



Sen. Julie A. Morrison

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10100HB3994sam001

LRB101 15674 SMS 74724 a

1 AMENDMENT TO HOUSE BILL 3994

2 AMENDMENT NO. _____. Amend House Bill 3994 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Sections 1A-55, 17-13, and 19-6 as follows:

6 (10 ILCS 5/1A-55)

7 (Text of Section from P.A. 100-587)

8 Sec. 1A-55. Cyber security efforts. The State Board of
9 Elections shall provide by rule, after at least 2 public
10 hearings of the Board and in consultation with the election
11 authorities, a Cyber Navigator Program to support the efforts
12 of election authorities to defend against cyber breaches and
13 detect and recover from cyber attacks. The rules shall include
14 the Board's plan to allocate any resources received in
15 accordance with the Help America Vote Act and provide that no
16 less than half of any such funds received shall be allocated to

1 the Cyber Navigator Program. The Cyber Navigator Program should
2 be designed to provide equal support to all election
3 authorities, with allowable modifications based on need. The
4 remaining half of the Help America Vote Act funds shall be
5 distributed as the State Board of Elections may determine, but
6 no grants may be made to election authorities that do not
7 participate in the Cyber Navigator Program.

8 In distribution of the remaining funds received under the
9 federal Help America Vote Act, the Board may make such funds
10 available to election authorities for the maintenance of secure
11 collection sites for the return of vote by mail ballots.

12 (Source: P.A. 100-587, eff. 6-4-18.)

13 (Text of Section from P.A. 100-623)

14 Sec. 1A-55. Cyber security efforts. The Board shall adopt
15 rules, after at least 2 public hearings of the Board and in
16 consultation with election authorities, establishing a cyber
17 navigator program to support election authorities' efforts to
18 defend against cyber breaches and detect and recover from cyber
19 attacks. The rules shall include the Board's plan to allocate
20 any resources received in accordance with the federal Help
21 America Vote Act and provide that no less than half of any
22 funds received under the federal Help America Vote Act shall be
23 allocated to the cyber navigator program. The cyber navigator
24 program shall be designed to provide equal support to all
25 elections authorities with some modifications allowable based

1 on need. The remaining half of the federal Help America Vote
2 Act funds shall be distributed as the Board sees fit, but no
3 grants may be made to election authorities that do not
4 participate in the cyber navigator program managed by the
5 Board.

6 In distribution of the remaining funds received under the
7 federal Help America Vote Act, the Board may make such funds
8 available to election authorities for the maintenance of secure
9 collection sites for the return of vote by mail ballots.

10 (Source: P.A. 100-623, eff. 7-20-18.)

11 (10 ILCS 5/17-13) (from Ch. 46, par. 17-13)

12 Sec. 17-13. (a) In the case of an emergency, as determined
13 by the State Board of Elections, or if the Board determines
14 that all potential polling places have been surveyed by the
15 election authority and that no accessible polling place, as
16 defined by rule of the State Board of Elections, is available
17 within a precinct nor is the election authority able to make a
18 polling place within the precinct temporarily accessible, the
19 Board, upon written application by the election authority, is
20 authorized to grant an exemption from the accessibility
21 requirements of the Federal Voting Accessibility for the
22 Elderly and Handicapped Act (Public Law 98-435). Such exemption
23 shall be valid for a period of 2 years.

24 (b) Any voter with a temporary or permanent disability who,
25 because of structural features of the building in which the

1 polling place is located, is unable to access or enter the
2 polling place, may request that 2 judges of election of
3 opposite party affiliation deliver a ballot to him or her at
4 the point where he or she is unable to continue forward motion
5 toward the polling place; but, in no case, shall a ballot be
6 delivered to the voter beyond 50 feet of the entrance to the
7 building in which the polling place is located. Such request
8 shall be made to the election authority not later than the
9 close of business at the election authority's office on the day
10 before the election and on a form prescribed by the State Board
11 of Elections. The election authority shall notify the judges of
12 election for the appropriate precinct polling places of such
13 requests.

