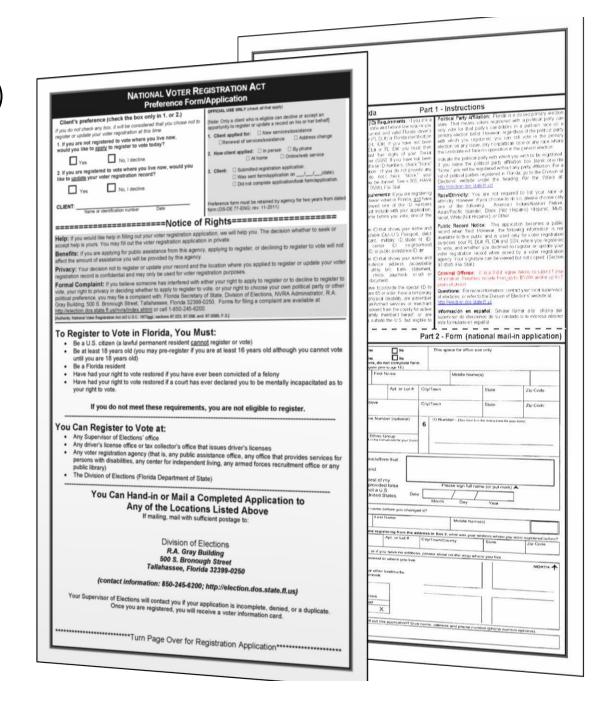
VRA's Duties – Applications

- Accept voter registration applications:
 - Completed at agency
 - Dropped off in person
 - Mailed to agency
- Forward all complete and incomplete voter registration applications to Supervisor of Elections office within five (5) calendar days:
 - Timely returns ensures application is processed in time for any upcoming book closing/registration deadline

VRA's Duties – Training and Reporting

- Designate a NVRA Coordinator:
 - Must provide training to staff on voter registration responsibilities
- Report on voter registration activity:
 - Quarterly report on number of applicants for agency's services and compared to voter registration activities
 - Use form DS-DE 131
 - Send report to DOE

- NVRA VRA Preference
 Form (DS-DE 77 1/2012)
- Combined form to help VRAs meet responsibilities:
 - Voter application
 - Notice of Rights
 - Recordkeeping record of voter registration activities
- Available in English and Spanish
- Library VRAs are not required to use this form



Public Libraries – Special Procedures

- Simplified paperwork:
 - Not required to develop or use preference form or notice of rights
 - Not required to record declinations to register
 - Alternatively provide paper statewide voter registration application (DS-DE 39)
 - Provide access to use online voter registration @ <u>www.registertovoteflorida.gov</u>
- Simplified reporting:
 - Report number of paper registration applications forwarded by each library in the county to the SOE
 - Are not required to use reporting form
 - All other provisions still apply

Supervisor of Elections' Role to VRAs

- Make voter registration applications available upon request
- Conduct outreach/training to VRAs in county
- Incorporate VRAs' roles into voter education programs
- Assign proper source code of applications received from VRAs into statewide voter registration system so that statistical reports reflect VRA activity:
 - Check envelope to see if it is from a VRA
 - Some VRAs may include a cover letter
 - Important for federal statistical reports (USEACEAVS)

Resources

- VRA Laws and Regulations:
 - o Federal Law National Voter Registration Act, 52 U.S.C. § § 20501 20511

https://uscode.house.gov/view.xhtml?path=/prelim@title52/subtitle2/chapter205&edition=prelim

State Law – Section 97.058, Florida Statutes

http://www.leg.state.fl.us/statutes/index.cfm?App mode=Display Statute&Search String=&URL=0000-0099/0097/Sections/0097.058.html

