



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB3432

Introduced 1/18/2022, by Sen. Ram Villivalam

SYNOPSIS AS INTRODUCED:

10 ILCS 5/1A-16.1
10 ILCS 5/1A-16.2
10 ILCS 5/1A-16.7
10 ILCS 5/1A-16.8
625 ILCS 5/2-105

from Ch. 95 1/2, par. 2-105

Amends the Election Code. Makes changes to identification requirements for certain applications with the Secretary of State to serve as a dual-purpose application (to allow the applicant to register to vote or change the applicant's registered residence address or name as it appears on voter registration rolls). Provides that if an applicant provides the Secretary of State with an identification document demonstrating a lack of United States citizenship, the application shall not serve as a dual-purpose application. Provides that an agency that does not collect or cross-references reliable personal information indicating citizenship status may enter into an agreement with the State Board of Elections to transmit information that shall serve only to update an applicant's existing voter registration record. Allows the agency to transmit information on all clients who may be registered to vote with a clear indication that the information shall be used only for updates. Requires the Department of Healthcare and Family Services to, as permitted by applicable federal law, implement an automatic voter registration system for applicants for Illinois Medicaid no later than July 1, 2023. Makes other and conforming changes throughout the Code and in the Illinois Vehicle Code. Effective immediately.

LRB102 24618 AWJ 33855 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
5 Sections 1A-16.1, 1A-16.2, 1A-16.7, and 1A-16.8 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, as part of an application, an application for
15 renewal, a change of address form, or a recertification form
16 for a driver's license, other than a temporary visitor's
17 driver's license, or a State identification card issued by the
18 Office of the Secretary of State, an applicant presents an
19 identification document that demonstrates United States
20 citizenship and is of age to register to vote, ~~meets the~~
21 ~~requirements of the federal REAL ID Act of 2005,~~ then that
22 application shall serve as a dual-purpose application unless
23 the applicant declines in accordance with subsection (g) of

1 Section 1A-16.7. The dual-purpose application shall:

2 (1) also serve as an application to register to vote
3 in Illinois; and

4 (2) ~~allow an applicant to change~~ the applicant's ~~his~~
5 ~~or her~~ registered residence address or name as it appears
6 on the voter registration rolls. ~~†~~

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

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

20 (b-5) If, as part of an application, an application for
21 renewal, a change of address form, or a recertification form
22 for a driver's license, other than a temporary visitor's
23 driver's license, or a State identification card issued by the
24 Office of the Secretary of State, an applicant presents an
25 identification document that neither demonstrates United
26 States citizenship nor demonstrates lack of United States

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

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

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

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

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

1 ~~registration will be transmitted to the State Board of~~
2 ~~Elections for the purpose of registering the person to vote at~~
3 ~~the residence address to be indicated on his or her driver's~~
4 ~~license or identification card, and (iv) that declining to~~
5 ~~register to vote is confidential and will not affect any~~
6 ~~services the person may be seeking from the Office of the~~
7 ~~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
10 by the State Board of Elections to inform each applicant under
11 subsection (b-5) ~~for a driver's license or permit, other than~~
12 ~~a temporary visitor's driver's license, or a State~~
13 ~~identification card issued by the Office of the Secretary of~~
14 ~~State~~ whether the applicant is currently registered to vote in
15 Illinois and, if registered, at 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
22 the State Board of Elections, the Office of the Secretary of
23 State shall review its records of the identification documents
24 the applicant provided in order to complete the application
25 for a driver's license or State identification card, to
26 confirm that nothing in those documents indicates that the

1 applicant does not satisfy the qualifications to register to
2 vote in Illinois at his or her residence address. If an
3 applicant provides the Secretary of State with an
4 identification document demonstrating a lack of United States
5 citizenship, the application shall not serve as a dual-purpose
6 application under this Section.

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

1 incomplete.

2 (f) For each completed and signed application that
3 constitutes an application to register to vote in Illinois or
4 provides for a change in the applicant's registered residence
5 address or name, the Office of the Secretary of State shall
6 electronically transmit to the State Board of Elections
7 personal information needed to complete the person's
8 registration to vote in Illinois at his or her residence
9 address, including the applicant's choice of language other
10 than English during the licensing transaction. The application
11 to register to vote shall be processed in accordance with
12 Section 1A-16.7.

13 (g) (Blank). ~~If the federal REAL ID Act of 2005 is~~
14 ~~repealed, abrogated, superseded, or otherwise no longer in~~
15 ~~effect, then the State Board of Elections shall establish~~
16 ~~criteria for determining reliable personal information~~
17 ~~indicating citizenship status and shall adopt rules as~~
18 ~~necessary for the Secretary of State to continue processing~~
19 ~~dual purpose applications under this Section.~~

20 (h) As used in this Section, "dual-purpose application"
21 means an application, an application for renewal, a change of
22 address form, or a recertification form for driver's license
23 or permit, other than a temporary visitor's driver's license,
24 or a State identification card offered by the Secretary of
25 State that also serves as an application to register to vote in
26 Illinois. "Dual-purpose application" does not mean an

1 application under subsection (c) of Section 6-109 of the
2 Illinois Vehicle Code.

