



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB1126

Introduced 2/5/2019, by Sen. Terry Link

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Election Code. Removes language providing that the county clerk shall furnish updated copies of computer tapes or computer discs containing voter registration information. Provides that a Board of Election Commissioners may appoint 3 judges of election to serve in lieu of the 5 judges of election to serve in a primary election. In provisions requiring the State Board of Elections to publish precinct-by-precinct vote totals on its website, provides that the vote totals shall be for offices and candidates that the State Board of Elections certifies the election results. Provides that the State Board of Elections shall provide written notice not less than 60 days (rather than 30 days) before an election to selected jurisdictions of its intent to conduct a test of the automatic tabulating equipment and program. Provides that within 15 days (rather than 5 days) of receipt of the State Board of Elections' written notice of intent to conduct a test, the selected jurisdictions shall forward a copy of all specimen ballots to the State Board of Elections. Changes the title of the Direct Recording Electronic Voting Systems Article to the Direct Recording Electronic Tabulators and Electronic Ballot Marking Devices Article. Changes references to "direct recording voting system" to "direct recording electronic tabulator" throughout the Article. Changes references to "marking device" to "electronic ballot marking device" throughout the Article. Changes references to "public measures" to "public questions" throughout the Act. Makes other changes.

LRB101 06986 SMS 52019 b

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Election Code is amended by changing the  
5 heading of Article 24C and Sections 4-8, 4-8.03, 5-7, 6-35,  
6 14-3.1, 22-6, 24B-2, 24B-4, 24B-6, 24B-9, 24C-1, 24C-2, 24C-3,  
7 24C-3.1, 24C-4, 24C-5, 24C-5.1, 24C-5.2, 24C-6, 24C-6.1,  
8 24C-7, 24C-8, 24C-9, 24C-10, 24C-11, 24C-12, 24C-13, 24C-14,  
9 24C-15, 24C-15.01, 24C-15.1, 24C-16, 24C-17, 24C-18, 24C-19,  
10 and 28-9 as follows:

11 (10 ILCS 5/4-8) (from Ch. 46, par. 4-8)

12 Sec. 4-8. Blank forms; duplicate record cards;  
13 identification of applicants' affidavit of registration;  
14 registration record. The county clerk shall provide a  
15 sufficient number of blank forms for the registration of  
16 electors, which shall be known as registration record cards and  
17 which shall consist of loose leaf sheets or cards, of suitable  
18 size to contain in plain writing and figures the data  
19 hereinafter required thereon or shall consist of computer cards  
20 of suitable nature to contain the data required thereon. The  
21 registration record cards, which shall include an affidavit of  
22 registration as hereinafter provided, shall be executed in  
23 duplicate.

1           The registration record card shall contain the following  
2 and such other information as the county clerk may think it  
3 proper to require for the identification of the applicant for  
4 registration:

5           Name. The name of the applicant, giving surname and first  
6 or Christian name in full, and the middle name or the initial  
7 for such middle name, if any.

8           Sex.

9           Residence. The name and number of the street, avenue, or  
10 other location of the dwelling, including the apartment, unit  
11 or room number, if any, and in the case of a mobile home the lot  
12 number, and such additional clear and definite description as  
13 may be necessary to determine the exact location of the  
14 dwelling of the applicant. Where the location cannot be  
15 determined by street and number, then the section,  
16 congressional township and range number may be used, or such  
17 other description as may be necessary, including post-office  
18 mailing address. In the case of a homeless individual, the  
19 individual's voting residence that is his or her mailing  
20 address shall be included on his or her registration record  
21 card.

22           Term of residence in the State of Illinois and precinct.  
23 This information shall be furnished by the applicant stating  
24 the place or places where he resided and the dates during which  
25 he resided in such place or places during the year next  
26 preceding the date of the next ensuing election.

1           Nativity. The state or country in which the applicant was  
2 born.

3           Citizenship. Whether the applicant is native born or  
4 naturalized. If naturalized, the court, place, and date of  
5 naturalization.

6           Date of application for registration, i.e., the day, month  
7 and year when applicant presented himself for registration.

8           Age. Date of birth, by month, day and year.

9           Physical disability of the applicant, if any, at the time  
10 of registration, which would require assistance in voting.

11          The county and state in which the applicant was last  
12 registered.

13          Electronic mail address, if any.

14          Signature of voter. The applicant, after the registration  
15 and in the presence of a deputy registrar or other officer of  
16 registration shall be required to sign his or her name in ink  
17 or digitized form to the affidavit on both the original and  
18 duplicate registration record cards.

19          Signature of deputy registrar or officer of registration.

20          In case applicant is unable to sign his name, he may affix  
21 his mark to the affidavit. In such case the officer empowered  
22 to give the registration oath shall write a detailed  
23 description of the applicant in the space provided on the back  
24 or at the bottom of the card or sheet; and shall ask the  
25 following questions and record the answers thereto:

26          Father's first name.

1 Mother's first name.

2 From what address did the applicant last register?

3 Reason for inability to sign name.

4 Each applicant for registration shall make an affidavit in  
5 substantially the following form:

6 AFFIDAVIT OF REGISTRATION

7 STATE OF ILLINOIS

8 COUNTY OF .....

9 I hereby swear (or affirm) that I am a citizen of the  
10 United States; that on the date of the next election I shall  
11 have resided in the State of Illinois and in the election  
12 precinct in which I reside 30 days and that I intend that this  
13 location shall be my residence; that I am fully qualified to  
14 vote, and that the above statements are true.

15 .....

16 (His or her signature or mark)

17 Subscribed and sworn to before me on (insert date).

18 .....

19 Signature of registration officer.

20 (To be signed in presence of registrant.)

21 Space shall be provided upon the face of each registration  
22 record card for the notation of the voting record of the person  
23 registered thereon.

24 Each registration record card shall be numbered according  
25 to precincts, and may be serially or otherwise marked for

1 identification in such manner as the county clerk may  
2 determine.

3 The registration cards shall be deemed public records and  
4 shall be open to inspection during regular business hours,  
5 except during the 27 days immediately preceding any election.  
6 On written request of any candidate or objector or any person  
7 intending to object to a petition, the election authority shall  
8 extend its hours for inspection of registration cards and other  
9 records of the election authority during the period beginning  
10 with the filing of petitions under Sections 7-10, 8-8, 10-6 or  
11 28-3 and continuing through the termination of electoral board  
12 hearings on any objections to petitions containing signatures  
13 of registered voters in the jurisdiction of the election  
14 authority. The extension shall be for a period of hours  
15 sufficient to allow adequate opportunity for examination of the  
16 records but the election authority is not required to extend  
17 its hours beyond the period beginning at its normal opening for  
18 business and ending at midnight. If the business hours are so  
19 extended, the election authority shall post a public notice of  
20 such extended hours. Registration record cards may also be  
21 inspected, upon approval of the officer in charge of the cards,  
22 during the 27 days immediately preceding any election.  
23 Registration record cards shall also be open to inspection by  
24 certified judges and poll watchers and challengers at the  
25 polling place on election day, but only to the extent necessary  
26 to determine the question of the right of a person to vote or

1 to serve as a judge of election. At no time shall poll watchers  
2 or challengers be allowed to physically handle the registration  
3 record cards.

4 ~~Updated copies of computer tapes or computer discs or other~~  
5 ~~electronic data processing information containing voter~~  
6 ~~registration information shall be furnished by the county clerk~~  
7 ~~within 10 days after December 15 and May 15 each year and~~  
8 ~~within 10 days after each registration period is closed to the~~  
9 ~~State Board of Elections in a form prescribed by the Board. For~~  
10 ~~the purposes of this Section, a registration period is closed~~  
11 ~~27 days before the date of any regular or special election.~~  
12 ~~Registration information shall include, but not be limited to,~~  
13 ~~the following information: name, sex, residence, telephone~~  
14 ~~number, if any, age, party affiliation, if applicable,~~  
15 ~~precinct, ward, township, county, and representative,~~  
16 ~~legislative and congressional districts. In the event of~~  
17 ~~noncompliance, the State Board of Elections is directed to~~  
18 ~~obtain compliance forthwith with this nondiscretionary duty of~~  
19 ~~the election authority by instituting legal proceedings in the~~  
20 ~~circuit court of the county in which the election authority~~  
21 ~~maintains the registration information. The costs of~~  
22 ~~furnishing updated copies of tapes or discs shall be paid at a~~  
23 ~~rate of \$.00034 per name of registered voters in the election~~  
24 ~~jurisdiction, but not less than \$50 per tape or disc and shall~~  
25 ~~be paid from appropriations made to the State Board of~~  
26 ~~Elections for reimbursement to the election authority for such~~

1 ~~purpose.~~ The State Board shall furnish copies of ~~such tapes,~~  
2 ~~discs, other~~ electronic data or compilations thereof,  
3 including, but not limited to, the following information: name,  
4 sex, residence, telephone number, if any, age, party  
5 affiliation, if applicable, precinct, ward, township, county,  
6 and representative, legislative, and congressional districts,  
7 to state political committees registered pursuant to the  
8 Illinois Campaign Finance Act or the Federal Election Campaign  
9 Act and to governmental entities, at their request and at a  
10 reasonable cost. To protect the privacy and confidentiality of  
11 voter registration information, the disclosure of electronic  
12 voter registration records to any person or entity other than  
13 to a State or local political committee and other than to a  
14 governmental entity for a governmental purpose is specifically  
15 prohibited except as follows: subject to security measures  
16 adopted by the State Board of Elections which, at a minimum,  
17 shall include the keeping of a catalog or database, available  
18 for public view, including the name, address, and telephone  
19 number of the person viewing the list as well as the time of  
20 that viewing, any person may view the centralized statewide  
21 voter registration list on a computer screen at the Springfield  
22 office of the State Board of Elections, during normal business  
23 hours other than during the 27 days before an election, but the  
24 person viewing the list under this exception may not print,  
25 duplicate, transmit, or alter the list. Copies of the tapes,  
26 discs, or other electronic data shall be furnished by the



1 county clerk to local political committees and governmental  
2 entities at their request and at a reasonable cost. Reasonable  
3 cost of the tapes, discs, et cetera for this purpose would be  
4 the cost of duplication plus 15% for administration. The  
5 individual representing a political committee requesting  
6 copies of such tapes shall make a sworn affidavit that the  
7 information shall be used only for bona fide political  
8 purposes, including by or for candidates for office or  
9 incumbent office holders. Such tapes, discs or other electronic  
10 data shall not be used under any circumstances by any political  
11 committee or individuals for purposes of commercial  
12 solicitation or other business purposes. If such tapes contain  
13 information on county residents related to the operations of  
14 county government in addition to registration information,  
15 that information shall not be used under any circumstances for  
16 commercial solicitation or other business purposes. The  
17 prohibition in this Section against using the computer tapes or  
18 computer discs or other electronic data processing information  
19 containing voter registration information for purposes of  
20 commercial solicitation or other business purposes shall be  
21 prospective only from the effective date of this amended Act of  
22 1979. Any person who violates this provision shall be guilty of  
23 a Class 4 felony.

24 The State Board of Elections shall promulgate, by October  
25 1, 1987, such regulations as may be necessary to ensure  
26 uniformity throughout the State in electronic data processing

1 of voter registration information. The regulations shall  
 2 include, but need not be limited to, specifications for uniform  
 3 medium, communications protocol and file structure to be  
 4 employed by the election authorities of this State in the  
 5 electronic data processing of voter registration information.  
 6 Each election authority utilizing electronic data processing  
 7 of voter registration information shall comply with such  
 8 regulations on and after May 15, 1988.

9 If the applicant for registration was last registered in  
 10 another county within this State, he shall also sign a  
 11 certificate authorizing cancellation of the former  
 12 registration. The certificate shall be in substantially the  
 13 following form:

14 To the County Clerk of.... County, Illinois. (or)

15 To the Election Commission of the City of ....., Illinois.

16 This is to certify that I am registered in your (county)  
 17 (city) and that my residence was .....

18 Having moved out of your (county) (city), I hereby authorize  
 19 you to cancel said registration in your office.

20 Dated at ....., Illinois, on (insert date).

21 .....  
 22 (Signature of Voter)

23 Attest: ....., County Clerk, .....  
 24 County, Illinois.

25 The cancellation certificate shall be mailed immediately  
 26 by the County Clerk to the County Clerk (or election commission

1 as the case may be) where the applicant was formerly  
2 registered. Receipt of such certificate shall be full authority  
3 for cancellation of any previous registration.

4 (Source: P.A. 98-115, eff. 10-1-13; 99-522, eff. 6-30-16.)

5 (10 ILCS 5/4-8.03) (from Ch. 46, par. 4-8.03)

6 Sec. 4-8.03. The State Board of Elections shall design a  
7 registration record card which, except as otherwise provided in  
8 this Section, shall be used in triplicate by all election  
9 authorities in the State, except those election authorities  
10 adopting a computer-based voter registration file authorized  
11 under Section 4-33. The Board shall prescribe the form and  
12 specifications, ~~including but not limited to the weight of~~  
13 ~~paper, color and print of such cards.~~ Such cards shall contain  
14 boxes or spaces for the information required under Sections 4-8  
15 and 4-21 of this Code; provided, that such cards shall also  
16 contain a box or space for the applicant's social security  
17 number, which shall be required to the extent allowed by law  
18 but in no case shall the applicant provide fewer than the last  
19 4 digits of the social security number, and a box for the  
20 applicant's telephone number, if available.

21 Except for those election authorities adopting a  
22 computer-based voter registration file authorized under  
23 Section 4-33, the original and duplicate cards shall  
24 respectively constitute the master file and precinct binder  
25 registration records of the voter. A copy shall be given to the

1 applicant upon completion of his or her registration or  
2 completed transfer of registration.

3 Whenever a voter moves to another precinct within the same  
4 election jurisdiction or to another election jurisdiction in  
5 the State, such voter may transfer his or her registration by  
6 presenting his or her copy to the election authority or a  
7 deputy registrar. If such voter is not in possession of or has  
8 lost his or her copy, he or she may effect a transfer of  
9 registration by executing an Affidavit of Cancellation of  
10 Previous Registration.

11 In the case of a transfer of registration to a new election  
12 jurisdiction, the election authority shall transmit the  
13 voter's copy or such affidavit to the election authority of the  
14 voter's former election jurisdiction, which shall immediately  
15 cause the transmission of the voter's previous registration  
16 card to the voter's new election authority. No transfer of  
17 registration to a new election jurisdiction shall be complete  
18 until the voter's old election authority receives  
19 notification.

20 Deputy registrars shall return all copies of registration  
21 record cards or Affidavits of Cancellation of Previous  
22 Registration to the election authority within 7 working days  
23 after the receipt thereof, except that such copies or  
24 Affidavits of Cancellation of Previous Registration received  
25 by the deputy registrars between the 35th and 28th day  
26 preceding an election shall be returned by the deputy

1 registrars to the election authority within 48 hours after  
2 receipt. The deputy registrars shall return the copies or  
3 Affidavits of Cancellation of Previous Registration received  
4 by them on the 28th day preceding an election to the election  
5 authority within 24 hours after receipt thereof.