Rule 1S-2.048, Florida Administrative Code

https://www.flrules.org/gateway/RuleNo.asp?title=ELECTIONS&ID=1S-2.048

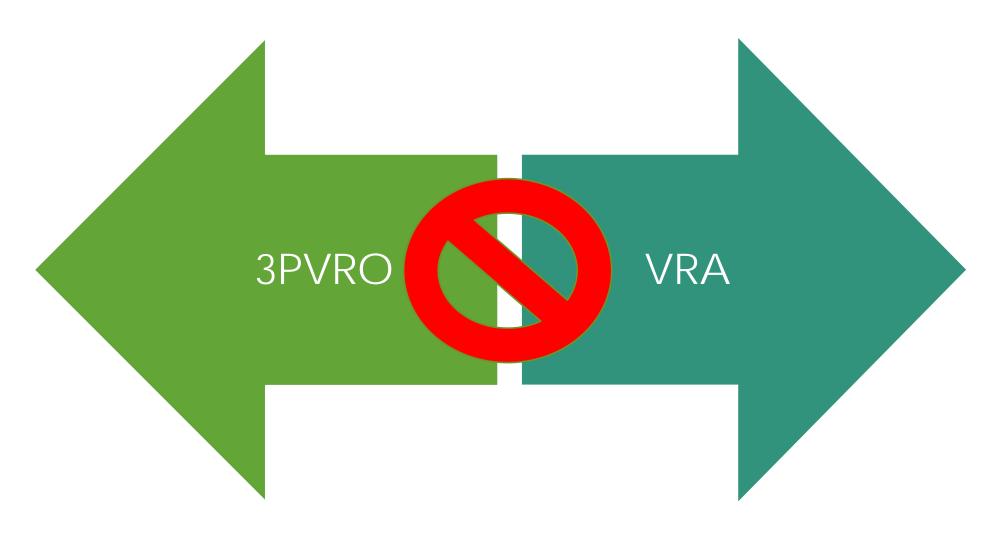
DOE NVRA website:

dos.myflorida.com/elections/for-voters/voter-registration/national-voter-registration-act/



Third Party Voter Registration Organizations (3PVROs)

SECTION TWO



A 3PVRO is not the same as a VRA Different governing laws and regulations apply Reference: s. 97.0575 Fla. Stat. and Rule 1S-2.042, F.A.C.

Activity – Collecting Applications

3PVRO

- Any person or entity who collects one or more paper voter registration applications:
 - Private individuals
 - Non-profit corporations
 - Political organizations
 - Other groups

Not a 3PVRO

- Only distributes blank applications
- Only collects applications from spouse, child, or parent
- Is an employee or agent of:
 - Division of Elections
 - Supervisor of Elections
 - Any office that issues driver license or state identification card
 - Voter Registration Agencies

3PVRO Duties – Collecting Paper Applications

- Know the law and rules
- Register as a 3PVRO if collecting applications
- Obtain blank applications with assigned 3PVRO #
- Timely submit collected voter registration applications:
 - No later than the registration deadline for upcoming elections (bookclosing), or
 - Within 10 days of collection, whichever is earlier
- Include 3PVRO # on collected applications
- Date the backside of collected applications

3PVRO Duties — Updating Information

- Use form DS-DE 119 (see slide 28) to make changes/updates
- Change in registered agent
- Change in registration agents
- Change in officers
- Change in contact information
- Change in status closing or termination of activity

Must notify Division of Elections within 10 days of change/update so records and public website are current

3PVRO Duties – Providing Assistance



- 3PVRO requirements do not apply when applications are handed in directly by voter to supervisor of elections office or when helping someone to submit electronically directly by voter through <u>RegistertoVoteFlorida.gov</u>
- 3PVRO requirements do apply if person or entity collects printed or paper form from voter using RegistertoVoteFlorida.gov or downloadable form (<u>English</u> <u>PDF</u>/ <u>Español PDF</u>) or any other website

