



Rep. Mike Fortner

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10000HB4749ham001

LRB100 19105 MJP 36906 a

1 AMENDMENT TO HOUSE BILL 4749

2 AMENDMENT NO. _____. Amend House Bill 4749 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Section 1A-16.1 as follows:

6 (10 ILCS 5/1A-16.1)

7 Sec. 1A-16.1. Automatic voter registration; Secretary of
8 State.

9 (a) The Office of the Secretary of State and the State
10 Board of Elections, pursuant to an interagency contract and
11 jointly-adopted rules, shall establish an automatic voter
12 registration program that satisfies the requirements of this
13 Section and other applicable law.

14 (b) If an application, an application for renewal, a change
15 of address form, or a recertification form for a driver's
16 license, other than a temporary visitor's driver's license, or

1 a State identification card issued by the Office of the
2 Secretary of State meets the requirements of the federal REAL
3 ID Act of 2005, then that application shall serve as a
4 dual-purpose application. The dual-purpose application shall:

5 (1) also serve as an application to register to vote in
6 Illinois;

7 (2) allow an applicant to change his or her registered
8 residence address or name as it appears on the voter
9 registration rolls;

10 (3) provide the applicant with an opportunity to
11 affirmatively decline to register to vote or to change his
12 or her registered residence address or name by providing a
13 check box on the application form without requiring the
14 applicant to state the reason; and

15 (4) unless the applicant declines to register to vote
16 or change his or her registered residence address or name,
17 require the applicant to attest, by signature under penalty
18 of perjury as described in subsection (e) of this Section,
19 to meeting the qualifications to register to vote in
20 Illinois at his or her residence address as indicated on
21 his or her driver's license or identification card
22 dual-purpose application.

23 (b-5) If an application, an application for renewal, a
24 change of address form, or a recertification form for a
25 driver's license, other than a temporary visitor's driver's
26 license, or a State identification card issued by the Office of

1 the Secretary of State does not meet the requirements of the
2 federal REAL ID Act of 2005, then that application shall serve
3 as a dual-purpose application. The dual-purpose application
4 shall:

5 (1) also serve as an application to register to vote in
6 Illinois;

7 (2) allow an applicant to change his or her registered
8 residence address or name as it appears on the voter
9 registration rolls; and

10 (3) if the applicant chooses to register to vote or to
11 change his or her registered residence address or name,
12 then require the applicant to attest, by a separate
13 signature under penalty of perjury, to meeting the
14 qualifications to register to vote in Illinois at his or
15 her residence address as indicated on his or her
16 dual-purpose application.

17 (b-10) The Office of the Secretary of State shall clearly
18 and conspicuously inform each applicant in writing: (i) of the
19 qualifications to register to vote in Illinois, (ii) of the
20 penalties provided by law for submission of a false voter
21 registration application, (iii) that, unless the applicant
22 declines to register to vote or update his or her voter
23 registration, his or her dual-purpose application shall also
24 serve as both an application to register to vote and his or her
25 attestation that he or she meets the eligibility requirements
26 for voter registration, and that his or her application to

1 register to vote or update his or her registration will be
2 transmitted to the State Board of Elections for the purpose of
3 registering the person to vote at the residence address to be
4 indicated on his or her driver's license or identification
5 card, and (iv) that declining to register to vote is
6 confidential and will not affect any services the person may be
7 seeking from the Office of the Secretary of State.

8 (c) The Office of the Secretary of State shall review
9 information provided to the Office of the Secretary of State by
10 the State Board of Elections to inform each applicant for a
11 driver's license or permit, other than a temporary visitor's
12 driver's license, or a State identification card issued by the
13 Office of the Secretary of State whether the applicant is
14 currently registered to vote in Illinois and, if registered, at
15 what address.

16 (d) The Office of the Secretary of State shall not require
17 an applicant for a driver's license or State identification
18 card to provide duplicate identification or information in
19 order to complete an application to register to vote or change
20 his or her registered residence address or name. Before
21 transmitting any personal information about an applicant to the
22 State Board of Elections, the Office of the Secretary of State
23 shall review its records of the identification documents the
24 applicant provided in order to complete the application for a
25 driver's license or State identification card, to confirm that
26 nothing in those documents indicates that the applicant does

1 not satisfy the qualifications to register to vote in Illinois
2 at his or her residence address.

3 (e) A completed, signed application for (i) a driver's
4 license or permit, other than a temporary visitor's driver's
5 license, or a State identification card issued by the Office of
6 the Secretary of State, that meets the requirements of the
7 federal REAL ID Act of 2005; or (ii) a completed application
8 under subsection (b-5) of this Section with a separate
9 signature attesting the applicant meets the qualifications to
10 register to vote in Illinois at his or her residence address as
11 indicated on his or her application shall constitute a signed
12 application to register to vote in Illinois at the residence
13 address indicated in the application unless the person
14 affirmatively declined in the application to register to vote
15 or to change his or her registered residence address or name.
16 If the identification documents provided to complete the
17 dual-purpose application indicate that he or she does not
18 satisfy the qualifications to register to vote in Illinois at
19 his or her residence address, the application shall be marked
20 as incomplete.

21 (f) For each completed and signed application that
22 constitutes an application to register to vote in Illinois or
23 provides for a change in the applicant's registered residence
24 address or name, the Office of the Secretary of State shall
25 electronically transmit to the State Board of Elections
26 personal information needed to complete the person's

1 registration to vote in Illinois at his or her residence
2 address. The application to register to vote shall be processed
3 in accordance with Section 1A-16.7.

4 (g) If the federal REAL ID Act of 2005 is repealed,
5 abrogated, superseded, or otherwise no longer in effect, then
6 the State Board of Elections shall establish criteria for
7 determining reliable personal information indicating
8 citizenship status and shall adopt rules as necessary for the
9 Secretary of State to continue processing dual-purpose
10 applications under this Section.

11 (h) As used in this Section, "dual-purpose application"
12 means an application, an application for renewal, a change of
13 address form, or a recertification form for driver's license or
14 permit, other than a temporary visitor's driver's license, or a
15 State identification card offered by the Secretary of State
16 that also serves as an application to register to vote in
17 Illinois. "Dual-purpose application" does not mean an
18 application under subsection (c) of Section 6-109 of the
19 Illinois Vehicle Code.

20 (i) This Section shall be implemented no later than 90 days
21 after the federal Real ID database is certified by the
22 Secretary of State.

23 (Source: P.A. 100-464, eff. 8-28-17.)".