6 (Source: P.A. 91-73, eff. 7-9-99; 92-816, eff. 8-21-02.)

7 (10 ILCS 5/5-7) (from Ch. 46, par. 5-7)

8 Sec. 5-7. The county clerk shall provide a sufficient  
9 number of blank forms for the registration of electors which  
10 shall be known as registration record cards and which shall  
11 consist of loose leaf sheets or cards, of suitable size to  
12 contain in plain writing and figures the data hereinafter  
13 required thereon or shall consist of computer cards of suitable  
14 nature to contain the data required thereon. The registration  
15 record cards, which shall include an affidavit of registration  
16 as hereinafter provided, shall be executed in duplicate.

17 The registration record card shall contain the following  
18 and such other information as the county clerk may think it  
19 proper to require for the identification of the applicant for  
20 registration:

21 Name. The name of the applicant, giving surname and first  
22 or Christian name in full, and the middle name or the initial  
23 for such middle name, if any.

24 Sex.

25 Residence. The name and number of the street, avenue, or

1 other location of the dwelling, including the apartment, unit  
2 or room number, if any, and in the case of a mobile home the lot  
3 number, and such additional clear and definite description as  
4 may be necessary to determine the exact location of the  
5 dwelling of the applicant, including post-office mailing  
6 address. In the case of a homeless individual, the individual's  
7 voting residence that is his or her mailing address shall be  
8 included on his or her registration record card.

9 Term of residence in the State of Illinois and the  
10 precinct. Which questions may be answered by the applicant  
11 stating, in excess of 30 days in the State and in excess of 30  
12 days in the precinct.

13 Nativity. The State or country in which the applicant was  
14 born.

15 Citizenship. Whether the applicant is native born or  
16 naturalized. If naturalized, the court, place and date of  
17 naturalization.

18 Date of application for registration, i.e., the day, month  
19 and year when applicant presented himself for registration.

20 Age. Date of birth, by month, day and year.

21 Physical disability of the applicant, if any, at the time  
22 of registration, which would require assistance in voting.

23 The county and state in which the applicant was last  
24 registered.

25 Electronic mail address, if any.

26 Signature of voter. The applicant, after the registration

1 and in the presence of a deputy registrar or other officer of  
2 registration shall be required to sign his or her name in ink  
3 or digitized form to the affidavit on the original and  
4 duplicate registration record card.

5 Signature of Deputy Registrar.

6 In case applicant is unable to sign his name, he may affix  
7 his mark to the affidavit. In such case the officer empowered  
8 to give the registration oath shall write a detailed  
9 description of the applicant in the space provided at the  
10 bottom of the card or sheet; and shall ask the following  
11 questions and record the answers thereto:

12 Father's first name .....

13 Mother's first name .....

14 From what address did you last register?

15 Reason for inability to sign name.

16 Each applicant for registration shall make an affidavit in  
17 substantially the following form:

18 AFFIDAVIT OF REGISTRATION

19 State of Illinois)

20 )ss

21 County of )

22 I hereby swear (or affirm) that I am a citizen of the  
23 United States; that on the date of the next election I shall  
24 have resided in the State of Illinois and in the election  
25 precinct in which I reside 30 days; that I am fully qualified  
26 to vote. That I intend that this location shall be my residence

1 and that the above statements are true.

2 .....

3 (His or her signature or mark)

4 Subscribed and sworn to before me on (insert date).

5 .....

6 Signature of Registration Officer.

7 (To be signed in presence of Registrant.)

8 Space shall be provided upon the face of each registration  
9 record card for the notation of the voting record of the person  
10 registered thereon.

11 Each registration record card shall be numbered according  
12 to towns and precincts, wards, cities and villages, as the case  
13 may be, and may be serially or otherwise marked for  
14 identification in such manner as the county clerk may  
15 determine.

16 The registration cards shall be deemed public records and  
17 shall be open to inspection during regular business hours,  
18 except during the 27 days immediately preceding any election.  
19 On written request of any candidate or objector or any person  
20 intending to object to a petition, the election authority shall  
21 extend its hours for inspection of registration cards and other  
22 records of the election authority during the period beginning  
23 with the filing of petitions under Sections 7-10, 8-8, 10-6 or  
24 28-3 and continuing through the termination of electoral board  
25 hearings on any objections to petitions containing signatures



1 of registered voters in the jurisdiction of the election  
2 authority. The extension shall be for a period of hours  
3 sufficient to allow adequate opportunity for examination of the  
4 records but the election authority is not required to extend  
5 its hours beyond the period beginning at its normal opening for  
6 business and ending at midnight. If the business hours are so  
7 extended, the election authority shall post a public notice of  
8 such extended hours. Registration record cards may also be  
9 inspected, upon approval of the officer in charge of the cards,  
10 during the 27 days immediately preceding any election.  
11 Registration record cards shall also be open to inspection by  
12 certified judges and poll watchers and challengers at the  
13 polling place on election day, but only to the extent necessary  
14 to determine the question of the right of a person to vote or  
15 to serve as a judge of election. At no time shall poll watchers  
16 or challengers be allowed to physically handle the registration  
17 record cards.

18 ~~Updated copies of computer tapes or computer discs or other~~  
19 ~~electronic data processing information containing voter~~  
20 ~~registration information shall be furnished by the county clerk~~  
21 ~~within 10 days after December 15 and May 15 each year and~~  
22 ~~within 10 days after each registration period is closed to the~~  
23 ~~State Board of Elections in a form prescribed by the Board. For~~  
24 ~~the purposes of this Section, a registration period is closed~~  
25 ~~27 days before the date of any regular or special election.~~  
26 ~~Registration information shall include, but not be limited to,~~

1 ~~the following information: name, sex, residence, telephone~~  
2 ~~number, if any, age, party affiliation, if applicable,~~  
3 ~~precinct, ward, township, county, and representative,~~  
4 ~~legislative and congressional districts. In the event of~~  
5 ~~noncompliance, the State Board of Elections is directed to~~  
6 ~~obtain compliance forthwith with this nondiscretionary duty of~~  
7 ~~the election authority by instituting legal proceedings in the~~  
8 ~~circuit court of the county in which the election authority~~  
9 ~~maintains the registration information. The costs of~~  
10 ~~furnishing updated copies of tapes or discs shall be paid at a~~  
11 ~~rate of \$.00034 per name of registered voters in the election~~  
12 ~~jurisdiction, but not less than \$50 per tape or disc and shall~~  
13 ~~be paid from appropriations made to the State Board of~~  
14 ~~Elections for reimbursement to the election authority for such~~  
15 ~~purpose.~~ The State Board shall furnish copies of ~~such tapes,~~  
16 ~~discs,~~ other electronic data or compilations thereof,  
17 including, but not limited to, the following information: name,  
18 sex, residence, telephone number, if any, age, party  
19 affiliation, if applicable, precinct, ward, township, county,  
20 and representative, legislative, and congressional districts,  
21 to state political committees registered pursuant to the  
22 Illinois Campaign Finance Act or the Federal Election Campaign  
23 Act and to governmental entities, at their request and at a  
24 reasonable cost. To protect the privacy and confidentiality of  
25 voter registration information, the disclosure of electronic  
26 voter registration records to any person or entity other than

1 to a State or local political committee and other than to a  
2 governmental entity for a governmental purpose is specifically  
3 prohibited except as follows: subject to security measures  
4 adopted by the State Board of Elections which, at a minimum,  
5 shall include the keeping of a catalog or database, available  
6 for public view, including the name, address, and telephone  
7 number of the person viewing the list as well as the time of  
8 that viewing, any person may view the centralized statewide  
9 voter registration list on a computer screen at the Springfield  
10 office of the State Board of Elections, during normal business  
11 hours other than during the 27 days before an election, but the  
12 person viewing the list under this exception may not print,  
13 duplicate, transmit, or alter the list. Copies of the tapes,  
14 discs or other electronic data shall be furnished by the county  
15 clerk to local political committees and governmental entities  
16 at their request and at a reasonable cost. Reasonable cost of  
17 the tapes, discs, et cetera for this purpose would be the cost  
18 of duplication plus 15% for administration. The individual  
19 representing a political committee requesting copies of such  
20 tapes shall make a sworn affidavit that the information shall  
21 be used only for bona fide political purposes, including by or  
22 for candidates for office or incumbent office holders. Such  
23 tapes, discs or other electronic data shall not be used under  
24 any circumstances by any political committee or individuals for  
25 purposes of commercial solicitation or other business  
26 purposes. If such tapes contain information on county residents

1 related to the operations of county government in addition to  
2 registration information, that information shall not be used  
3 under any circumstances for commercial solicitation or other  
4 business purposes. The prohibition in this Section against  
5 using the computer tapes or computer discs or other electronic  
6 data processing information containing voter registration  
7 information for purposes of commercial solicitation or other  
8 business purposes shall be prospective only from the effective  
9 date of this amended Act of 1979. Any person who violates this  
10 provision shall be guilty of a Class 4 felony.

11 The State Board of Elections shall promulgate, by October  
12 1, 1987, such regulations as may be necessary to ensure  
13 uniformity throughout the State in electronic data processing  
14 of voter registration information. The regulations shall  
15 include, but need not be limited to, specifications for uniform  
16 medium, communications protocol and file structure to be  
17 employed by the election authorities of this State in the  
18 electronic data processing of voter registration information.  
19 Each election authority utilizing electronic data processing  
20 of voter registration information shall comply with such  
21 regulations on and after May 15, 1988.

22 If the applicant for registration was last registered in  
23 another county within this State, he shall also sign a  
24 certificate authorizing cancellation of the former  
25 registration. The certificate shall be in substantially the  
26 following form:

1 To the County Clerk of .... County, Illinois. To the Election  
2 Commission of the City of ....., Illinois.

3 This is to certify that I am registered in your (county)  
4 (city) and that my residence was .....

5 Having moved out of your (county) (city), I hereby  
6 authorize you to cancel said registration in your office.

7 Dated at .... Illinois, on (insert date).

8 .....  
9 (Signature of Voter)

10 Attest ....., County Clerk, ..... County, Illinois.

11 The cancellation certificate shall be mailed immediately  
12 by the county clerk to the county clerk (or election commission  
13 as the case may be) where the applicant was formerly  
14 registered. Receipt of such certificate shall be full authority  
15 for cancellation of any previous registration.

16 (Source: P.A. 98-115, eff. 10-1-13; 99-522, eff. 6-30-16.)

17 (10 ILCS 5/6-35) (from Ch. 46, par. 6-35)

18 Sec. 6-35. The Boards of Election Commissioners shall  
19 provide a sufficient number of blank forms for the registration  
20 of electors which shall be known as registration record cards  
21 and which shall consist of loose leaf sheets or cards, of  
22 suitable size to contain in plain writing and figures the data  
23 hereinafter required thereon or shall consist of computer cards  
24 of suitable nature to contain the data required thereon. The  
25 registration record cards, which shall include an affidavit of

1 registration as hereinafter provided, shall be executed in  
2 duplicate. The duplicate of which may be a carbon copy of the  
3 original or a copy of the original made by the use of other  
4 method or material used for making simultaneous true copies or  
5 duplications.

6 The registration record card shall contain the following  
7 and such other information as the Board of Election  
8 Commissioners may think it proper to require for the  
9 identification of the applicant for registration:

10 Name. The name of the applicant, giving surname and first  
11 or Christian name in full, and the middle name or the initial  
12 for such middle name, if any.

13 Sex.

14 Residence. The name and number of the street, avenue, or  
15 other location of the dwelling, including the apartment, unit  
16 or room number, if any, and in the case of a mobile home the lot  
17 number, and such additional clear and definite description as  
18 may be necessary to determine the exact location of the  
19 dwelling of the applicant, including post-office mailing  
20 address. In the case of a homeless individual, the individual's  
21 voting residence that is his or her mailing address shall be  
22 included on his or her registration record card.

23 Term of residence in the State of Illinois and the  
24 precinct.

25 Nativity. The state or country in which the applicant was  
26 born.

1           Citizenship. Whether the applicant is native born or  
2 naturalized. If naturalized, the court, place, and date of  
3 naturalization.

4           Date of application for registration, i.e., the day, month  
5 and year when the applicant presented himself for registration.

6           Age. Date of birth, by month, day and year.

7           Physical disability of the applicant, if any, at the time  
8 of registration, which would require assistance in voting.

9           The county and state in which the applicant was last  
10 registered.

11          Electronic mail address, if any.

12          Signature of voter. The applicant, after registration and  
13 in the presence of a deputy registrar or other officer of  
14 registration shall be required to sign his or her name in ink  
15 or digitized form to the affidavit on both the original and the  
16 duplicate registration record card.

17          Signature of deputy registrar.

18          In case applicant is unable to sign his name, he may affix  
19 his mark to the affidavit. In such case the registration  
20 officer shall write a detailed description of the applicant in  
21 the space provided at the bottom of the card or sheet; and  
22 shall ask the following questions and record the answers  
23 thereto:

24           Father's first name .....

25           Mother's first name .....

26           From what address did you last register? ....

1 Reason for inability to sign name .....

2 Each applicant for registration shall make an affidavit in  
3 substantially the following form:

4 AFFIDAVIT OF REGISTRATION

5 State of Illinois )

6 )ss

7 County of ..... )

8 I hereby swear (or affirm) that I am a citizen of the  
9 United States, that on the day of the next election I shall  
10 have resided in the State of Illinois and in the election  
11 precinct 30 days and that I intend that this location is my  
12 residence; that I am fully qualified to vote, and that the  
13 above statements are true.

14 .....

(His or her signature or mark)

16 Subscribed and sworn to before me on (insert date).

17 .....

18 Signature of registration officer

19 (to be signed in presence of registrant).

20 Space shall be provided upon the face of each registration  
21 record card for the notation of the voting record of the person  
22 registered thereon.

23 Each registration record card shall be numbered according  
24 to wards or precincts, as the case may be, and may be serially  
25 or otherwise marked for identification in such manner as the  
26 Board of Election Commissioners may determine.



1           The registration cards shall be deemed public records and  
2 shall be open to inspection during regular business hours,  
3 except during the 27 days immediately preceding any election.  
4 On written request of any candidate or objector or any person  
5 intending to object to a petition, the election authority shall  
6 extend its hours for inspection of registration cards and other  
7 records of the election authority during the period beginning  
8 with the filing of petitions under Sections 7-10, 8-8, 10-6 or  
9 28-3 and continuing through the termination of electoral board  
10 hearings on any objections to petitions containing signatures  
11 of registered voters in the jurisdiction of the election  
12 authority. The extension shall be for a period of hours  
13 sufficient to allow adequate opportunity for examination of the  
14 records but the election authority is not required to extend  
15 its hours beyond the period beginning at its normal opening for  
16 business and ending at midnight. If the business hours are so  
17 extended, the election authority shall post a public notice of  
18 such extended hours. Registration record cards may also be  
19 inspected, upon approval of the officer in charge of the cards,  
20 during the 27 days immediately preceding any election.  
21 Registration record cards shall also be open to inspection by  
22 certified judges and poll watchers and challengers at the  
23 polling place on election day, but only to the extent necessary  
24 to determine the question of the right of a person to vote or  
25 to serve as a judge of election. At no time shall poll watchers  
26 or challengers be allowed to physically handle the registration

1 record cards.