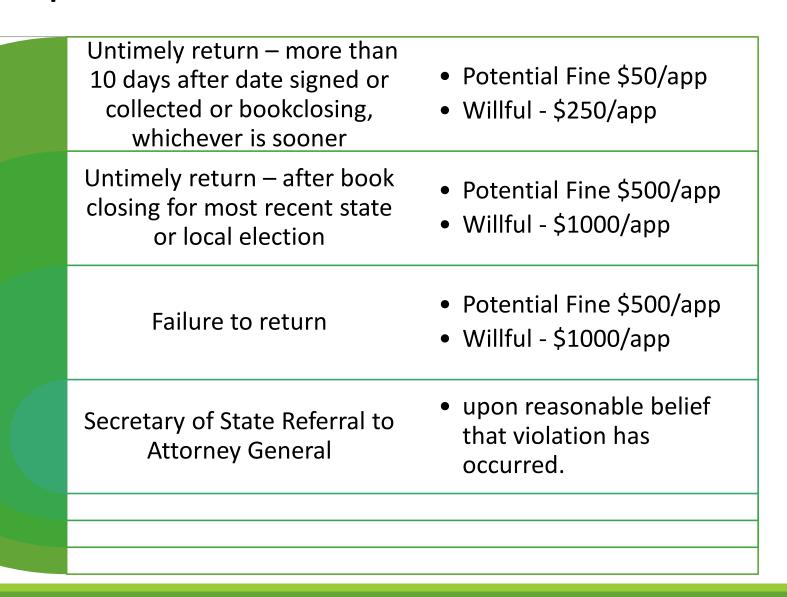
Key Non-Compliance Activities

- Failure to register as a 3PVRO, if collecting applications
- Failure to timely return collected application(s)
 - No later than 10 days after collection or by registration deadline (book closing) for an upcoming election, whichever is earlier
 - If 10th day falls on a weekend, holiday, or other day on which office is closed, application must be delivered or postmarked by the following business day
- Failure to include unique 3PVRO identifier on bottom backside of collected application(s)
- Failure to include date on bottom backside of collected application(s)

Consequences for Voter

- If application is untimely submitted or never submitted by 3PVRO:
 - Voter is not registered for election
 - Voter cannot vote
 - Voter is not able to change party affiliation in time to vote for party race(s) in primary election
 - Voter encounters problems at the polling place during Early Voting or Election Day

Consequences for 3PVRO

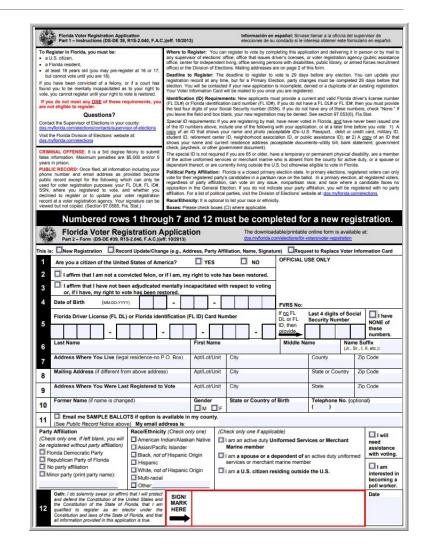


Supervisor of Elections' Role to 3PVROs Application Processes

- Florida Voter Registration
 Application (DS-DE 39 10/2013)
- Processes all returned applications (even if untimely returned)
- Date/Time stamp and receiver's initials on back of application

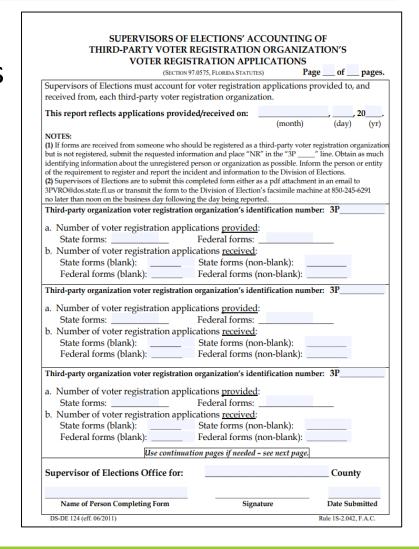
(Registration/party change date = postmark date or date of hand-delivered receipt to the elections agency. If no or unclear postmark, date of delivery is date of registration or update unless received within 5 days of book closing)

