

HB5778



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB5778

Introduced 11/16/2022, by Rep. Kambium Buckner

SYNOPSIS AS INTRODUCED:

10 ILCS 5/29-9

from Ch. 46, par. 29-9

Amends the Election Code. Provides that a person is not prohibited from photographing his or her own ballot at any time during the voting process or from viewing a photograph of a completed or partially completed ballot. Provides that any person who gives, promises to give, or receives any money or other valuable consideration in connection with the dissemination or viewing of a photograph of a completed or partially completed ballot is guilty of a Class 4 felony. Effective immediately.

LRB102 28235 AWJ 40065 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 changing
5 Section 29-9 as follows:

6 (10 ILCS 5/29-9) (from Ch. 46, par. 29-9)

7 Sec. 29-9. Unlawful observation of voting; photographs of
8 ballots.

9 (a) Except as permitted by this Code, any person who
10 knowingly marks his ballot or casts his vote on a voting
11 machine or voting device so that it can be observed by another
12 person, and any person who knowingly observes another person
13 lawfully marking a ballot or lawfully casting his vote on a
14 voting machine or voting device, shall be guilty of a Class 4
15 felony. Nothing in this subsection prohibits a person from
16 photographing his or her own ballot at any time during the
17 voting process or from viewing a photograph of a completed or
18 partially completed ballot.

19 (b) Any person who gives, promises to give, or receives
20 any money or other valuable consideration in connection with
21 the dissemination or viewing of a photograph of a completed or
22 partially completed ballot shall be guilty of a Class 4
23 felony.

1 (Source: P.A. 78-887.)

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.