2 ~~Updated copies of computer tapes or computer discs or other~~  
3 ~~electronic data processing information containing voter~~  
4 ~~registration information shall be furnished by the Board of~~  
5 ~~Election Commissioners within 10 days after December 15 and May~~  
6 ~~15 each year and within 10 days after each registration period~~  
7 ~~is closed to the State Board of Elections in a form prescribed~~  
8 ~~by the State Board. For the purposes of this Section, a~~  
9 ~~registration period is closed 27 days before the date of any~~  
10 ~~regular or special election. Registration information shall~~  
11 ~~include, but not be limited to, the following information:~~  
12 ~~name, sex, residence, telephone number, if any, age, party~~  
13 ~~affiliation, if applicable, precinct, ward, township, county,~~  
14 ~~and representative, legislative and congressional districts.~~  
15 ~~In the event of noncompliance, the State Board of Elections is~~  
16 ~~directed to obtain compliance forthwith with this~~  
17 ~~nondiscretionary duty of the election authority by instituting~~  
18 ~~legal proceedings in the circuit court of the county in which~~  
19 ~~the election authority maintains the registration information.~~  
20 ~~The costs of furnishing updated copies of tapes or discs shall~~  
21 ~~be paid at a rate of \$.00034 per name of registered voters in~~  
22 ~~the election jurisdiction, but not less than \$50 per tape or~~  
23 ~~disc and shall be paid from appropriations made to the State~~  
24 ~~Board of Elections for reimbursement to the election authority~~  
25 ~~for such purpose. The State Board shall furnish copies of such~~  
26 ~~tapes, discs, other electronic data or compilations thereof,~~

1 including, but not limited to, the following information: name,  
2 sex, residence, telephone number, if any, age, party  
3 affiliation, if applicable, precinct, ward, township, county,  
4 and representative, legislative, and congressional districts,  
5 to state political committees registered pursuant to the  
6 Illinois Campaign Finance Act or the Federal Election Campaign  
7 Act and to governmental entities, at their request and at a  
8 reasonable cost. To protect the privacy and confidentiality of  
9 voter registration information, the disclosure of electronic  
10 voter registration records to any person or entity other than  
11 to a State or local political committee and other than to a  
12 governmental entity for a governmental purpose is specifically  
13 prohibited except as follows: subject to security measures  
14 adopted by the State Board of Elections which, at a minimum,  
15 shall include the keeping of a catalog or database, available  
16 for public view, including the name, address, and telephone  
17 number of the person viewing the list as well as the time of  
18 that viewing, any person may view the centralized statewide  
19 voter registration list on a computer screen at the Springfield  
20 office of the State Board of Elections, during normal business  
21 hours other than during the 27 days before an election, but the  
22 person viewing the list under this exception may not print,  
23 duplicate, transmit, or alter the list. Copies of the tapes,  
24 discs or other electronic data shall be furnished by the Board  
25 of Election Commissioners to local political committees and  
26 governmental entities at their request and at a reasonable

1 cost. Reasonable cost of the tapes, discs, et cetera for this  
2 purpose would be the cost of duplication plus 15% for  
3 administration. The individual representing a political  
4 committee requesting copies of such tapes shall make a sworn  
5 affidavit that the information shall be used only for bona fide  
6 political purposes, including by or for candidates for office  
7 or incumbent office holders. Such tapes, discs or other  
8 electronic data shall not be used under any circumstances by  
9 any political committee or individuals for purposes of  
10 commercial solicitation or other business purposes. If such  
11 tapes contain information on county residents related to the  
12 operations of county government in addition to registration  
13 information, that information shall not be used under any  
14 circumstances for commercial solicitation or other business  
15 purposes. The prohibition in this Section against using the  
16 computer tapes or computer discs or other electronic data  
17 processing information containing voter registration  
18 information for purposes of commercial solicitation or other  
19 business purposes shall be prospective only from the effective  
20 date of this amended Act of 1979. Any person who violates this  
21 provision shall be guilty of a Class 4 felony.

22 The State Board of Elections shall promulgate, by October  
23 1, 1987, such regulations as may be necessary to ensure  
24 uniformity throughout the State in electronic data processing  
25 of voter registration information. The regulations shall  
26 include, but need not be limited to, specifications for uniform

1 medium, communications protocol and file structure to be  
 2 employed by the election authorities of this State in the  
 3 electronic data processing of voter registration information.  
 4 Each election authority utilizing electronic data processing  
 5 of voter registration information shall comply with such  
 6 regulations on and after May 15, 1988.

7 If the applicant for registration was last registered in  
 8 another county within this State, he shall also sign a  
 9 certificate authorizing cancellation of the former  
 10 registration. The certificate shall be in substantially the  
 11 following form:

12 To the County Clerk of .... County, Illinois.

13 To the Election Commission of the City of ....., Illinois.

14 This is to certify that I am registered in your (county)  
 15 (city) and that my residence was ....., Having moved out of your  
 16 (county), (city), I hereby authorize you to cancel that  
 17 registration in your office.

18 Dated at ....., Illinois, on (insert date).

19 .....

20 (Signature of Voter)

21 Attest ....., Clerk, Election Commission of the City of.....,  
 22 Illinois.

23 The cancellation certificate shall be mailed immediately  
 24 by the clerk of the Election Commission to the county clerk,  
 25 (or Election Commission as the case may be) where the applicant  
 26 was formerly registered. Receipt of such certificate shall be

1 full authority for cancellation of any previous registration.

2 (Source: P.A. 98-115, eff. 10-1-13; 99-522, eff. 6-30-16.)

3 (10 ILCS 5/14-3.1) (from Ch. 46, par. 14-3.1)

4 Sec. 14-3.1. The board of election commissioners shall,  
5 during the month of July of each even-numbered year, select for  
6 each election precinct within the jurisdiction of the board 5  
7 persons to be judges of election who shall possess the  
8 qualifications required by this Act for such judges. The  
9 selection shall be made by a county board of election  
10 commissioners in the following manner: the county board of  
11 election commissioners shall select and approve 3 persons as  
12 judges of election in each election precinct from a certified  
13 list furnished by the chair of the county central committee of  
14 the first leading political party in that precinct; the county  
15 board of election commissioners also shall select and approve 2  
16 persons as judges of election in each election precinct from a  
17 certified list furnished by the chair of the county central  
18 committee of the second leading political party in that  
19 precinct. The selection by a municipal board of election  
20 commissioners shall be made in the following manner: for each  
21 precinct, 3 judges shall be selected from one of the 2 leading  
22 political parties and the other 2 judges shall be selected from  
23 the other leading political party; the parties entitled to 3  
24 and 2 judges, respectively, in the several precincts shall be  
25 determined as provided in Section 14-4. However, a Board of

1 Election Commissioners may appoint three judges of election to  
2 serve in lieu of the 5 judges of election otherwise required by  
3 this Section to (1) serve in any emergency referendum, or in  
4 any odd-year regular election or in any special primary or  
5 special election called for the purpose of filling a vacancy in  
6 the office of representative in the United States Congress or  
7 to nominate candidates for such purpose or (2) serve in a  
8 primary election.

9 If only 3 judges of election serve in each election  
10 precinct, no more than 2 persons of the same political party  
11 shall be judges of election in the same election precinct, and  
12 which political party is entitled to 2 judges of election and  
13 which political party is entitled to one judge of election  
14 shall be determined as set forth in this Section for a county  
15 board of election commissioners' selection of 5 election judges  
16 in each precinct or in Section 14-4 for a municipal board of  
17 election commissioners' selection of election judges in each  
18 precinct, whichever is appropriate. In addition to such  
19 precinct judges, the board of election commissioners shall  
20 appoint special panels of 3 judges each, who shall possess the  
21 same qualifications and shall be appointed in the same manner  
22 and with the same division between political parties as is  
23 provided for other judges of election. The number of such  
24 panels of judges required shall be determined by regulation of  
25 the State Board of Elections, which shall base the required  
26 number of special panels on the number of registered voters in

1 the jurisdiction or the number of absentee ballots voted at  
2 recent elections or any combination of such factors. A  
3 municipal board of election commissioners shall make the  
4 selections of persons qualified under Section 14-1 from  
5 certified lists furnished by the chair of the respective county  
6 central committees, or each ward committeeperson in a  
7 municipality of 500,000 or more inhabitants, of the 2 leading  
8 political parties. Lists furnished by chairmen of county  
9 central committees or ward committeepersons, as the case may  
10 be, under this Section shall be arranged according to  
11 precincts. The chair of each county central committee or ward  
12 committeepersons, as the case may be, shall, insofar as  
13 possible, list persons who reside within the precinct in which  
14 they are to serve as judges. However, he may, in his sole  
15 discretion, submit the names of persons who reside outside the  
16 precinct but within the county embracing the precinct in which  
17 they are to serve. He must, however, submit the names of at  
18 least 2 residents of the precinct for each precinct in which  
19 his party is to have 3 judges and must submit the name of at  
20 least one resident of the precinct for each precinct in which  
21 his party is to have 2 judges. The board of election  
22 commissioners shall no later than March 1 of each even-numbered  
23 year notify the chairmen of the respective county central  
24 committees or ward committeepersons, as the case may be, of  
25 their responsibility to furnish such lists, and each such chair  
26 shall furnish the board of election commissioners with the list



1 for his party on or before May 1 of each even-numbered year.  
2 The board of election commissioners shall acknowledge in  
3 writing to each county chair or ward committee persons, as the  
4 case may be, the names of all persons submitted on such  
5 certified list and the total number of persons listed thereon.  
6 If no such list is furnished or if no names or an insufficient  
7 number of names are furnished for certain precincts, the board  
8 of election commissioners shall make or complete such list from  
9 the names contained in the supplemental list provided for in  
10 Section 14-3.2. Judges of election shall hold their office for  
11 2 years from their appointment and until their successors are  
12 duly appointed in the manner herein provided. The board of  
13 election commissioners shall, subject to the provisions of  
14 Section 14-3.2, fill all vacancies in the office of judges of  
15 election at any time in the manner herein provided.

16 Such selections under this Section shall be confirmed by  
17 the court as provided in Section 14-5.

18 (Source: P.A. 100-1027, eff. 1-1-19.)

19 (10 ILCS 5/22-6) (from Ch. 46, par. 22-6)

20 Sec. 22-6. E-Canvass.

21 (a) Within 22 days after each election, each Election  
22 Authority shall provide unit-by-unit vote totals to the State  
23 Board of Elections in an electronic format to be prescribed by  
24 the State Board of Elections. The State Board of Elections  
25 shall promulgate rules necessary for the implementation of this

1 Section.

2 (b) Beginning with the November 2014 general election and  
3 every primary, ~~consolidated~~, general, and special election  
4 thereafter, within 52 days after each election, the State Board  
5 of Elections shall publish the precinct-by-precinct vote  
6 totals for offices and candidates that the State Board of  
7 Elections certifies the election results on its website and  
8 make them available in a downloadable form.

9 (Source: P.A. 98-115, eff. 7-29-13.)

10 (10 ILCS 5/24B-2)

11 Sec. 24B-2. Definitions. As used in this Article:

12 "Computer", "automatic tabulating equipment" or  
13 "equipment" includes apparatus necessary to automatically  
14 examine and count votes as designated on ballots, and data  
15 processing machines which can be used for counting ballots and  
16 tabulating results.

17 "Ballot" means paper ballot sheets.

18 "Ballot configuration" means the particular combination of  
19 political subdivision ballots including, for each political  
20 subdivision, the particular combination of offices, candidate  
21 names and questions as it appears for each group of voters who  
22 may cast the same ballot.

23 "Ballot sheet" means a paper ballot printed on one or both  
24 sides which is (1) designed and prepared so that the voter may  
25 indicate his or her votes in designated areas, which must be

1 areas clearly printed or otherwise delineated for such purpose,  
2 and (2) capable of having votes marked in the designated areas  
3 automatically examined, counted, and tabulated by an  
4 electronic scanning process.

5 "Central counting" means the counting of ballots in one or  
6 more locations selected by the election authority for the  
7 processing or counting, or both, of ballots. A location for  
8 central counting shall be within the territorial jurisdiction  
9 of the election authority unless there is no suitable  
10 tabulating equipment available within his territorial  
11 jurisdiction. However, in any event a counting location shall  
12 be within this State.

13 "Computer operator" means any person or persons designated  
14 by the election authority to operate the automatic tabulating  
15 equipment during any portion of the vote tallying process in an  
16 election, but shall not include judges of election operating  
17 vote tabulating equipment in the precinct.

18 "Computer program" or "program" means the set of operating  
19 instructions for the automatic tabulating equipment that  
20 examines, counts, tabulates, canvasses and prints votes  
21 recorded by a voter on a ballot.

22 "Direct recording electronic tabulator" means an  
23 electronic tabulator that provides a ballot display provided  
24 with mechanical or electro-optical devices that can be  
25 activated by the voters to mark their choices for the  
26 candidates of their preference and for or against public

1 questions and be capable of instantaneously recording such  
2 votes, storing such votes, producing a permanent paper record,  
3 and tabulating such votes at the precinct or at one or more  
4 counting stations.

5 "Edit listing" means a computer generated listing of the  
6 names of each candidate and proposition as they appear in the  
7 program for each precinct.

8 "Header sheet" means a data processing document which is  
9 coded to indicate to the computer the precinct identity of the  
10 ballots that will follow immediately and may indicate to the  
11 computer how such ballots are to be tabulated.

12 "In-precinct counting" means the counting of ballots on  
13 automatic tabulating equipment provided by the election  
14 authority in the same precinct polling place in which those  
15 ballots have been cast.

16 "Marking device" means a pen, computer, or other device  
17 approved by the State Board of Elections for marking, or  
18 causing to be marked, a paper ballot with ink or other  
19 substance which will enable the ballot to be tabulated by  
20 automatic tabulating equipment or by an electronic scanning  
21 process.

22 "Precinct Tabulation Optical Scan Technology" means the  
23 capability to examine a ballot through electronic means and  
24 tabulate the votes at one or more counting places.

25 "Redundant count" means a verification of the original  
26 computer count by another count using compatible equipment or

1 by hand as part of a discovery recount.

2 "Security designation" means a printed designation placed  
3 on a ballot to identify to the computer program the offices and  
4 propositions for which votes may be cast and to indicate the  
5 manner in which votes cast should be tabulated while negating  
6 any inadmissible votes.

7 "Separate ballot", with respect to ballot sheets, means a  
8 separate portion of the ballot sheet which is clearly defined  
9 by a border or borders or shading.