 Assigns code 8 in FVRS when entering application



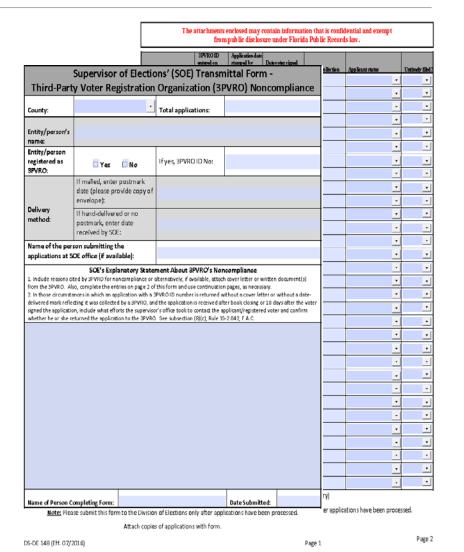
Supervisor of Elections' Role to 3PVROs Application Processes (cont'd)

- SOE's Accounting of 3PVRO
 Voter Registration Applications
 Form (DS-DE 124 06/2011)
- Used by Supervisors of Elections to report on distribution of blank forms to 3PVROs and/or return of voter registration forms from 3PVROs
- Submit to DOE scanned form
 - to: 3PVRO@dos.myflorida.com
- Conducts outreach to 3PVRO



Supervisor of Elections' Role to 3PVROs Application Processes (cont'd)

- 3PVRO Non-Compliance
 Form (DS-DE 148 7/2016)
- Used by Supervisors of Elections to report 3PVRO to DOE for non-compliance and possible fine
- Submit scanned form to DOE: <u>3PVRO@dos.myflorida.com</u> with the following:
 - ✓ Non-compliance applications
 - ✓ Envelope (if mailed)
 - ✓ 3PVRO cover letter, if any

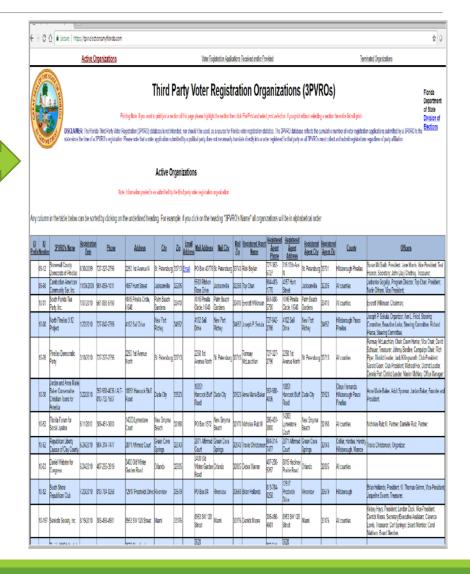


Supervisor of Elections' Role to 3PVROs Application Requests

 Upon application request verify organization name and assigned 3P-ID# on 3PVRO database:

https://tpvr.elections.myflorida.com/

- Verify if 3PVRO is over the 10,000 mark:
 - If over, refer 3PVRO to DOE to submit request for applications
 - If not over:
 - ✓ On a original DS-DE 39 application, write 3PVRO# on backside bottom right corner
 - ✓ Makes copies accordingly



Division of Elections' Role to 3PVROs Registration Form (DS-DE 119 - 09/12)

