HB5473

101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5473

by Rep. John Connor

SYNOPSIS AS INTRODUCED:

10 ILCS 5/24-24 new

Amends the Election Code. Requires an individual or entity proposing to provide or providing specified election services to the State (an election infrastructure vendor) to be approved by the State Board of Elections and to disclose any owners or shareholders with a 5% or greater interest or share in the company. Requires the election infrastructure vendor to report any known or suspected security incidents involving election systems to the local election authority and the Board no later than 10 days after the known or suspected incident. Provides that an election infrastructure vendor that fails to seek approval or fails to report an incident shall be subject to a penalty of not more than $10,000 for the first offense and not more than $20,000 for the second or subsequent offense to be paid to the State Board of Elections. Effective immediately.

LRB101 18740 SMS 68195 b

A BILL FOR

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 adding Section

5   24-24 as follows:

6   (10 ILCS 5/24-24 new)

7   Sec. 24-24. Election infrastructure vendors.

8   (a) As used in this Section:

9   "Election   infrastructure"   means   storage   facilities,

10   polling places, and centralized vote tabulation locations used

11   to support the administration of elections for public office,

12   as well as related information and communications technology,

13   including   electronic   voting   systems,   voter   registration

14   databases,   voting   machines,   electronic   mail   and   other

15   communications systems, and other systems used to manage the

16   election process and to report and display election results on

17   behalf of a local election authority or the State Board of

18   Elections.

19   "Election infrastructure vendor" means and includes any

20   individual, firm, joint venture, partnership, corporation, or

21   company proposing to assist or assisting the State or a

22   political subdivision of the State by providing, maintaining,

23   and supporting election infrastructure.

1   (b) An election infrastructure vendor that provides
2   services used in an election in this State shall be approved by
3   the State Board of Elections and disclose any owners or
4   shareholders with a 5% or greater interest or share in the
5   company, in any subsidiary companies, or in the vendor's parent
6   company. An election infrastructure vendor shall have a
7   continuing duty to report to the State Board of Elections and
8   obtain approval whenever another owner or shareholder attains a
9   5% or greater interest. An election infrastructure vendor
10 approved by the State Board of Elections shall not be required
11 to suspend its activities in the State while seeking continuing
12 approval.
13   (c) An election infrastructure vendor approved by the State
14 Board of Elections to provide election services in this State
15 shall report any known or suspected security incidents
16 involving election systems to the local election authority and
17 the State Board of Elections no later than 10 days after the
18 vendor first knows or suspects that the incident occurred.
19   (d) An election infrastructure vendor that fails to seek
20 approval or fails to report an incident shall be subject to a
21 penalty of not more than $10,000 for the first offense and not
22 more than $20,000 for the second or subsequent offense to be
23 paid to the State Board of Elections.

24   Section 99. Effective date. This Act takes effect upon
25 becoming law.