10 "Specimen ballot" means a representation of names of  
11 offices and candidates and statements of measures to be voted  
12 on which will appear on the official ballot or marking device  
13 on election day. The specimen ballot also contains the party  
14 and position number where applicable.

15 "Voting defect identification" means the capability to  
16 detect overvoted ballots or ballots which cannot be read by the  
17 automatic tabulating equipment.

18 "Voting defects" means an overvoted ballot, or a ballot  
19 which cannot be read by the automatic tabulating equipment.

20 "Voting system" or "electronic voting system" means the  
21 total ~~that~~ combination of mechanical, electromechanical, or  
22 electronic equipment, ~~and~~ programs, and practices used to  
23 define ballots, cast and count votes, report or display  
24 election results, maintain and produce any audit trail  
25 information, identify all system components, test the system  
26 during development, maintenance and operation, maintain

1 records of system errors and defects, determine specific system  
2 changes to be made to a system after initial qualification, and  
3 make available any materials to the voter, such as notices,  
4 instructions, forms, or paper ballots. in the casting,  
5 ~~examination and tabulation of ballots and the cumulation and~~  
6 ~~reporting of results by electronic means.~~

7 (Source: P.A. 93-574, eff. 8-21-03.)

8 (10 ILCS 5/24B-4)

9 Sec. 24B-4. Use of Precinct Tabulation Optical Scan  
10 Technology System; Requisites; Applicable procedure. Precinct  
11 Tabulation Optical Scan Technology voting systems may be used  
12 in elections provided that the Precinct Tabulation Optical Scan  
13 Technology systems enable the voter to cast a vote for all  
14 offices and on all public questions ~~measures~~ on which he or she  
15 is entitled to vote, and that the automatic Precinct Tabulation  
16 Optical Scan Technology tabulating equipment may be set to  
17 return any ballot sheet on which the number of votes for an  
18 office or proposition exceeds the number of votes which the  
19 voter is entitled to cast, or any ballot sheet which cannot be  
20 read by the automatic tabulating equipment, and provided that  
21 such systems are approved for use by the State Board of  
22 Elections.

23 So far as applicable, the procedure provided for voting  
24 paper ballots shall apply when Precinct Tabulation Optical Scan  
25 Technology electronic voting systems are used. However, the

1 provisions of this Article 24B will govern when there are  
2 conflicts.

3 (Source: P.A. 89-394, eff. 1-1-97.)

4 (10 ILCS 5/24B-6)

5 Sec. 24B-6. Ballot Information; Arrangement; Electronic  
6 Precinct Tabulation Optical Scan Technology Voting System;  
7 Vote by Mail Ballots; Spoiled Ballots. The ballot information,  
8 shall, as far as practicable, be in the order of arrangement  
9 provided for paper ballots, except that the information may be  
10 in vertical or horizontal rows, or on a number of separate  
11 pages or displays on the marking device. Ballots for all  
12 questions or propositions to be voted on should be provided in  
13 a similar manner and must be arranged on the ballot sheet or  
14 marking device in the places provided for such purposes.  
15 Ballots shall be of white paper unless provided otherwise by  
16 administrative rule of the State Board of Elections or  
17 otherwise specified.

18 All propositions, including but not limited to  
19 propositions calling for a constitutional convention,  
20 constitutional amendment, judicial retention, and public  
21 questions ~~measures~~ to be voted upon shall be placed on separate  
22 portions of the ballot sheet or marking device by utilizing  
23 borders or grey screens. Candidates shall be listed on a  
24 separate portion of the ballot sheet or marking device by  
25 utilizing borders or grey screens. Whenever a person has

1 submitted a declaration of intent to be a write-in candidate as  
2 required in Sections 17-16.1 and 18-9.1, a line or lines on  
3 which the voter may select a write-in candidate shall be  
4 printed below the name of the last candidate nominated for such  
5 office. Such line or lines shall be proximate to an area  
6 provided for marking votes for the write-in candidate or  
7 candidates. The number of write-in lines for an office shall  
8 equal the number of persons who have filed declarations of  
9 intent to be write-in candidates plus an additional line or  
10 lines for write-in candidates who qualify to file declarations  
11 to be write-in candidates under Sections 17-16.1 and 18-9.1  
12 when the certification of ballot contains the words "OBJECTION  
13 PENDING" next to the name of that candidate, up to the number  
14 of candidates for which a voter may vote. In the case of  
15 write-in lines for the offices of Governor and Lieutenant  
16 Governor, 2 lines shall be printed within a bracket and a  
17 single square shall be printed in front of the bracket. More  
18 than one amendment to the constitution may be placed on the  
19 same portion of the ballot sheet or marking device.  
20 Constitutional convention or constitutional amendment  
21 propositions shall be printed or displayed on a separate  
22 portion of the ballot sheet or marking device and designated by  
23 borders or grey screens, unless otherwise provided by  
24 administrative rule of the State Board of Elections. More than  
25 one public question ~~measure~~ or proposition may be placed on the  
26 same portion of the ballot sheet or marking device. More than



1 one proposition for retention of judges in office may be placed  
2 on the same portion of the ballot sheet or marking device.  
3 Names of candidates shall be printed in black. The party  
4 affiliation of each candidate or the word "independent" shall  
5 appear near or under the candidate's name, and the names of  
6 candidates for the same office shall be listed vertically under  
7 the title of that office, on separate pages of the marking  
8 device, or as otherwise approved by the State Board of  
9 Elections. If no candidate or candidates file for an office and  
10 if no person or persons file a declaration as a write-in  
11 candidate for that office, then below the title of that office  
12 the election authority instead shall print "No Candidate". In  
13 the case of nonpartisan elections for officers of political  
14 subdivisions, unless the statute or an ordinance adopted  
15 pursuant to Article VII of the Constitution requires otherwise,  
16 the listing of nonpartisan candidates shall not include any  
17 party or "independent" designation. Judicial retention  
18 questions and ballot questions for all public questions  
19 ~~measures~~ and other propositions shall be designated by borders  
20 or grey screens on the ballot or marking device. In primary  
21 elections, a separate ballot, or displays on the marking  
22 device, shall be used for each political party holding a  
23 primary, with the ballot or marking device arranged to include  
24 names of the candidates of the party and public questions  
25 ~~measures~~ and other propositions to be voted upon on the day of  
26 the primary election.

1           If the ballot includes both candidates for office and  
2 public questions ~~measures~~ or propositions to be voted on, the  
3 election official in charge of the election shall divide the  
4 ballot or displays on the marking device in sections for  
5 "Candidates" and "Propositions", or separate ballots may be  
6 used.

7           Vote by Mail ballots may consist of envelopes, paper  
8 ballots, or ballot sheets. Where a Precinct Tabulation Optical  
9 Scan Technology ballot is used for voting by mail it must be  
10 accompanied by voter instructions.

11           Any voter who spoils his or her ballot, makes an error, or  
12 has a ballot returned by the automatic tabulating equipment may  
13 return the ballot to the judges of election and get another  
14 ballot.

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

16           (10 ILCS 5/24B-9)

17           Sec. 24B-9. Testing of Precinct Tabulation Optical Scan  
18 Technology Equipment and Program; Custody of Programs, Test  
19 Materials and Ballots. Prior to the public test, the election  
20 authority shall conduct an errorless pre-test of the automatic  
21 Precinct Tabulation Optical Scan Technology tabulating  
22 equipment and program and marking device to determine that they  
23 will correctly detect Voting Defects and count the votes cast  
24 for all offices, candidates, and all public questions ~~measures~~.  
25 On any day not less than 5 days prior to the election day, the

1 election authority shall publicly test the automatic Precinct  
2 Tabulation Optical Scan Technology tabulating equipment and  
3 program to determine that they will correctly detect Voting  
4 Defects and count the votes cast for all offices, candidates,  
5 and ~~on~~ all public questions ~~measures~~. Public notice of the time  
6 and place of the test shall be given at least 48 hours before  
7 the test by publishing the notice in one or more newspapers  
8 within the election jurisdiction of the election authority, if  
9 a newspaper is published in that jurisdiction. If a newspaper  
10 is not published in that jurisdiction, notice shall be  
11 published in a newspaper of general circulation in that  
12 jurisdiction. Timely written notice stating the date, time, and  
13 location of the public test shall also be provided to the State  
14 Board of Elections. The test shall be open to representatives  
15 of the political parties, the press, representatives of the  
16 State Board of Elections, and the public. The test shall be  
17 conducted by processing a preaudited group of ballots marked to  
18 record a predetermined number of valid votes for each candidate  
19 and on each public question ~~measure~~, and shall include for each  
20 office one or more ballots having votes exceeding the number  
21 allowed by law to test the ability of the automatic tabulating  
22 equipment or marking device to reject the votes. The test shall  
23 also include producing an edit listing. In those election  
24 jurisdictions where in-precinct counting equipment is used, a  
25 public test of both the equipment and program shall be  
26 conducted as nearly as possible in the manner prescribed above.

1 The State Board of Elections may select as many election  
2 jurisdictions as the Board deems advisable in the interests of  
3 the election process of this State, to order a special test of  
4 the automatic tabulating equipment and program before any  
5 regular election. The Board may order a special test in any  
6 election jurisdiction where, during the preceding 12 months,  
7 computer programming errors or other errors in the use of  
8 electronic voting systems resulted in vote tabulation errors.  
9 Not less than 60 ~~30~~ days before any election, the State Board  
10 of Elections shall provide written notice to those selected  
11 jurisdictions of their intent to conduct a test. Within 15 ~~5~~  
12 days of receipt of the State Board of Elections' written notice  
13 of intent to conduct a test, the selected jurisdictions shall  
14 forward to the principal office of the State Board of Elections  
15 a copy of all specimen ballots. The State Board of Elections'  
16 tests shall be conducted and completed not less than 2 days  
17 before the public test and under the supervision of the Board.  
18 The vendor, person, or other private entity shall be solely  
19 responsible for the production and cost of: all ballots;  
20 additional temporary workers; and other equipment or  
21 facilities needed and used in the testing of the vendor's,  
22 person's, or other private entity's respective equipment and  
23 software. After an errorless test, materials used in the public  
24 test, including the program, if appropriate, shall be sealed  
25 and remain sealed until the test is run again on election day.  
26 If any error is detected, the cause of the error shall be

1 determined and corrected, and an errorless public test shall be  
2 made before the automatic tabulating equipment is approved.  
3 Each election authority shall file a sealed copy of each tested  
4 program to be used within its jurisdiction at an election with  
5 the State Board of Elections before the election. The Board  
6 shall secure the program or programs of each election  
7 jurisdiction so filed in its office until the next election of  
8 the same type (general primary, general election, consolidated  
9 primary, or consolidated election) for which the program or  
10 programs were filed. At the expiration of that time, if no  
11 election contest or appeal is pending in an election  
12 jurisdiction, the Board shall destroy the sealed program or  
13 programs. Except where in-precinct counting equipment is used,  
14 the test shall be repeated immediately before the start of the  
15 official counting of the ballots, in the same manner as set  
16 forth above. After the completion of the count, the test shall  
17 be re-run using the same program. Immediately after the re-run,  
18 all material used in testing the program and the programs shall  
19 be sealed and retained under the custody of the election  
20 authority for a period of 60 days. At the expiration of that  
21 time the election authority shall destroy the voted ballots,  
22 together with all unused ballots returned from the precincts.  
23 Provided, if any contest of election is pending at the time in  
24 which the ballots may be required as evidence and the election  
25 authority has notice of the contest, the same shall not be  
26 destroyed until after the contest is finally determined. If the

1 use of back-up equipment becomes necessary, the same testing  
2 required for the original equipment shall be conducted.

3 (Source: P.A. 93-574, eff. 8-21-03; 94-1000, eff. 7-3-06.)

4 (10 ILCS 5/Art. 24C heading)

5 ARTICLE 24C. DIRECT RECORDING ELECTRONIC TABULATORS AND  
6 ELECTRONIC BALLOT MARKING DEVICES ~~VOTING SYSTEMS~~

7 (10 ILCS 5/24C-1)

8 Sec. 24C-1. Purpose. The purpose of this Article is to  
9 authorize the use of direct recording electronic tabulators and  
10 electronic ballot marking devices ~~Direct Recording Electronic~~  
11 ~~Voting Systems~~ approved by the State Board of Elections. In a  
12 ~~Direct Recording Electronic~~ direct recording electronic  
13 tabulator or electronic ballot marking device ~~Voting System~~,  
14 voters cast votes by means of a ballot display provided with  
15 mechanical or electro-optical devices that can be activated by  
16 the voters to mark their choices for the candidates of their  
17 preference and for or against public questions. Direct  
18 recording electronic tabulators ~~Such voting devices~~ shall be  
19 capable of instantaneously recording such votes, storing such  
20 votes, producing a permanent paper record and tabulating such  
21 votes at the precinct or at one or more counting stations.  
22 Electronic ballot marking devices shall be capable of  
23 instantaneously marking such votes, producing a permanent  
24 paper record, and enabling such votes to be tabulated at the

1 precinct or at one or more counting stations. This Article  
2 authorizes the use of direct recording electronic tabulators  
3 and electronic ballot marking devices ~~Direct Recording~~  
4 ~~Electronic Voting Systems~~ for in-precinct counting  
5 applications and for early voting in the office of the election  
6 authority and in the offices of local officials authorized by  
7 the election authority to conduct such early voting. All other  
8 early ballots must be counted at the office of the election  
9 authority.

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

11 (10 ILCS 5/24C-2)

12 Sec. 24C-2. Definitions. As used in this Article:

13 "Audit trail" or "audit capacity" means a continuous trail  
14 of evidence linking individual transactions related to the  
15 casting of a vote, the vote count and the summary record of  
16 vote totals, but which shall not allow for the identification  
17 of the voter. It shall permit verification of the accuracy of  
18 the count and detection and correction of problems and shall  
19 provide a record of each step taken in: defining and producing  
20 ballots and generating related software for specific  
21 elections; installing ballots and software; testing system  
22 readiness; casting and tabulating ballots; and producing  
23 images of votes cast and reports of vote totals. The record  
24 shall incorporate system status and error messages generated  
25 during election processing, including a log of machine

1 activities and routine and unusual intervention by authorized  
2 and unauthorized individuals. Also part of an audit trail is  
3 the documentation of such items as ballots delivered and  
4 collected, administrative procedures for system security,  
5 pre-election testing of voting systems, and maintenance  
6 performed on voting equipment. All test plans, test results,  
7 documentation, and other records used to plan, execute, and  
8 record the results of the testing and verification, including  
9 all material prepared or used by independent testing  
10 authorities or other third parties, shall be made part of the  
11 public record and shall be freely available via the Internet  
12 and paper copy to anyone. "Audit trail" or "audit capacity"  
13 also means that the voting system is capable of producing and  
14 shall produce immediately after a ballot is cast a permanent  
15 paper record of each ballot cast that shall be available as an  
16 official record for any recount, redundant count, or  
17 verification or retabulation of the vote count conducted with  
18 respect to any election in which the voting system is used.