REGIET	DATION FORM (CO	MTIMITED				
Listing of the third-party voter regemployed by the organization who coapplicants on behalf of the organizatio An address must include a street address	Note: This form becomes a public record upon its filing. FLORIDA THIRD-PARTY VOTER REGISTRATION				For Official Use Only: ID #: 3P	
Check Applicable box: Initial A	ORGANIZA	TION REGIST	TRATION FORM			
Name of registration agent:	Check applicable box:	☐ Original Regi	stration 🗆 Update t	to Registration [Termination of Registration	
Permanent address:	1. Third Party Voter Re	egistration Organ	nization (name):		Phone:	
Temporary address, if applicable:	Permanent Address:					
Check Applicable box: Initial A		(address, city, coun Email address, if a	ıty, state, zip code) ny:			
Name of registration agent:	Mailing Address: (if different from above)	(street or PO Boy or	ildress, city, county, state, z	in code)		
Permanent address:	2. Designation of Orga): Phone:	
Temporary address, if applicable:						
Check Applicable box: Initial A	Address: (P.O. Box not permitted)	(chroat address site	, county, state, zip code)			
Name of registration agent:	3. Registered Agent's			egistered agent for t	his organization:	
Permanent address:	(Signature of registered ager					
Temporary address, if applicable: 7. Further Instructions. (a) If more elective paper and provide the same information	All counties;	ies of:				
(b) If more entries are required to list sufficient quantity to list all registration						
(c) If you are updating a registration: organization in Block 1, but also place	5. Listing of the third-	party voter regist	tration organization's	officers:		
those entries on the form that are bein (d) If you are terminating the organiz	Name		Title	Address		
complete the name of the organization entry; and then only complete Block 8						
(e) If you use continuation pages, stat 8. Signature: I understand that the al voter registration application until the						
assigns the organization an identificat						
Name and Title of Person Completin						
DS-DE 119 (eff. 09/2012) - page 2						

- Processes entities and persons request to register as 3PVRO
- Assigns a newly registered 3PVRO a unique identifier #
- Provides blank applications requested by 3PVRO
- Provides 3PVROPowerPoint training

Division of Elections' Role to 3PVROs Non-Compliance Form (DS-DE 148 - 7/2016)

The				rmation that is confiden Florida Pub lic Records la		l exempt					
	3PVROID entered on	Applic stam	ation date	· (F	in te						
FVRS ID (ID#or none)	application	3PV	Supervisor of Elections' (SOE) Transmittal Form - Third-Party Voter Registration Organization (3PVRO) Noncompliance								
	· ·		I MIRU-Part	y voter Registra	atrion	Organization (5)	PVKOJ Nonco	mphance			
	•		County:		•	Total applications:					
	•		Entity/person's								
	•		name:								
	<u> </u>		Entity/person registered as			If yes, 3PVRO ID No:					
	·	_	3PVRO:	Yes No	IT yes, SI VNO ID ING.						
	•		Delivery method:	If mailed, enter postm date (please provide o							
	•	Ħ		envelope):	. ,						
	•			If hand-delivered or no)						
	•			received by SOE:							
	_			son submitting the							
	-		applications at S	OE office (if available):							
	·		SOE's Explanatory Statement About 3PVRO's Noncompliance I include reasons cited by 3PVRO for noncompliance or alternatively, if available, attach cover letter or written document(s) from the 3PVRO. Also, complete the entries on gae 2 of this form and use continuation pages, as necessary. In those circumstances in which an application with a 3PVRO ID number is returned without a cover letter or without a date-delivered mark reflecting it was collected by a 3PVRO, and the application is received after book closing or 10 days after the voter signed the application, include what efforts the supervisor's office took to contact the application, include what efforts the supervisor's forfice took to contact the application, include what efforts the supervisor's office took to contact the application, givened what efforts the supervisor's office took to contact the application, givened what efforts the supervisor's office took to contact the application, givened when the order is supervisor's office took to contact the application, givened when the order is supervisor's office took to contact the application, givened when the order is supervisor's office took to contact the application is given the order of the application is supervisor.								
	·										
	•										
	-		whether he or she returned the application to the 3PVRO. See subsection (8)(c), Rule 15-2.042, F.A.C.								
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<u>Note:</u> Pleas	e submit this f	orm1	Name of Person C	ompleting Form:			Date Submitted:				
					Division	of Elections only after app	liestions have been pr	necreed			

- Reviews non-compliance forms filed by SOEs
- Conduct Outreach to 3PVRO
- Refer to Legal, (if needed):
 - o Further Investigation:
 - ✓ Warning Letter
 - ✓ Implement Fine