14 Weather permitting, 2 judges of election shall deliver to
15 the voter with a disability the ballot which he or she is
16 entitled to vote, a portable voting booth or other enclosure
17 that will allow such voter to mark his or her ballot in
18 secrecy, and a marking device.

19 (c) The voter must complete the entire voting process,
20 including the application for ballot from which the judges of
21 election shall compare the voter's signature with the signature
22 on his or her registration record card in the precinct binder.

23 (d) Election authorities may establish curbside voting
24 for individuals to cast a ballot during early voting or on
25 election day. An election authority's curbside voting program
26 shall designate at least 2 election judges from opposite

1 parties per vehicle and the individual must have the option to
2 mark the ballot without interference from the election judges.

3 After the voter has marked his or her ballot and placed it
4 in the ballot envelope (or folded it in the manner prescribed
5 for paper ballots), the 2 judges of election shall return the
6 ballot to the polling place and give it to the judge in charge
7 of the ballot box who shall deposit it therein.

8 Pollwatchers as provided in Sections 7-34 and 17-23 of this
9 Code shall be permitted to accompany the judges and observe the
10 above procedure.

11 No assistance may be given to such voter in marking his or
12 her ballot, unless the voter requests assistance and completes
13 the affidavit required by Section 17-14 of this Code.

14 (Source: P.A. 99-143, eff. 7-27-15.)

15 (10 ILCS 5/19-6) (from Ch. 46, par. 19-6)

16 Sec. 19-6. Such vote by mail voter shall make and subscribe
17 to the certifications provided for in the application and on
18 the return envelope for the ballot, and such ballot or ballots
19 shall be folded by such voter in the manner required to be
20 folded before depositing the same in the ballot box, and be
21 deposited in such envelope and the envelope securely sealed.
22 The voter shall then endorse his certificate upon the back of
23 the envelope and the envelope shall be mailed in person by such
24 voter, postage prepaid, to the election authority issuing the
25 ballot or, if more convenient, it may be delivered in person,

1 by either the voter or by any person authorized by the voter,
2 or by a company licensed as a motor carrier of property by the
3 Illinois Commerce Commission under the Illinois Commercial
4 Transportation Law, which is engaged in the business of making
5 deliveries.

6 Election authorities shall accept any vote by mail ballot
7 returned, including ballots returned with insufficient or no
8 postage. Election authorities may maintain one or more secure
9 collection sites for the postage-free return of vote by mail
10 ballots. Any election authority with collection sites shall
11 collect all ballots returned each day at close of business and
12 process them as required by this Code, including noting the day
13 on which the ballot was returned. Ballots returned to such
14 collection sites after close of business shall be dated as
15 delivered the next day, with the exception of ballots delivered
16 on election day, which shall be dated as received on election
17 day. Election authorities shall permit electors to return vote
18 by mail ballots at any collection site it has established
19 through the close of polls on election day. All collection
20 sites shall be secured by locks that may be opened only by
21 election authority personnel. The State Board of Elections
22 shall establish additional guidelines for the security of
23 collection sites.

24 It shall be unlawful for any person not the voter or a
25 person authorized by the voter to take the ballot and ballot
26 envelope of a voter for deposit into the mail unless the ballot

1 has been issued pursuant to application by a physically
2 incapacitated elector under Section 3-3 or a hospitalized voter
3 under Section 19-13, in which case any employee or person under
4 the direction of the facility in which the elector or voter is
5 located may deposit the ballot and ballot envelope into the
6 mail. If the voter authorized a person to deliver the ballot to
7 the election authority, the voter and the person authorized to
8 deliver the ballot shall complete the authorization printed on
9 the exterior envelope supplied by an election authority for the
10 return of the vote by mail ballot. The exterior of the envelope
11 supplied by an election authority for the return of the vote by
12 mail ballot shall include an authorization in substantially the
13 following form:

14 I (voter) authorize to take
15 the necessary steps to have this ballot delivered promptly to
16 the office of the election authority.

17

18 Date

Signature of voter

19

20 Printed Name of Authorized Delivery Agent

21

22 Signature of Authorized Delivery Agency

1

2 Date Delivered to the Election Authority

3 (Source: P.A. 98-1171, eff. 6-1-15.)

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.".