19 "Ballot" means an electronic audio or video display or any  
20 other medium, including paper, used to record a voter's choices  
21 for the candidates of their preference and for or against  
22 public questions.

23 "Ballot configuration" means the particular combination of  
24 political subdivision or district ballots including, for each  
25 political subdivision or district, the particular combination  
26 of offices, candidate names and public questions as it appears



1 for each group of voters who may cast the same ballot.

2 "Ballot image" means a corresponding representation in  
3 electronic or paper form of the mark or vote position of a  
4 ballot.

5 "Ballot label" or "ballot screen" means the display of  
6 material containing the names of offices and candidates and  
7 public questions to be voted on.

8 "Central counting" means the counting of ballots in one or  
9 more locations selected by the election authority for the  
10 processing or counting, or both, of ballots. A location for  
11 central counting shall be within the territorial jurisdiction  
12 of the election authority unless there is no suitable  
13 tabulating equipment available within his territorial  
14 jurisdiction. However, in any event a counting location shall  
15 be within this State.

16 "Computer", "automatic tabulating equipment" or  
17 "equipment" includes apparatus necessary to automatically  
18 examine and count votes as designated on ballots, and data  
19 processing machines which can be used for counting ballots and  
20 tabulating results.

21 "Computer operator" means any person or persons designated  
22 by the election authority to operate the automatic tabulating  
23 equipment during any portion of the vote tallying process in an  
24 election, but shall not include judges of election operating  
25 vote tabulating equipment in the precinct.

26 "Computer program" or "program" means the set of operating

1 instructions for the automatic tabulating equipment that  
2 examines, records, displays, counts, tabulates, canvasses, or  
3 prints votes recorded by a voter on a ballot or that displays  
4 any and all information, graphics, or other visual or audio  
5 information or images used in presenting voting information,  
6 instructions, or voter choices.

7 "Direct recording electronic tabulator ~~voting system~~",  
8 ~~"voting system" or "system"~~ means an electronic tabulator that  
9 provides a ballot display provided with mechanical or  
10 electro-optical devices that can be activated by the voters to  
11 mark their choices for the candidates of their preference and  
12 for or against public questions and be capable of  
13 instantaneously recording such votes, storing such votes,  
14 producing a permanent paper record, and tabulating such votes  
15 at the precinct or at one or more counting stations. ~~the total~~  
16 ~~combination of mechanical, electromechanical or electronic~~  
17 ~~equipment, programs and practices used to define ballots, cast~~  
18 ~~and count votes, report or display election results, maintain~~  
19 ~~or produce any audit trail information, identify all system~~  
20 ~~components, test the system during development, maintenance~~  
21 ~~and operation, maintain records of system errors and defects,~~  
22 ~~determine specific system changes to be made to a system after~~  
23 ~~initial qualification, and make available any materials to the~~  
24 ~~voter such as notices, instructions, forms or paper ballots.~~

25 "Edit listing" means a computer generated listing of the  
26 names of each candidate and public question as they appear in

1 the program for each precinct.

2 "In-precinct counting" means the recording and counting of  
3 ballots on automatic tabulating equipment provided by the  
4 election authority in the same precinct polling place in which  
5 those ballots have been cast.

6 "Electronic ballot marking device ~~Marking device~~" means  
7 any electronic device approved by the State Board of Elections  
8 for marking a ballot so as to enable the ballot to be recorded,  
9 counted and tabulated by automatic tabulating equipment.

10 "Permanent paper record" means a paper record upon which  
11 shall be printed in human readable form the votes cast for each  
12 candidate and for or against each public question on each  
13 ballot recorded in the voting system. Each permanent paper  
14 record shall be printed by the voting device upon activation of  
15 the marking device by the voter and shall contain a unique,  
16 randomly assigned identifying number that shall correspond to  
17 the number randomly assigned by the voting system to each  
18 ballot as it is electronically recorded.

19 "Redundant count" means a verification of the original  
20 computer count of ballots by another count using compatible  
21 equipment or other means as part of a discovery recount,  
22 including a count of the permanent paper record of each ballot  
23 cast by using compatible equipment, different equipment  
24 approved by the State Board of Elections for that purpose, or  
25 by hand.

26 "Separate ballot" means a separate page or display screen

1 of the ballot that is clearly defined and distinguishable from  
2 other portions of the ballot.

3 "Voting device" or "voting machine" means an apparatus that  
4 contains the ballot label or ballot screen and allows the voter  
5 to record his or her vote.

6 "Voting system" or "system" means the total combination of  
7 mechanical, electro-mechanical, or electronic equipment,  
8 programs and practices used to define ballots, cast and count  
9 votes, report or display election results, maintain or produce  
10 any audit trail information, identify all system components,  
11 test the system during development, maintenance, and  
12 operation, maintain records of system errors and defects,  
13 determine specific system changes to be made to a system after  
14 initial qualification, and make available any materials to the  
15 voter, such as notices, instructions, forms, or paper ballots.

16 (Source: P.A. 93-574, eff. 8-21-03; 94-645, eff. 8-22-05.)

17 (10 ILCS 5/24C-3)

18 Sec. 24C-3. Adoption, experimentation or abandonment of  
19 direct recording electronic tabulators and electronic ballot  
20 marking devices ~~Direct Recording Electronic Voting System;~~  
21 boundaries ~~Boundaries~~ of precincts; notice ~~Notice~~. Except as  
22 otherwise provided in this Section, any county board, board of  
23 county commissioners and any board of election commissioners,  
24 with respect to territory within its jurisdiction, may adopt,  
25 experiment with, or abandon a direct electronic tabulator or

1 electronic ballot marking device ~~Direct Recording Electronic~~  
2 ~~Voting System~~ approved for use by the State Board of Elections  
3 and may use such System in all or some of the precincts within  
4 its jurisdiction, or in combination with paper ballots or other  
5 voting systems. Any county board, board of county commissioners  
6 or board of election commissioners may contract for the  
7 tabulation of votes at a location outside its territorial  
8 jurisdiction when there is no suitable tabulating equipment  
9 available within its territorial jurisdiction. In no case may a  
10 county board, board of county commissioners or board of  
11 election commissioners contract or arrange for the purchase,  
12 lease or loan of a direct recording electronic tabulator,  
13 electronic ballot marking device, ~~Direct Recording Electronic~~  
14 ~~Voting System~~ or system ~~System~~ component without the approval  
15 of the State Board of Elections as provided by Section 24C-16.

16 Before any direct recording electronic tabulator or  
17 electronic ballot marking device ~~Direct Recording Electronic~~  
18 ~~Voting System~~ is introduced, adopted or used in any precinct or  
19 territory at least 2 months public notice must be given before  
20 the date of the first election where the system ~~System~~ is to be  
21 used. The election authority shall publish the notice at least  
22 once in one or more newspapers published within the county or  
23 other jurisdiction, where the election is held. If there is no  
24 such newspaper, the notice shall be published in a newspaper  
25 published in the county and having a general circulation within  
26 such jurisdiction. The notice shall be substantially as

1 follows:

2 "Notice is hereby given that on ... (give date) ..., at ...  
3 (give place where election is held) ... in the county of ...,  
4 an election will be held for ... (give name of offices to be  
5 filled) ... at which a direct recording electronic tabulator or  
6 electronic ballot marking device ~~Direct Recording Electronic~~  
7 ~~Voting System~~ will be used."

8 Dated at ... this ... day of ... 20....?

9 This notice referred to shall be given only at the first  
10 election at which the direct recording electronic tabulator or  
11 electronic ballot marking device ~~Direct Recording Electronic~~  
12 ~~Voting System~~ is used.

13 (Source: P.A. 93-574, eff. 8-21-03.)

14 (10 ILCS 5/24C-3.1)

15 Sec. 24C-3.1. Retention or consolidation or alteration of  
16 existing precincts; change ~~Change~~ of location. When a direct  
17 recording electronic tabulator or electronic ballot marking  
18 device ~~Direct Recording Electronic Voting System~~ is used, the  
19 county board or board of election commissioners may retain  
20 existing precincts or may consolidate, combine, alter,  
21 decrease or enlarge the boundaries of the precincts to change  
22 the number of registered voters of the precincts using the  
23 System, establishing the number of registered voters within  
24 each precinct at a number not to exceed 800 as the appropriate  
25 county board or board of election commissioners determines will

1 afford adequate voting facilities and efficient and economical  
2 elections.

3 Except in the event of a fire, flood or total loss of heat  
4 in a place fixed or established pursuant to law by any county  
5 board or board of election commissioners as a polling place for  
6 an election, no election authority shall change the location of  
7 a polling place established for any precinct after notice of  
8 the place of holding the election for that precinct has been  
9 given as required under Article 12 unless the election  
10 authority notifies all registered voters in the precinct of the  
11 change in location by first class mail in sufficient time for  
12 the notice to be received by the registered voters in the  
13 precinct at least one day prior to the date of the election.

14 (Source: P.A. 93-574, eff. 8-21-03.)

15 (10 ILCS 5/24C-4)

16 Sec. 24C-4. Use of direct recording electronic tabulators  
17 and electronic ballot marking devices ~~Direct Recording~~  
18 ~~Electronic Voting System~~; requisites ~~Requisites~~; applicable  
19 procedure ~~Applicable procedure~~. Direct recording electronic  
20 tabulators and electronic ballot marking devices ~~Recording~~  
21 ~~Electronic Voting Systems~~ may be used in elections provided  
22 that such systems ~~Systems~~ are approved for use by the State  
23 Board of Elections. So far as applicable, the procedure  
24 provided for voting paper ballots shall apply when direct  
25 recording electronic tabulators or electronic ballot marking

1 ~~devices~~ ~~Direct Recording Electronic Voting Systems~~ are used.  
2 However, the provisions of this Article 24C will govern when  
3 there are conflicts.

4 (Source: P.A. 93-574, eff. 8-21-03.)

5 (10 ILCS 5/24C-5)

6 Sec. 24C-5. Voting stations ~~Stations~~. In precincts where a  
7 direct recording electronic tabulator or electronic ballot  
8 marking device ~~Direct Recording Electronic Voting System~~ is  
9 used, a sufficient number of voting stations shall be provided  
10 for the use of the system ~~System~~ according to the requirements  
11 determined by the State Board of Elections. Each station shall  
12 be placed in a manner so that no judge of election or  
13 pollwatcher is able to observe a voter casting a ballot.

14 (Source: P.A. 93-574, eff. 8-21-03.)

15 (10 ILCS 5/24C-5.1)

16 Sec. 24C-5.1. Instruction of voters ~~Voters~~; instruction  
17 model ~~Instruction Model~~; partiality ~~Partiality~~ to political  
18 party ~~Political Party~~; manner ~~Manner~~ of instruction  
19 ~~Instruction~~. Before entering the voting booth each voter shall  
20 be offered instruction in using the direct recording electronic  
21 tabulator or electronic ballot marking device ~~Direct Recording~~  
22 ~~Electronic Voting System~~. In instructing voters, no precinct  
23 official may show partiality to any political party or  
24 candidate. The duties of instruction shall be discharged by a



1 judge from each of the political parties represented and they  
2 shall alternate serving as instructor so that each judge shall  
3 serve a like time at such duties. No instructions may be given  
4 inside a voting booth after the voter has entered the voting  
5 booth.

6 No precinct official or person assisting a voter may in any  
7 manner request, suggest, or seek to persuade or induce any  
8 voter to cast his or her vote for any particular ticket,  
9 candidate, amendment, question or proposition. All  
10 instructions shall be given by precinct officials in a manner  
11 that it may be observed by other persons in the polling place.  
12 (Source: P.A. 93-574, eff. 8-21-03.)

13 (10 ILCS 5/24C-5.2)

14 Sec. 24C-5.2. Demonstration of direct recording electronic  
15 tabulators and electronic ballot marking devices ~~Direct~~  
16 ~~Recording Electronic Voting System~~; placement ~~Placement~~ in  
17 public library ~~Public Library~~. When a direct recording  
18 electronic tabulator or electronic ballot marking device  
19 ~~Direct Recording Electronic Voting System~~ is used in a  
20 forthcoming election, the election authority may provide, for  
21 the purpose of instructing voters in the election, one  
22 demonstrator direct recording electronic tabulator or  
23 electronic ballot marking device ~~Direct Recording Electronic~~  
24 ~~Voting System~~ unit for placement in any public library or in  
25 any other public or private building within the political

1 subdivision where the election occurs. If the placement of a  
2 demonstrator takes place it shall be made available at least 30  
3 days before the election.

4 (Source: P.A. 93-574, eff. 8-21-03.)

5 (10 ILCS 5/24C-6)

6 Sec. 24C-6. Ballot information ~~Information~~; arrangement  
7 ~~Arrangement~~; direct recording electronic tabulators ~~Direct~~  
8 ~~Recording Electronic Voting System~~; electronic ballot marking  
9 devices; vote ~~Vote~~ by mail ballots ~~Mail Ballots~~; spoiled  
10 ballots ~~Spoiled Ballots~~. The ballot information, shall, as far  
11 as practicable, be in the order of arrangement provided for  
12 paper ballots, except that the information may be in vertical  
13 or horizontal rows, or on a number of separate pages or display  
14 screens.

15 Ballots for all public questions to be voted on should be  
16 provided in a similar manner and must be arranged on the ballot  
17 in the places provided for such purposes. All public questions,  
18 including but not limited to public questions calling for a  
19 constitutional convention, constitutional amendment, or  
20 judicial retention, shall be placed on the ballot separate and  
21 apart from candidates. Ballots for all public questions shall  
22 be clearly designated by borders or different color screens.  
23 More than one amendment to the constitution may be placed on  
24 the same portion of the ballot sheet. Constitutional convention  
25 or constitutional amendment propositions shall be placed on a

1 separate portion of the ballot and designated by borders or  
2 unique color screens, unless otherwise provided by  
3 administrative rule of the State Board of Elections. More than  
4 one public question may be placed on the same portion of the  
5 ballot. More than one proposition for retention of judges in  
6 office may be placed on the same portion of the ballot.

7 The party affiliation, if any, of each candidate or the  
8 word "independent", where applicable, shall appear near or  
9 under the candidate's name, and the names of candidates for the  
10 same office shall be listed vertically under the title of that  
11 office. In the case of nonpartisan elections for officers of  
12 political subdivisions, unless the statute or an ordinance  
13 adopted pursuant to Article VII of the Constitution requires  
14 otherwise, the listing of nonpartisan candidates shall not  
15 include any party or "independent" designation. If no candidate  
16 or candidates file for an office and if no person or persons  
17 file a declaration as a write-in candidate for that office,  
18 then below the title of that office the election authority  
19 shall print "No Candidate". In primary elections, a separate  
20 ballot shall be used for each political party holding a  
21 primary, with the ballot arranged to include names of the  
22 candidates of the party and public questions and other  
23 propositions to be voted upon on the day of the primary  
24 election.

25 If the ballot includes both candidates for office and  
26 public questions or propositions to be voted on, the election

1 official in charge of the election shall divide the ballot in  
2 sections for "Candidates" and "Public Questions", or separate  
3 ballots may be used.

