

1 AN ACT concerning civil law.

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 Section  
5 20-3 as follows:

6 (10 ILCS 5/20-3) (from Ch. 46, par. 20-3)

7 Sec. 20-3. The election authority shall furnish the  
8 following applications for registration by mail or vote by mail  
9 ballot which shall be considered a method of application in  
10 lieu of the official postcard.

11 1. Members of the United States Service, citizens of the  
12 United States temporarily residing outside the territorial  
13 limits of the United States, and certified program participants  
14 under the Address Confidentiality for Victims of Domestic  
15 Violence, Sexual Assault, or Stalking Act may make application  
16 within the periods prescribed in Sections 20-2 or 20-2.1, as  
17 the case may be. Such application shall be substantially in the  
18 following form:

19 "APPLICATION FOR BALLOT

20 To be voted at the ..... election in the precinct in  
21 which is located my residence at ....., in the  
22 city/village/township of .....(insert home address)  
23 County of ..... and State of Illinois.

1 I state that I am a citizen of the United States; that on  
2 (insert date of election) I shall have resided in the State of  
3 Illinois and in the election precinct for 30 days; that on the  
4 above date I shall be the age of 18 years or above; that I am  
5 lawfully entitled to vote in such precinct at that election;  
6 that I am (check category 1, 2, or 3 below):

7 1. ( ) a member of the United States Service,

8 2. ( ) a citizen of the United States temporarily residing  
9 outside the territorial limits of the United States and that I  
10 expect to be absent from the said county of my residence on the  
11 date of holding such election, and that I will have no  
12 opportunity to vote in person on that day.

13 3. ( ) a certified program participant under the Address  
14 Confidentiality for Victims of Domestic Violence, Sexual  
15 Assault, or Stalking Act.

16 I hereby make application for an official ballot or ballots  
17 to be voted by me at such election if I am absent from the said  
18 county of my residence, and I agree that I shall return said  
19 ballot or ballots to the election authority postmarked no later  
20 than election day, for counting no later than during the period  
21 for counting provisional ballots, the last day of which is the  
22 14th day following election day or shall destroy said ballot or  
23 ballots.

24 (Check below only if category 2 or 3 and not previously  
25 registered)

26 ( ) I hereby make application to become registered as a

1 voter and agree to return the forms and affidavits for  
2 registration to the election authority not later than 30 days  
3 before the election.

4 Under penalties as provided by law pursuant to Article 29  
5 of the Election Code, the undersigned certifies that the  
6 statements set forth in this application are true and correct.

7 .....

8 Post office address or service address to which  
9 registration materials or ballot should be mailed

10 .....

11 .....

12 .....

13 ....."

14 If application is made for a primary election ballot, such  
15 application shall designate the name of the political party  
16 with which the applicant is affiliated.

17 Such applications may be obtained from the election  
18 authority having jurisdiction over the person's precinct of  
19 residence.

20 2. A spouse or dependent of a member of the United States  
21 Service, said spouse or dependent being a registered voter in  
22 the county, may make application on behalf of said person in  
23 the office of the election authority within the periods  
24 prescribed in Section 20-2 which shall be substantially in the  
25 following form:

26 "APPLICATION FOR BALLOT to be voted at the..... election

1 in the precinct in which is located the residence of the person  
2 for whom this application is made at.....(insert  
3 residence address) in the city/village/township of.....  
4 County of..... and State of Illinois.

5 I certify that the following named person.....  
6 (insert name of person) is a member of the United States  
7 Service.

8 I state that said person is a citizen of the United States;  
9 that on (insert date of election) said person shall have  
10 resided in the State of Illinois and in the election precinct  
11 for which this application is made for 30 days; that on the  
12 above date said person shall be the age of 18 years or above;  
13 that said person is lawfully entitled to vote in such precinct  
14 at that election; that said person is a member of the United  
15 States Service, and that in the course of his duties said  
16 person expects to be absent from his county of residence on the  
17 date of holding such election, and that said person will have  
18 no opportunity to vote in person on that day.

19 I hereby make application for an official ballot or ballots  
20 to be voted by said person at such election and said person  
21 agrees that he shall return said ballot or ballots to the  
22 election authority postmarked no later than election day, for  
23 counting no later than during the period for counting  
24 provisional ballots, the last day of which is the 14th day  
25 following election day, or shall destroy said ballot or  
26 ballots.

1 I hereby certify that I am the (mother, father, sister,  
 2 brother, husband or wife) of the said elector, and that I am a  
 3 registered voter in the election precinct for which this  
 4 application is made. (Strike all but one that is applicable.)

5 Under penalties as provided by law pursuant to Article 29  
 6 of The Election Code, the undersigned certifies that the  
 7 statements set forth in this application are true and correct.

8 Name of applicant .....

9 Residence address .....

10 City/village/township.....

11 Service address to which ballot should be mailed:  
 12 .....  
 13 .....  
 14 .....  
 15 ....."

16 If application is made for a primary election ballot, such  
 17 application shall designate the name of the political party  
 18 with which the person for whom application is made is  
 19 affiliated.

20 Such applications may be obtained from the election  
 21 authority having jurisdiction over the voting precinct in which  
 22 the person for whom application is made is entitled to vote.

23 (Source: P.A. 98-1171, eff. 6-1-15; 99-522, eff. 6-30-16.)

