



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

CORD BYRD
Secretary of State

November 4, 2022



Re: Response to Request for Advisory Opinion – F-22-12

Dear [REDACTED],

We received on November 1, 2022, your request for an advisory opinion via phone call. You indicate that you may have a felony conviction and that your request is on whether you are eligible to vote in Florida, including whether you have any outstanding legal financial obligations under section 98.0751, Florida Statutes, which would otherwise make you ineligible to vote and if so, a statement of the amount that must be paid to make you eligible to vote, and an explanation of how the amount was calculated.

Although the Division does not generally take requests for advisory opinions over the phone, because of your specific circumstances the Division hereby responds to your request pursuant to its legal authority under section 106.23(2), Florida Statutes, and Florida Administrative Code Rule 1S-2.010, to provide an advisory opinion to you as an individual seeking to be involved in a political activity (voting) and the particular activity in your inquiry (eligibility to vote).

Per Rule 1S-2.010(4)(f), the requestor must provide the precise factual circumstances giving rise to the request. You reference two counties you have been arrested in, and the Division has found the following felony case associated with your file:

(1) [REDACTED] CF [REDACTED]

As it relates to case [REDACTED] CF [REDACTED], our records indicate that you were adjudicated guilty to a second-degree felony and a first-degree misdemeanor and you were sentenced to 5 years of prison on April 22, 2004. You were also ordered to pay \$276.00 in costs, fines, and fees and \$2,902.00 in restitution on the felony conviction. Our records indicate that although you have paid \$276.00 towards your fines, fees, and costs, you have not made any payments towards your restitution. Accordingly, the Division finds that you are ineligible to vote based on your felony convictions in case [REDACTED] CF [REDACTED], until you pay **\$2,902.00** in restitution.

Division of Elections
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Advisory Opinion F-22-12

[REDACTED]

November 4, 2022

Page 2 of 2

Please note that the findings in this opinion are based solely upon the cases located from the personal identifying information you provided in your request for an advisory opinion. You have not indicated any other specific convictions in any statewide or national jurisdictions and the Division does not opine as to whether any other convictions exist nor whether any such other convictions would interfere with your eligibility.

Thank you for submitting your request. Should you have any questions, please don't hesitate to contact us.

Sincerely,

Florida Division of Elections