4 Any voter who spoils his or her ballot, makes an error, or  
5 has a ballot rejected by the automatic tabulating equipment  
6 shall be provided a means of correcting the ballot or obtaining  
7 a new ballot prior to casting his or her ballot.

8 Any election authority using a direct recording electronic  
9 tabulator or electronic ballot marking device ~~Direct Recording~~  
10 ~~Electronic Voting System~~ may use voting systems approved for  
11 use under Articles 24A or 24B of this Code in conducting vote  
12 by mail or early voting.

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

14 (10 ILCS 5/24C-6.1)

15 Sec. 24C-6.1. Security designation ~~Designation~~. In all  
16 elections conducted under this Article, ballots shall have a  
17 security designation. In precincts where more than one ballot  
18 configuration may be voted upon, ballots shall have a different  
19 security designation for each ballot configuration. If a  
20 precinct has only one possible ballot configuration, the  
21 ballots must have a security designation to identify the  
22 precinct and the election. Where ballots from more than one  
23 precinct are being tabulated, the ballots from each precinct  
24 must be clearly identified; official results shall not be  
25 generated unless the precinct identification for any precinct

1 corresponds. When the tabulating equipment being used requires  
2 entering the program immediately before tabulating the ballots  
3 for each precinct, the precinct program may be used. The direct  
4 recording electronic tabulator or electronic ballot marking  
5 device ~~Direct Recording Electronic Voting System~~ shall be  
6 designed to ensure that the proper ballot is selected for each  
7 polling place and for each ballot configuration and that the  
8 format can be matched to the software or firmware required to  
9 interpret it correctly. The system shall provide a means of  
10 programming each piece of equipment to reflect the ballot  
11 requirements of the election and shall include a means for  
12 validating the correctness of the program and of the program's  
13 installation in the equipment or in a programmable memory  
14 device.

15 (Source: P.A. 93-574, eff. 8-21-03.)

16 (10 ILCS 5/24C-7)

17 Sec. 24C-7. Write-in ballots ~~Write In Ballots~~. A direct  
18 recording electronic tabulator or electronic ballot marking  
19 device ~~Direct Recording Electronic Voting System~~ shall provide  
20 an acceptable method for a voter to vote for a person whose  
21 name does not appear on the ballot using the same apparatus  
22 used to record votes for candidates whose names do appear on  
23 the ballot. Election authorities utilizing direct recording  
24 electronic tabulators or electronic ballot marking devices  
25 ~~Direct Recording Electronic Voting Systems~~ shall not use

1 separate write-in ballots.

2 Whenever a person has submitted a declaration of intent to  
3 be a write-in candidate as required in Sections 17-16.1 and  
4 18-9.1, a space or spaces in which the name of a candidate or  
5 candidates may be written in or recorded by the voter shall  
6 appear below the name of the last candidate nominated for such  
7 office. The number of write-in lines for an office shall equal  
8 the number of persons who have filed declarations of intent to  
9 be write-in candidates plus an additional line or lines for  
10 write-in candidates who qualify to file declarations to be  
11 write-in candidates under Section 17-16.1 or 18-9.1 when the  
12 certification of ballot contains the words "OBJECTION PENDING"  
13 next to the name of the candidate, up to the number of  
14 candidates for which a voter may vote.

15 (Source: P.A. 95-862, eff. 8-19-08.)

16 (10 ILCS 5/24C-8)

17 Sec. 24C-8. Preparation for use ~~Use~~; comparison of ballots  
18 ~~Comparison of Ballots~~; operational checks ~~Operational Checks~~  
19 of direct recording electronic tabulators and electronic  
20 ballot marking devices ~~Direct Recording Electronic Voting~~  
21 ~~Systems Equipment~~; pollwatchers ~~Pollwatchers~~. The county clerk  
22 or board of election commissioners shall cause the approved  
23 direct recording tabulator ~~Direct Recording Electronic Voting~~  
24 ~~System~~ equipment or electronic ballot marking devices to be  
25 delivered to the polling places. Before the opening of the

1 polls, all direct recording electronic tabulators or  
2 electronic ballot marking device utilized as a tabulator ~~Direct~~  
3 ~~Recording Voting System~~ devices shall provide a printed record  
4 of the following, upon verification of the authenticity of the  
5 commands by a judge of election: the election's identification  
6 data, the equipment's unit identification, the ballot's format  
7 identification, the contents of each active candidate register  
8 by office and of each active public question register showing  
9 that they contain all zeros, all ballot fields that can be used  
10 to invoke special voting options, and other information needed  
11 to ensure the readiness of the equipment, and to accommodate  
12 administrative reporting requirements.

13 The direct recording electronic tabulator or electronic  
14 ballot marking device utilized as a tabulator ~~Direct Recording~~  
15 ~~Electronic Voting System~~ shall provide a means of opening the  
16 polling place and readying the equipment for the casting of  
17 ballots. Such means shall incorporate a security seal, a  
18 password, or a data code recognition capability to prevent  
19 inadvertent or unauthorized actuation of the poll-opening  
20 function. If more than one step is required, it shall enforce  
21 their execution in the proper sequence.

22 Pollwatchers as provided by law shall be permitted to  
23 closely observe the judges in these procedures and to  
24 periodically inspect the direct recording electronic tabulator  
25 or electronic ballot marking device ~~Direct Recording~~  
26 ~~Electronic Voting System~~ equipment when not in use by the

1 voters.

2 (Source: P.A. 93-574, eff. 8-21-03.)

3 (10 ILCS 5/24C-9)

4 Sec. 24C-9. Testing of direct recording electronic  
5 tabulators and electronic ballot marking device equipment and  
6 programs ~~Direct Recording Electronic Voting System Equipment~~  
7 ~~and Programs~~; custody of programs ~~Custody of Programs~~, test  
8 materials and ballots ~~Test Materials and Ballots~~. Prior to the  
9 public test, the election authority shall conduct an errorless  
10 pre-test of the direct recording electronic tabulator or  
11 electronic ballot marking device ~~Direct Recording Electronic~~  
12 ~~Voting System~~ equipment and programs to determine that they  
13 will correctly detect voting defects and count the votes cast  
14 for all offices, candidates and ~~all~~ public questions. On any  
15 day not less than 5 days prior to the election day, the  
16 election authority shall publicly test the direct recording  
17 electronic tabulator or electronic ballot marking device  
18 ~~Direct Recording Electronic Voting System~~ equipment and  
19 programs to determine that it ~~they~~ will correctly detect voting  
20 errors and accurately count the votes legally cast for all  
21 offices and candidates and on all public questions. Public  
22 notice of the time and place of the test shall be given at  
23 least 48 hours before the test by publishing the notice in one  
24 or more newspapers within the election jurisdiction of the  
25 election authority, if a newspaper is published in that



1 jurisdiction. If a newspaper is not published in that  
2 jurisdiction, notice shall be published in a newspaper of  
3 general circulation in that jurisdiction. Timely written  
4 notice stating the date, time, and location of the public test  
5 shall also be provided to the State Board of Elections. The  
6 test shall be open to representatives of the political parties,  
7 the press, representatives of the State Board of Elections, and  
8 the public. The test shall be conducted by entering a  
9 pre-audited group of votes designed to record a predetermined  
10 number of valid votes for each candidate and on each public  
11 question, ~~and shall include for each office one or more ballots~~  
12 ~~having votes exceeding the number allowed by law to test the~~  
13 ~~ability of the automatic tabulating equipment to reject the~~  
14 ~~votes~~. The test shall also include producing an edit listing.  
15 In those election jurisdictions where in-precinct counting  
16 equipment is used, a public test of both the equipment and  
17 program shall be conducted as nearly as possible in the manner  
18 prescribed above. The State Board of Elections may select as  
19 many election jurisdictions as the Board deems advisable in the  
20 interests of the election process of this State, to order a  
21 special test of the automatic tabulating equipment and program  
22 before any regular election. The Board may order a special test  
23 in any election jurisdiction where, during the preceding 12  
24 months, computer programming errors or other errors in the use  
25 of System resulted in vote tabulation errors. Not less than 60  
26 ~~30~~ days before any election, the State Board of Elections shall

1 provide written notice to those selected jurisdictions of their  
2 intent to conduct a test. Within 15 ~~5~~ days of receipt of the  
3 State Board of Elections' written notice of intent to conduct a  
4 test, the selected jurisdictions shall forward to the principal  
5 office of the State Board of Elections a copy of all specimen  
6 ballots. The State Board of Elections' tests shall be conducted  
7 and completed not less than 2 days before the public test and  
8 under the supervision of the Board. The vendor, person, or  
9 other private entity shall be solely responsible for the  
10 production and cost of: all ballots; additional temporary  
11 workers; and other equipment or facilities needed and used in  
12 the testing of the vendor's, person's, or other private  
13 entity's respective equipment and software. After an errorless  
14 test, materials used in the public test, including the program,  
15 if appropriate, shall be sealed and remain sealed until the  
16 test is run again on election day. If any error is detected,  
17 the cause of the error shall be determined and corrected, and  
18 an errorless public test shall be made before the automatic  
19 tabulating equipment is approved. Each election authority  
20 shall file a sealed copy of each tested program to be used  
21 within its jurisdiction at an election with the State Board of  
22 Elections before the election. The Board shall secure the  
23 program or programs of each election jurisdiction so filed in  
24 its office until the next election of the same type (general  
25 primary, general election, consolidated primary, or  
26 consolidated election) for which the program or programs were

1 filed. At the expiration of that time, if no election contest  
2 or appeal is pending in an election jurisdiction, the Board  
3 shall destroy the sealed program or programs. Except where  
4 in-precinct counting equipment is used, the test shall be  
5 repeated immediately before the start of the official counting  
6 of the ballots, in the same manner as set forth above. After  
7 the completion of the count, the test shall be re-run using the  
8 same program. Immediately after the re-run, all material used  
9 in testing the program and the programs shall be sealed and  
10 retained under the custody of the election authority for a  
11 period of 60 days. At the expiration of that time the election  
12 authority shall destroy the voted ballots, together with all  
13 unused ballots returned from the precincts. Provided, if any  
14 contest of election is pending at the time in which the ballots  
15 may be required as evidence and the election authority has  
16 notice of the contest, the same shall not be destroyed until  
17 after the contest is finally determined. If the use of back-up  
18 equipment becomes necessary, the same testing required for the  
19 original equipment shall be conducted.

20 (Source: P.A. 93-574, eff. 8-21-03; 94-1000, eff. 7-3-06.)

21 (10 ILCS 5/24C-10)

22 Sec. 24C-10. Recording of votes by direct recording  
23 electronic tabulators and electronic ballot marking devices  
24 ~~Direct Recording Electronic Voting Systems.~~

25 Whenever a direct recording electronic tabulator ~~Direct~~

1 ~~Recording Electronic Voting System~~ is used to automatically  
2 record and count the votes on ballots or, in the case of an  
3 electronic ballot marking device, mark the votes on a ballot,  
4 the provisions of this Section shall apply. A voter shall cast  
5 a proper vote on a ballot by marking the designated area for  
6 the casting of a vote for any party or candidate or for or  
7 against any public question. For this purpose, a mark is an  
8 intentional selection of the designated area on the ballot by  
9 appropriate means and which is not otherwise an identifying  
10 mark.

11 (Source: P.A. 93-574, eff. 8-21-03.)

12 (10 ILCS 5/24C-11)

13 Sec. 24C-11. Functional requirements. A direct recording  
14 electronic tabulator or electronic ballot marking device  
15 ~~Direct Recording Electronic Voting System~~ shall, in addition to  
16 satisfying the other requirements of this Article, fulfill the  
17 following functional requirements:

18 (a) Provide a voter in a primary election with the means of  
19 casting a ballot containing votes for any and all candidates of  
20 the party or parties of his or her choice, and for any and all  
21 non-partisan candidates and public questions and preclude the  
22 voter from voting for any candidate of any other political  
23 party except when legally permitted. In a general election, the  
24 system shall provide the voter with means of selecting the  
25 appropriate number of candidates for any office, and of voting

1 on any public question on the ballot to which he or she is  
2 entitled to vote.

3 (b) If a voter is not entitled to vote for particular  
4 candidates or public questions appearing on the ballot, the  
5 system shall prevent the selection of the prohibited votes.

6 (c) Once the proper ballot has been selected, the system  
7 devices shall provide a means of enabling the recording of  
8 votes and the casting of said ballot or, in the case of an  
9 electronic ballot marking device, enable the recording of votes  
10 in order to be cast on an electronic tabulating device.

11 (d) System voting devices shall provide voting choices that  
12 are clear to the voter and labels indicating the names of every  
13 candidate and the text of every public question on the voter's  
14 ballot. Each label shall identify the selection button or  
15 switch, or the active area of the ballot associated with it.  
16 The system shall be able to incorporate minimal, easy-to-follow  
17 on-screen instruction for the voter on how to cast a ballot.

18 (e) Voting devices shall (i) enable the voter to vote for  
19 any and all candidates and public questions appearing on the  
20 ballot for which the voter is lawfully entitled to vote, in any  
21 legal number and combination; (ii) detect and reject all votes  
22 for an office or upon a public question when the voter has cast  
23 more votes for the office or upon the public question than the  
24 voter is entitled to cast; (iii) notify the voter if the  
25 voter's choices as recorded on the ballot for an office or  
26 public question are fewer than or exceed the number that the

1 voter is entitled to vote for on that office or public question  
2 and the effect of casting more or fewer votes than legally  
3 permitted; (iv) notify the voter if the voter has failed to  
4 completely cast a vote for an office or public question  
5 appearing on the ballot; and (v) permit the voter, in a private  
6 and independent manner, to verify the votes selected by the  
7 voter, to change the ballot or to correct any error on the  
8 ballot before the ballot is completely cast and counted. A  
9 means shall be provided to indicate each selection after it has  
10 been made or canceled.

11 (f) System voting devices shall provide a means for the  
12 voter to signify that the selection of candidates and public  
13 questions has been completed. Upon activation, a direct  
14 recording electronic tabulator ~~the system~~ shall record an image  
15 of the completed ballot, increment the proper ballot position  
16 registers, and shall signify to the voter that the ballot has  
17 been cast or, in the case of an electronic ballot marking  
18 device, the system shall record all votes and signify to the  
19 voter that the ballot has been marked. The system shall then  
20 prevent any further attempt to vote until it has been reset or  
21 re-enabled by a judge of election.

22 (g) Each direct recording electronic tabulator or  
23 electronic ballot marking device utilized as a tabulator ~~system~~  
24 ~~voting device~~ shall be equipped with a public counter that can  
25 be set to zero prior to the opening of the polling place, and  
26 that records the number of ballots cast at a particular

1 election. The counter shall be incremented only by the casting  
2 of a ballot. The counter shall be designed to prevent disabling  
3 or resetting by other than authorized persons after the polls  
4 close. The counter shall be visible to all judges of election  
5 so long as the device is installed at the polling place.