24 Section 10. The Address Confidentiality for Victims of  
 25 Domestic Violence, Sexual Assault, or Stalking Act is amended

1 by changing Sections 1, 5, 10, 11, 15, and 40 as follows:

2 (750 ILCS 61/1)

3 Sec. 1. Short title. This Act may be cited as the Address  
4 Confidentiality for Victims of Domestic Violence, Sexual  
5 Assault, or Stalking Act.

6 (Source: P.A. 91-494, eff. 1-1-00.)

7 (750 ILCS 61/5)

8 Sec. 5. Legislative findings. The General Assembly finds  
9 that persons attempting to escape from actual or threatened  
10 domestic violence, sexual assault, or stalking frequently  
11 establish new addresses in order to prevent their assailants or  
12 probable assailants from finding them. The purpose of this Act  
13 is to enable State and local agencies to respond to requests  
14 for public records without disclosing the location of a victim  
15 of domestic violence, sexual assault, or stalking, to enable  
16 interagency cooperation with the Attorney General in providing  
17 address confidentiality for victims of domestic violence,  
18 sexual assault, or stalking, and to enable State and local  
19 agencies to accept a program participant's use of an address  
20 designated by the Attorney General as a substitute mailing  
21 address.

22 (Source: P.A. 91-494, eff. 1-1-00.)

23 (750 ILCS 61/10)

1           Sec. 10. Definitions. In this Act, unless the context  
2 otherwise requires:

3           "Address" means a residential street address, school  
4 address, or work address of an individual, as specified on the  
5 individual's application to be a program participant under this  
6 Act.

7           "Program participant" means a person certified as a program  
8 participant under this Act.

9           "Domestic violence" has the same meaning as in the Illinois  
10 Domestic Violence Act of 1986 and includes a threat of domestic  
11 violence against an individual in a domestic situation,  
12 regardless of whether the domestic violence or threat has been  
13 reported to law enforcement officers.

14           "Sexual assault" has the same meaning as sexual conduct or  
15 sexual penetration as defined in the Civil No Contact Order  
16 Act. "Sexual assault" includes a threat of sexual assault,  
17 regardless of whether the sexual assault or threat has been  
18 reported to law enforcement officers.

19           "Stalking" has the same meaning as in the Stalking No  
20 Contact Order Act. "Stalking" includes a threat of stalking,  
21 regardless of whether the stalking or threat has been reported  
22 to law enforcement officers.

23           (Source: P.A. 91-494, eff. 1-1-00.)

24           (750 ILCS 61/11)

25           Sec. 11. Address confidentiality program; administration.

1 Subject to appropriations for the purposes of this Act, the  
2 Attorney General shall administer an address confidentiality  
3 program for victims of domestic violence, sexual assault, or  
4 stalking.

5 (Source: P.A. 91-494, eff. 1-1-00.)

6 (750 ILCS 61/15)

7 Sec. 15. Address confidentiality program; application;  
8 certification.

9 (a) An adult person, a parent or guardian acting on behalf  
10 of a minor, or a guardian acting on behalf of a person with a  
11 disability, as defined in Article 11a of the Probate Act of  
12 1975, may apply to the Attorney General to have an address  
13 designated by the Attorney General serve as the person's  
14 address or the address of the minor or person with a  
15 disability. The Attorney General shall approve an application  
16 if it is filed in the manner and on the form prescribed by him  
17 or her and if it contains:

18 (1) a sworn statement by the applicant that the  
19 applicant has good reason to believe (i) that the  
20 applicant, or the minor or person with a disability on  
21 whose behalf the application is made, is a victim of  
22 domestic violence, sexual assault, or stalking; and (ii)  
23 that the applicant fears for his or her safety or his or  
24 her children's safety, or the safety of the minor or person  
25 with a disability on whose behalf the application is made;



1 (2) a designation of the Attorney General as agent for  
2 purposes of service of process and receipt of mail;

3 (3) the mailing address where the applicant can be  
4 contacted by the Attorney General, and the phone number or  
5 numbers where the applicant can be called by the Attorney  
6 General;

7 (4) the new address or addresses that the applicant  
8 requests not be disclosed for the reason that disclosure  
9 will increase the risk of domestic violence, sexual  
10 assault, or stalking; and

11 (5) the signature of the applicant and of any  
12 individual or representative of any office designated in  
13 writing under Section 40 of this Act who assisted in the  
14 preparation of the application, and the date on which the  
15 applicant signed the application.

16 (b) Applications shall be filed with the office of the  
17 Attorney General.

18 (c) Upon filing a properly completed application, the  
19 Attorney General shall certify the applicant as a program  
20 participant. Applicants shall be certified for 4 years  
21 following the date of filing unless the certification is  
22 withdrawn or invalidated before that date. The Attorney General  
23 shall by rule establish a renewal procedure.

24 (d) A person who falsely attests in an application that  
25 disclosure of the applicant's address would endanger the  
26 applicant's safety or the safety of the applicant's children or

1 the minor or incapacitated person on whose behalf the  
2 application is made, or who knowingly provides false or  
3 incorrect information upon making an application, is guilty of  
4 a Class 3 felony.

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

6 (750 ILCS 61/40)

7 Sec. 40. Assistance for program applicants. The Attorney  
8 General shall designate State and local agencies and nonprofit  
9 agencies that provide counseling and shelter services to  
10 victims of domestic violence, sexual assault, or stalking to  
11 assist persons applying to be program participants. Any  
12 assistance and counseling rendered by the office of the  
13 Attorney General or its designees to applicants shall in no way  
14 be construed as legal advice.

15 (Source: P.A. 91-494, eff. 1-1-00.)

16 Section 99. Effective date. This Act takes effect January  
17 1, 2021.