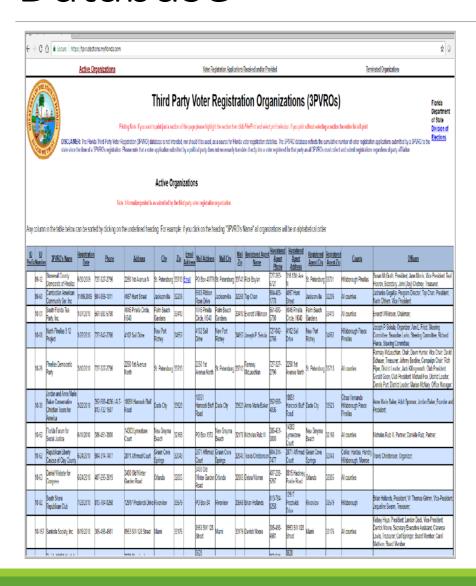
Attach copies of applications with form

DS-DE 148 (Eff. 07/2016)

DS-DE 148 (Eff. 07/2016)

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Division of Elections' Role to 3PVROs Database



- Maintains 3PVRO registrations
- Maintains 3PVRO voter registration application distributions and returns by way of DS-DE 124
- Verify organization name and assigned 3P-ID#

3PVRO Resources

- DOE Webpage:
 - dos.myflorida.com/elections/for-voters/voterregistration/third-party-voter-registration-organizations/
- Database of current and terminated 3PVROs:
 - o tpvr.elections.myflorida.com
- Reference guideline on 3PVROs (DE 0012):
 - https://dos.myflorida.com/media/702504/de-guide-0012third-party-voter-registration-organizations-20191201.pdf -



Other Entities -

Florida Fish and Wildlife Conservation Commission (FFWC)

SECTION THREE

FFWC and Subagents

- Not a state or federal designated VRA or a 3PVRO
- FFWC voter registration duties:
 - 97.0581 and §. 379.352(8-12), Fla. Stat.
 - Makes voter registration forms available at sub-agent offices
 - Asks if person would like the Supervisor of Elections to mail form at later date
 - Does NOT provide assistance or collect applications from voters
 - Offers a voter registration application to any person applying for services (hunting or fishing permit)

Supervisor of Elections' Role to FFWC

- Checks weekly files on FTP site
- Mails voter registration forms to voters in your county who have requested them via FFWC subagents:
 - Requests for voter applications posted weekly on FTP site
 - Instructions on how to access files for voter application requests: <u>soe.dos.state.fl.us</u>
- Supplies subagent offices with voter registration application forms:
 - List of locations on FTP site, updated when subagents change

FFWC - FTP Site Files

List of subagent offices by county

List of voters requesting apps

Sumter as of 02212013.xls

Suwannee as of 08242015.xls

Taylor as of 02182015.xls

Union as of 02212013.xls

Volusia as of 02262016.xlsx

Voter_Registration_Requests_v1_20160201_120.txt

Voter_Registration_Requests_v1_20160208_121.txt

Voter_Registration_Requests_v1_20160215_122.txt

Voter_Registration_Requests_v1_20160222_123.txt

Wakulla as of 05-07-2013.xls

Walton as of 10132014.xls

Washington as of 02212013.xls

Educational Institutes - Definition

- Not a VRA or 3PVRO
- Defined under § 97.0583, Fla. Stat., to mean any public or private education institution that:
 - Receives state funds
 - Focused on educating or training students at least 18 years
 old
 - Has 200 or more students, and
 - For which student government has requested designation

Educational Institutes and Supervisor of Elections'- Role

Institute's

- Must provide each student the opportunity to register on campuses at least once a year
- Encouraged to offer voter registration at other places and times
- Provide voter registration applications upon request

SOE's

 Incorporate into annual voter registration drive activities at high school and college campuses- See R1S-2.033(3), F.A.C.

NVRA & 3PVRO Coordinator Contact Information

- Katrina Ferguson, Statewide Training Coordinator:
 - o Katrina.Ferguson@dos.myflorida.com
 - o <u>3PVRO@dos.myflorida.com</u>
 - 0 850-245-6237



For more information, visit us online at:

dos.myflorida.com/elections/