6 (h) Each system voting device shall be equipped with a  
7 protective counter that records all of the testing and election  
8 ballots cast since the unit was built. This counter shall be  
9 designed so that its reading cannot be changed by any cause  
10 other than the casting of a ballot. The protective counter  
11 shall be incapable of ever being reset and it shall be visible  
12 at all times when the device is configured for testing,  
13 maintenance, or election use.

14 (i) All system devices shall provide a means of preventing  
15 further voting once the polling place has closed and after all  
16 eligible voters have voted. Such means of control shall  
17 incorporate a visible indication of system status. Each device  
18 shall prevent any unauthorized use, prevent tampering with  
19 ballot labels and preclude its re-opening once the poll closing  
20 has been completed for that election.

21 (j) Each direct recording electronic tabulator or  
22 electronic ballot marking device utilized as a tabulator ~~The~~  
23 ~~system~~ shall produce a printed summary report of the votes cast  
24 upon each voting device. Until the proper sequence of events  
25 associated with closing the polling place has been completed,  
26 the system shall not allow the printing of a report or the

1 extraction of data. The printed report shall also contain all  
2 system audit information to be required by the election  
3 authority. Data shall not be altered or otherwise destroyed by  
4 report generation and the system shall ensure the integrity and  
5 security of data for a period of at least 6 months after the  
6 polls close.

7 (k) If more than one voting device is used in a polling  
8 place, the system shall provide a means to manually or  
9 electronically consolidate the data from all such units into a  
10 single report even if different voting systems are used to  
11 record ballots. The system shall also be capable of merging the  
12 vote tabulation results produced by other vote tabulation  
13 systems, if necessary.

14 (l) System functions shall be implemented such that  
15 unauthorized access to them is prevented and the execution of  
16 authorized functions in an improper sequence is precluded.  
17 System functions shall be executable only in the intended  
18 manner and order, and only under the intended conditions. If  
19 the preconditions to a system function have not been met, the  
20 function shall be precluded from executing by the system's  
21 control logic.

22 (m) All system voting devices shall incorporate at least 3  
23 memories in the machine itself and in its programmable memory  
24 devices.

25 (n) The system shall include capabilities of recording and  
26 reporting the date and time of normal and abnormal events and



1 of maintaining a permanent record of audit information that  
2 cannot be turned off. Provisions shall be made to detect and  
3 record significant events (e.g., casting a ballot, error  
4 conditions that cannot be disposed of by the system itself,  
5 time-dependent or programmed events that occur without the  
6 intervention of the voter or a judge of election).

7 (o) The system and each system voting device must be  
8 capable of creating, printing and maintaining a permanent paper  
9 record and an electronic image of each ballot that is cast such  
10 that records of individual ballots are maintained by a  
11 subsystem independent and distinct from the main vote  
12 detection, interpretation, processing and reporting path. The  
13 electronic images of each ballot must protect the integrity of  
14 the data and the anonymity of each voter, for example, by means  
15 of storage location scrambling. The ballot image records may be  
16 either machine-readable or manually transcribed, or both, at  
17 the discretion of the election authority.

18 (p) The system shall include built-in test, measurement and  
19 diagnostic software and hardware for detecting and reporting  
20 the system's status and degree of operability.

21 (q) The system shall contain provisions for maintaining the  
22 integrity of memory voting and audit data during an election  
23 and for a period of at least 6 months thereafter and shall  
24 provide the means for creating an audit trail.

25 (r) The system shall be fully accessible so as to permit  
26 blind or visually impaired voters as well as voters with

1 physical disabilities to exercise their right to vote in  
2 private and without assistance.

3 (s) The system shall provide alternative language  
4 accessibility if required pursuant to Section 203 of the Voting  
5 Rights Act of 1965.

6 (t) Each voting device shall enable a voter to vote for a  
7 person whose name does not appear on the ballot.

8 (u) Each direct recording electronic tabulator ~~The system~~  
9 shall record and count accurately and, in the case of an  
10 electronic ballot marking devices, accurately mark each vote  
11 properly cast for or against any candidate and for or against  
12 any public question, including the names of all candidates  
13 whose names are written in by the voters.

14 (v) The system shall allow for accepting provisional  
15 ballots and for separating such provisional ballots from  
16 precinct totals until authorized by the election authority.

17 (w) The system shall provide an effective audit trail as  
18 defined in Section 24C-2 in this Code.

19 (x) The system shall be suitably designed for the purpose  
20 used, be durably constructed, and be designed for safety,  
21 accuracy and efficiency.

22 (y) The system shall comply with all provisions of federal,  
23 State and local election laws and regulations and any future  
24 modifications to those laws and regulations.

25 (Source: P.A. 98-1171, eff. 6-1-15; 99-143, eff. 7-27-15.)

1 (10 ILCS 5/24C-12)

2 Sec. 24C-12. Procedures for counting and tallying of  
3 ballots. In an election jurisdiction where a direct recording  
4 electronic tabulator or electronic ballot marking device  
5 ~~Direct Recording Electronic Voting System~~ is used, the  
6 following procedures for counting and tallying the ballots  
7 shall apply:

8 Before the opening of the polls, the judges of elections  
9 shall assemble the voting equipment and devices and turn the  
10 equipment on. The judges shall, if necessary, take steps to  
11 activate the voting devices and counting equipment by inserting  
12 into the equipment and voting devices appropriate data cards  
13 containing passwords and data codes that will select the proper  
14 ballot formats selected for that polling place and that will  
15 prevent inadvertent or unauthorized activation of the  
16 poll-opening function. Before voting begins and before ballots  
17 are entered into the voting devices, the judges of election  
18 shall cause to be printed a record of the following: the  
19 election's identification data, the device's unit  
20 identification, the ballot's format identification, the  
21 contents of each active candidate register by office and of  
22 each active public question register showing that they contain  
23 all zero votes, all ballot fields that can be used to invoke  
24 special voting options, and other information needed to ensure  
25 the readiness of the equipment and to accommodate  
26 administrative reporting requirements. The judges must also

1 check to be sure that the totals are all zeros in the counting  
2 columns and in the public counter affixed to the voting  
3 devices.

4 After the judges have determined that a person is qualified  
5 to vote, a voting device with the proper ballot to which the  
6 voter is entitled shall be enabled to be used by the voter. The  
7 ballot may then be cast by the voter by marking by appropriate  
8 means the designated area of the ballot for the casting or, in  
9 the case of an electronic ballot marking device, marking of a  
10 vote for any candidate or for or against any public question.  
11 The voter shall be able to vote for any and all candidates and  
12 public questions ~~measures~~ appearing on the ballot in any legal  
13 number and combination and the voter shall be able to delete,  
14 change or correct his or her selections before the ballot is  
15 cast. The voter shall be able to select candidates whose names  
16 do not appear upon the ballot for any office by entering  
17 electronically as many names of candidates as the voter is  
18 entitled to select for each office.

19 Upon completing his or her selection of candidates or  
20 public questions, the voter shall signify that voting has been  
21 completed by activating the appropriate button, switch or  
22 active area of the ballot screen associated with end of voting.  
23 Upon activation, the voting system shall record an image of the  
24 completed ballot, increment the proper ballot position  
25 registers, and shall signify to the voter that the ballot has  
26 been cast or, in the case of an electronic ballot marking

1 device, has been marked in order to be cast on an electronic  
2 tabulating device. Upon activation, the voting system shall  
3 also print a permanent paper record of each ballot cast as  
4 defined in Section 24C-2 of this Code. This permanent paper  
5 record shall (i) be printed in a clear, readily readable format  
6 that can be easily reviewed by the voter for completeness and  
7 accuracy and (ii) either be self-contained within the voting  
8 device or be deposited by the voter into a secure ballot box.  
9 No permanent paper record shall be removed from the polling  
10 place except by election officials as authorized by this  
11 Article. All permanent paper records shall be preserved and  
12 secured by election officials in the same manner as paper  
13 ballots and shall be available as an official record for any  
14 recount, redundant count, or verification or retabulation of  
15 the vote count conducted with respect to any election in which  
16 the voting system is used. The voter shall exit the voting  
17 station and the voting system shall prevent any further attempt  
18 to vote until it has been properly re-activated. If a voting  
19 device has been enabled for voting but the voter leaves the  
20 polling place without casting a ballot, 2 judges of election,  
21 one from each of the 2 major political parties, shall spoil the  
22 ballot.

23 Throughout the election day and before the closing of the  
24 polls, no person may check any vote totals for any candidate or  
25 public question on the voting or counting equipment. Such  
26 equipment shall be programmed so that no person may reset the

1 equipment for reentry of ballots unless provided the proper  
2 code from an authorized representative of the election  
3 authority.

4 The precinct judges of election shall check the public  
5 register to determine whether the number of ballots counted by  
6 the voting equipment agrees with the number of voters voting as  
7 shown by the applications for ballot. If the same do not agree,  
8 the judges of election shall immediately contact the offices of  
9 the election authority in charge of the election for further  
10 instructions. If the number of ballots counted by the voting  
11 equipment agrees with the number of voters voting as shown by  
12 the application for ballot, the number shall be listed on the  
13 "Statement of Ballots" form provided by the election authority.

14 The totals for all candidates and propositions shall be  
15 tabulated. One copy of an "In-Precinct Totals Report" shall be  
16 generated by the automatic tabulating equipment for return to  
17 the election authority. One copy of an "In-Precinct Totals  
18 Report" shall be generated and posted in a conspicuous place  
19 inside the polling place, provided that any authorized  
20 pollwatcher or other official authorized to be present in the  
21 polling place to observe the counting of ballots is present.  
22 The judges of election shall provide, if requested, a set for  
23 each authorized pollwatcher or other official authorized to be  
24 present in the polling place to observe the counting of  
25 ballots. In addition, sufficient time shall be provided by the  
26 judges of election to the pollwatchers to allow them to copy

1 information from the copy which has been posted.

2       Until December 31, 2019, in elections at which fractional  
3 cumulative votes are cast for candidates, the tabulation of  
4 those fractional cumulative votes may be made by the election  
5 authority at its central office location, and 4 copies of a  
6 "Certificate of Results" shall be printed by the automatic  
7 tabulation equipment and shall be posted in 4 conspicuous  
8 places at the central office location where those fractional  
9 cumulative votes have been tabulated.

10       If instructed by the election authority, the judges of  
11 election shall cause the tabulated returns to be transmitted  
12 electronically to the offices of the election authority via  
13 modem or other electronic medium.

14       The precinct judges of election shall select a bi-partisan  
15 team of 2 judges, who shall immediately return the ballots in a  
16 sealed container, along with all other election materials and  
17 equipment as instructed by the election authority; provided,  
18 however, that such container must first be sealed by the  
19 election judges with filament tape or other approved sealing  
20 devices provided for the purpose in a manner that the ballots  
21 cannot be removed from the container without breaking the seal  
22 or filament tape and disturbing any signatures affixed by the  
23 election judges to the container. The election authority shall  
24 keep the office of the election authority, or any receiving  
25 stations designated by the authority, open for at least 12  
26 consecutive hours after the polls close or until the ballots

1 and election material and equipment from all precincts within  
2 the jurisdiction of the election authority have been returned  
3 to the election authority. Ballots and election materials and  
4 equipment returned to the office of the election authority  
5 which are not signed and sealed as required by law shall not be  
6 accepted by the election authority until the judges returning  
7 the ballots make and sign the necessary corrections. Upon  
8 acceptance of the ballots and election materials and equipment  
9 by the election authority, the judges returning the ballots  
10 shall take a receipt signed by the election authority and  
11 stamped with the time and date of the return. The election  
12 judges whose duty it is to return any ballots and election  
13 materials and equipment as provided shall, in the event the  
14 ballots, materials or equipment cannot be found when needed, on  
15 proper request, produce the receipt which they are to take as  
16 above provided.

17 (Source: P.A. 99-522, eff. 6-30-16; 99-701, eff. 7-29-16.)

18 (10 ILCS 5/24C-13)

19 Sec. 24C-13. Vote by mail ballots; early voting ballots;  
20 proceedings at location for central counting; employees;  
21 approval of list.

22 (a) All jurisdictions using direct recording electronic  
23 tabulators or electronic ballot marking devices ~~Direct~~  
24 ~~Recording Electronic Voting Systems~~ shall use paper ballots or  
25 paper ballot sheets approved for use under Articles 16, 24A, or



1 24B of this Code when conducting vote by mail voting. All vote  
2 by mail ballots shall be counted at the central ballot counting  
3 location of the election authority. Sections ~~The provisions of~~  
4 ~~Section~~ 24A-9, 24B-9, and 24C-9 of this Code shall apply to the  
5 testing and notice requirements for central count tabulation  
6 equipment, including comparing the signature on the ballot  
7 envelope with the signature of the voter on the permanent voter  
8 registration record card taken from the master file. Vote  
9 results shall be recorded by precinct and shall be added to the  
10 vote results for the precinct in which the vote by mail voter  
11 was eligible to vote prior to completion of the official  
12 canvass.

13 (b) All proceedings at the location for central counting  
14 shall be under the direction of the county clerk or board of  
15 election commissioners. Except for any specially trained  
16 technicians required for the operation of the direct recording  
17 electronic tabulator or electronic ballot marking device  
18 ~~Direct Recording Electronic Voting System~~, the employees at the  
19 counting station shall be equally divided between members of  
20 the 2 leading political parties and all duties performed by the  
21 employees shall be by teams consisting of an equal number of  
22 members of each political party. Thirty days before an election  
23 the county clerk or board of election commissioners shall  
24 submit to the chair of each political party, for his or her  
25 approval or disapproval, a list of persons of his or her party  
26 proposed to be employed. If a chair fails to notify the

1 election authority of his or her disapproval of any proposed  
2 employee within a period of 10 days thereafter the list shall  
3 be deemed approved.

4 (Source: P.A. 100-1027, eff. 1-1-19.)

5 (10 ILCS 5/24C-14)

6 Sec. 24C-14. Tabulating votes ~~Votes~~; direction ~~Direction~~;  
7 presence of public ~~Presence of Public~~; computer operator's log  
8 and canvass ~~Computer Operator's Log and Canvass~~. The procedure  
9 for tabulating the votes by the direct recording electronic  
10 tabulator or electronic ballot marking device ~~Direct Recording~~  
11 ~~Electronic Voting System~~ shall be under the direction of the  
12 election authority and shall conform to the requirements of the  
13 direct recording electronic tabulator or electronic ballot  
14 marking device ~~Direct Recording Electronic Voting System~~.  
15 During any election-related activity using the automatic  
16 direct recording electronic tabulator or electronic ballot  
17 marking device ~~Direct Recording Electronic Voting System~~  
18 equipment, the election authority shall make a reasonable  
19 effort to dedicate the equipment to vote processing to ensure  
20 the security and integrity of the system.

21 A reasonable number of pollwatchers shall be admitted to  
22 the counting location. Such persons may observe the tabulating  
23 process at the discretion of the election authority; however,  
24 at least one representative of each established political party  
25 and authorized agents of the State Board of Elections shall be

1 permitted to observe this process at all times. No persons  
2 except those employed and authorized for the purpose shall  
3 touch any ballot, ballot box, return, or equipment.

4 The computer operator shall be designated by the election  
5 authority and shall be sworn as a deputy of the election  
6 authority. In conducting the vote tabulation and canvass, the  
7 computer operator must maintain a log which shall include the  
8 following information:

9 (a) alterations made to programs associated with the  
10 vote counting process;

11 (b) if applicable, console messages relating to the  
12 program and the respective responses made by the operator;

13 (c) the starting time for each precinct counted, the  
14 number of ballots counted for each precinct, any equipment  
15 problems and, insofar as practicable, the number of invalid  
16 security designations encountered during that count; and

17 (d) changes and repairs made to the equipment during  
18 the vote tabulation and canvass.

19 The computer operator's log and canvass shall be available  
20 for public inspection in the office of the election authority  
21 for a period of 60 days following the proclamation of election  
22 results. A copy of the computer operator's log and the canvass  
23 shall be transmitted to the State Board of Elections upon its  
24 request and at its expense.

25 (Source: P.A. 93-574, eff. 8-21-03.)

1 (10 ILCS 5/24C-15)

2 Sec. 24C-15. Official return of precinct; check of totals;  
3 audit. The precinct return printed by the direct recording  
4 electronic tabulator or electronic ballot marking device  
5 utilized as a tabulator ~~Direct Recording Electronic Voting~~  
6 ~~System tabulating equipment~~ shall include the number of ballots  
7 cast and votes cast for each candidate and public question and  
8 shall constitute the official return of each precinct. In  
9 addition to the precinct return, the election authority shall  
10 provide the number of applications for ballots in each  
11 precinct, the total number of ballots and vote by mail ballots  
12 counted in each precinct for each political subdivision and  
13 district and the number of registered voters in each precinct.  
14 However, the election authority shall check the totals shown by  
15 the precinct return and, if there is an obvious discrepancy  
16 regarding the total number of votes cast in any precinct, shall  
17 have the ballots for that precinct audited to correct the  
18 return. The procedures for this audit shall apply prior to and  
19 after the proclamation is completed; however, after the  
20 proclamation of results, the election authority must obtain a  
21 court order to unseal voted ballots or voting devices except  
22 for election contests and discovery recounts. The certificate  
23 of results, which has been prepared and signed by the judges of  
24 election after the ballots have been tabulated, shall be the  
25 document used for the canvass of votes for such precinct.  
26 Whenever a discrepancy exists during the canvass of votes

1 between the unofficial results and the certificate of results,  
2 or whenever a discrepancy exists during the canvass of votes  
3 between the certificate of results and the set of totals  
4 reflected on the certificate of results, the ballots for that  
5 precinct shall be audited to correct the return.

6 Prior to the proclamation, the election authority shall  
7 test the voting devices and equipment in 5% of the precincts  
8 within the election jurisdiction, as well as 5% of the voting  
9 devices used in early voting. The precincts and the voting  
10 devices to be tested shall be selected after election day on a  
11 random basis by the State Board of Elections, so that every  
12 precinct and every device used in early voting in the election  
13 jurisdiction has an equal mathematical chance of being  
14 selected. The State Board of Elections shall design a standard  
15 and scientific random method of selecting the precincts and  
16 voting devices that are to be tested. The State central  
17 committee chair of each established political party shall be  
18 given prior written notice of the time and place of the random  
19 selection procedure and may be represented at the procedure.

20 The test shall be conducted by counting the votes marked on  
21 the permanent paper record of each ballot cast in the tested  
22 precinct printed by the voting system at the time that each  
23 ballot was cast and comparing the results of this count with  
24 the results shown by the certificate of results prepared by the  
25 direct recording electronic tabulator or electronic ballot  
26 marking device utilized as a tabulator ~~Direct Recording~~

1 ~~Electronic Voting System~~ in the test precinct. The election  
2 authority shall test count these votes either by hand or by  
3 using an automatic tabulating device other than a direct  
4 recording electronic tabulator or electronic ballot marking  
5 device ~~Direct Recording Electronic voting device~~ that has been  
6 approved by the State Board of Elections for that purpose and  
7 tested before use to ensure accuracy. The election authority  
8 shall print the results of each test count. If any error is  
9 detected, the cause shall be determined and corrected, and an  
10 errorless count shall be made prior to the official canvass and  
11 proclamation of election results. If an errorless count cannot  
12 be conducted and there continues to be difference in vote  
13 results between the certificate of results produced by the  
14 direct recording electronic tabulator or electronic ballot  
15 marking device utilized as a tabulator ~~Direct Recording~~  
16 ~~Electronic Voting System~~ and the count of the permanent paper  
17 records or if an error was detected and corrected, the election  
18 authority shall immediately prepare and forward to the  
19 appropriate canvassing board a written report explaining the  
20 results of the test and any errors encountered and the report  
21 shall be made available for public inspection.

22 The State Board of Elections, the State's Attorney and  
23 other appropriate law enforcement agencies, the county chair of  
24 each established political party and qualified civic  
25 organizations shall be given prior written notice of the time  
26 and place of the test and may be represented at the test.

1           The results of this post-election test shall be treated in  
2 the same manner and have the same effect as the results of the  
3 discovery procedures set forth in Section 22-9.1 of this Code.  
4 (Source: P.A. 100-1027, eff. 1-1-19.)

5           (10 ILCS 5/24C-15.01)

6           Sec. 24C-15.01. Transporting ballots to central counting  
7 station ~~Ballots to Central Counting Station;~~ container  
8 ~~Container~~. Upon completion of the tabulation, audit or test of  
9 voting equipment pursuant to Sections 24C-11 through 24C-15,  
10 the ballots and the medium containing the ballots from each  
11 precinct shall be replaced in the container in which they were  
12 transported to the central counting station. If the container  
13 is not a type which may be securely locked, then each  
14 container, before being transferred from the counting station  
15 to storage, shall be securely sealed.  
16 (Source: P.A. 93-574, eff. 8-21-03.)

17           (10 ILCS 5/24C-15.1)

18           Sec. 24C-15.1. Discovery, recounts, and election contests  
19 ~~Recounts and Election Contests~~. Except as provided, discovery  
20 recounts and election contests shall be conducted as otherwise  
21 provided for in this Code. The direct recording electronic  
22 tabulator or electronic ballot marking device ~~Direct Recording~~  
23 ~~Electronic Voting System~~ equipment shall be tested prior to the  
24 discovery recount or election contest as provided in Section

1 24C-9, and then the official ballots shall be audited.

2 Any person who has filed a petition for discovery recount  
3 may request that a redundant count be conducted in those  
4 precincts in which the discovery recount is being conducted.  
5 The additional costs of a redundant count shall be borne by the  
6 requesting party.

7 The log of the computer operator and all materials retained  
8 by the election authority in relation to vote tabulation and  
9 canvass shall be made available for any discovery recount or  
10 election contest.

11 (Source: P.A. 93-574, eff. 8-21-03.)

12 (10 ILCS 5/24C-16)

13 Sec. 24C-16. Approval of direct recording electronic  
14 tabulator or electronic ballot marking device ~~Direct Recording~~  
15 ~~Electronic Voting Systems~~; requisites ~~Requisites~~. The State  
16 Board of Elections shall approve all direct recording  
17 electronic tabulators and electronic ballot marking devices  
18 ~~Direct Recording Electronic Voting Systems~~ that fulfill the  
19 functional requirements provided by Section 24C-11 of this  
20 Code, the mandatory requirements of the federal voting system  
21 standards pertaining to direct recording electronic tabulators  
22 and electronic ballot marking devices ~~Direct Recording~~  
23 ~~Electronic Voting Systems~~ promulgated by the Federal Election  
24 Commission or the Election Assistance Commission, the testing  
25 requirements of an approved independent testing authority and



1 the rules of the State Board of Elections.

2 The State Board of Elections shall not approve any direct  
3 recording electronic tabulator or electronic ballot marking  
4 device ~~Direct Recording Electronic Voting System~~ that includes  
5 an external Infrared Data Association (IrDA) communications  
6 port.

7 The State Board of Elections is authorized to withdraw its  
8 approval of a direct recording electronic tabulator or  
9 electronic ballot marking device ~~Direct Recording Electronic~~  
10 ~~Voting System~~ if the system ~~System~~, once approved, fails to  
11 fulfill the above requirements.

12 The vendor, person, or other private entity shall be solely  
13 responsible for the production and cost of: all application  
14 fees; all ballots; additional temporary workers; and other  
15 equipment or facilities needed and used in the testing of the  
16 vendor's, person's, or other private entity's respective  
17 equipment and software.

18 Any voting system vendor, person, or other private entity  
19 seeking the State Board of Elections' approval of a voting  
20 system shall, as part of the approval application, submit to  
21 the State Board a non-refundable fee. The State Board of  
22 Elections by rule shall establish an appropriate fee structure,  
23 taking into account the type of voting system approval that is  
24 requested (such as approval of a new system, a modification of  
25 an existing system, the size of the modification, etc.). No  
26 voting system or modification of a voting system shall be

1 approved unless the fee is paid.

2 No vendor, person, or other entity may sell, lease, or  
3 loan, or have a written contract, including a contract  
4 contingent upon State Board approval of the voting system or  
5 voting system component, to sell, lease, or loan, a direct  
6 recording electronic tabulator, electronic ballot marking  
7 device ~~Direct Recording Electronic Voting System~~ or system  
8 component to any election jurisdiction unless the system or  
9 system component is first approved by the State Board of  
10 Elections pursuant to this Section.

11 (Source: P.A. 94-1000, eff. 7-3-06; 95-699, eff. 11-9-07.)

12 (10 ILCS 5/24C-17)

13 Sec. 24C-17. Rules; number of voting stations ~~Number of~~  
14 ~~Voting Stations~~. The State Board of Elections may make  
15 reasonable rules for the administration of this Article and may  
16 prescribe the number of voting stations required for the  
17 various types of voting systems.

18 (Source: P.A. 93-574, eff. 8-21-03.)

19 (10 ILCS 5/24C-18)

20 Sec. 24C-18. Specimen ballots ~~Ballots~~; publication  
21 ~~Publication~~. When a direct recording electronic tabulator or  
22 electronic ballot marking device ~~Direct Recording Electronic~~  
23 ~~Voting System~~ is used, the election authority shall cause to be  
24 published, at least 5 days before the day of each general and

1 general primary election, in 2 or more newspapers published in  
2 and having a general circulation in the county, a true and  
3 legible copy of the specimen ballot containing the names of  
4 offices and candidates and public questions to be voted on, as  
5 near as may be, in the form in which they will appear on the  
6 official ballot on election day. A true legible copy may be in  
7 the form of an actual size ballot and shall be published as  
8 required by this Section if distributed in 2 or more newspapers  
9 published and having a general circulation in the county as an  
10 insert. For each election prescribed in Article 2A of this  
11 Code, specimen ballots shall be made available for public  
12 distribution and shall be supplied to the judges of election  
13 for posting in the polling place on the day of election. Notice  
14 for the consolidated elections shall be given as provided in  
15 Article 12.

16 (Source: P.A. 93-574, eff. 8-21-03.)

17 (10 ILCS 5/24C-19)

18 Sec. 24C-19. Additional method of voting ~~Method of Voting~~.  
19 The foregoing Sections of this Article shall be deemed to  
20 provide a method of voting in addition to the methods otherwise  
21 provided in this Code.

22 (Source: P.A. 93-574, eff. 8-21-03.)

23 (10 ILCS 5/28-9) (from Ch. 46, par. 28-9)

24 Sec. 28-9. Proposed constitutional amendments and advisory

1 questions of public policy; petition; filing. Petitions for  
2 proposed amendments to Article IV of the Constitution pursuant  
3 to Section 3, Article XIV of the Constitution shall be signed  
4 by a number of electors equal in number to at least 8% of the  
5 total votes cast for candidates for Governor in the preceding  
6 gubernatorial election. Such petition shall have been signed by  
7 the petitioning electors not more than 24 months preceding the  
8 general election at which the proposed amendment is to be  
9 submitted and shall be filed with the Secretary of State at  
10 least 6 months before that general election.

11 Upon receipt of a petition for a proposed Constitutional  
12 amendment, the Secretary of State shall, as soon as is  
13 practicable, but no later than the close of the next business  
14 day, deliver such petition to the State Board of Elections.

15 Petitions for advisory questions of public policy to be  
16 submitted to the voters of the entire State shall be signed by  
17 a number of voters equal in number to 8% of the total votes  
18 cast for candidates for Governor in the preceding gubernatorial  
19 election. Such petition shall have been signed by said  
20 petitioners not more than 24 months preceding the date of the  
21 general election at which the question is to be submitted and  
22 shall be filed with the State Board of Elections at least 6  
23 months before that general election.

24 The ~~proponents of the proposed statewide advisory public~~  
25 ~~question shall file the~~ original petition for a proposed  
26 Constitutional amendment or a statewide advisory public

1 ~~question in bound sections.~~ Each section shall be composed of  
2 consecutively numbered petition sheets bound in sections,  
3 containing only the original signatures of registered voters in  
4 the State. ~~Any petition sheets not consecutively numbered or~~  
5 ~~which contain duplicate page numbers already used on other~~  
6 ~~sheets, or are photocopies or duplicates of the original~~  
7 ~~sheets, shall not be considered part of the petition for the~~  
8 ~~purpose of the random sampling verification and shall not be~~  
9 ~~counted toward the minimum number of signatures required to~~  
10 ~~qualify the proposed statewide advisory public question for the~~  
11 ~~ballot.~~

12 Within 7 business days following the last day for filing  
13 the original petition, the proponents shall also file copies of  
14 the petition sheets with each proper election authority and  
15 obtain a receipt therefor.

16 For purposes of this Act, the following terms shall be  
17 defined and construed as follows:

- 18 1. "Board" means the State Board of Elections.
- 19 2. "Election Authority" means a county clerk or city or  
20 county board of election commissioners.
- 21 3. (Blank).
- 22 4. "Proponents" means any person, association, committee,  
23 organization or other group, or their designated  
24 representatives, who advocate and cause the circulation and  
25 filing of petitions for a statewide advisory question of public  
26 policy or a proposed constitutional amendment for submission at

1 a general election and who has registered with the Board as  
2 provided in this Act.

3 5. "Opponents" means any person, association, committee,  
4 organization or other group, or their designated  
5 representatives, who oppose a statewide advisory question of  
6 public policy or a proposed constitutional amendment for  
7 submission at a general election and who have registered with  
8 the Board as provided in this Act.

9 (Source: P.A. 97-81, eff. 7-5-11; 98-1171, eff. 6-1-15.)

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6	10 ILCS 5/6-35	from Ch. 46, par. 6-35
7	10 ILCS 5/14-3.1	from Ch. 46, par. 14-3.1
8	10 ILCS 5/22-6	from Ch. 46, par. 22-6
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