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

4 (10 ILCS 5/1A-16.2)

5 Sec. 1A-16.2. Automatic voter registration; designated
6 automatic voter registration agencies.

7 (a) Each designated automatic voter registration agency
8 shall, pursuant to an interagency contract and jointly-adopted
9 rules with the State Board of Elections, agree to participate
10 in an automatic voter registration program established by the
11 State Board of Elections that satisfies the requirements of
12 this Section and other applicable law. If the designated
13 automatic voter registration agency provides applications,
14 applications for renewal, change of address forms, filing, or
15 recertification forms to individuals for services offered by
16 another agency, then the State Board of Elections and the
17 designated automatic voter agency shall consult with the other
18 agency. The State Board of Elections shall consider the
19 current technological capabilities of the designated voter
20 registration agency when drafting interagency contracts and
21 jointly-adopted rules. The State Board of Elections and the
22 designated automatic voter registration agency shall amend
23 these contracts and rules as the technological capabilities of
24 the designated voter registration agencies improve.

25 (b) As provided in subsection (a) of this Section, each

1 designated automatic voter registration agency that collects
2 or cross-references reliable personal information indicating
3 citizenship status may provide that an application for a
4 license, permit, program, or service shall serve as a
5 dual-purpose application. The dual-purpose application shall:

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

8 (2) ~~allow an applicant to change~~ the applicant's ~~his~~
9 ~~or her~~ registered residence address or name as it appears
10 on the voter registration rolls. †

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

16 ~~(4) unless the applicant declines to register to vote~~
17 ~~or to change his or her registered residence address or~~
18 ~~name, require the applicant to attest, by signature under~~
19 ~~penalty of perjury, to meeting the qualifications to~~
20 ~~register to vote in Illinois at his or her residence~~
21 ~~address as indicated on his or her dual purpose~~
22 ~~application.~~

23 (c) As provided in subsection (a) of this Section, each
24 designated automatic voter registration agency that does not
25 collect or cross-reference records containing reliable
26 personal information indicating citizenship status may provide

1 that an application, an application for renewal, a change of
2 address form, or a recertification form for a license, permit,
3 program, or service shall serve as a dual-purpose application.
4 The dual-purpose application shall:

5 (1) also serve as an application to register to vote
6 in 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 (c-5) (Blank). ~~The designated automatic voter registration~~
18 ~~agency shall clearly and conspicuously inform each applicant~~
19 ~~in writing: (i) of the qualifications to register to vote in~~
20 ~~Illinois, (ii) of the penalties provided by law for submission~~
21 ~~of a false voter registration application, (iii) that, unless~~
22 ~~the applicant declines to register to vote or update his or her~~
23 ~~voter registration, his or her application shall also serve as~~
24 ~~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 the dual purpose application, (iv) that~~
5 ~~information identifying the agency at which he or she applied~~
6 ~~to register to vote is confidential, (v) that declining to~~
7 ~~register to vote is confidential and will not affect any~~
8 ~~services the person may be seeking from the agency, and (vi)~~
9 ~~any additional information needed in order to comply with~~
10 ~~Section 7 of the federal National Voter Registration Act of~~
11 ~~1993.~~

12 (d) The designated automatic voter registration agency
13 shall review information provided to the agency by the State
14 Board of Elections to inform each applicant covered by
15 subsection (c) whether the applicant is currently registered
16 to vote in Illinois and, if registered, at what address.

17 (e) The designated automatic voter registration agency
18 shall not require an applicant for a dual-purpose application
19 to provide duplicate identification or information in order to
20 complete an application to register to vote or change his or
21 her registered residence address or name. Before transmitting
22 any personal information about an applicant to the State Board
23 of Elections, the agency shall review its records of the
24 identification documents the applicant provided or that the
25 agency cross-references in order to complete the dual-purpose
26 application, to confirm that nothing in those documents

1 indicates that the applicant does not satisfy the
2 qualifications to register to vote in Illinois at his or her
3 residence address. A completed and signed dual-purpose
4 application, including a completed application under
5 subsection (c) of this Section with a separate signature
6 attesting that the applicant meets the qualifications to
7 register to vote in Illinois at his or her residence address as
8 indicated on his or her application, shall constitute an
9 application to register to vote in Illinois at the residence
10 address indicated in the application ~~unless the person~~
11 ~~affirmatively declined in the application to register to vote~~
12 ~~or to change his or her registered residence address or name.~~
13 If the identification documents provided to complete the
14 dual-purpose application, or that the agency cross-references,
15 indicate that he or she does not satisfy the qualifications to
16 register to vote in Illinois at his or her residence address,
17 the application shall be marked as incomplete.

18 (f) For each completed and signed dual-purpose application
19 that constitutes an application to register to vote in
20 Illinois or provides for a change in the applicant's
21 registered residence address or name, the designated automatic
22 voter registration agency shall electronically transmit to the
23 State Board of Elections personal information needed to
24 complete the person's registration to vote in Illinois at his
25 or her residence address. The application to register to vote
26 shall be processed in accordance with Section 1A-16.7.

1 (g) As used in this Section:

2 "Designated automatic voter registration agency" or
3 "agency" means the divisions of Family and Community
4 Services and Rehabilitation Services of the Department of
5 Human Services, the Department of Employment Security, the
6 Department of Financial and Professional Regulation, the
7 Department of Natural Resources, or an agency of the
8 State, local, tribal, or federal government that has been
9 determined by the State Board of Elections to have access
10 to reliable personal information and has entered into an
11 interagency contract with the State Board of Elections to
12 participate in the automatic voter registration program
13 under this Section. If an agency under this Section
14 collects or cross-references reliable personal information
15 indicating citizenship status for more than one person
16 listed on an application for a license, permit, program,
17 or service, each person for whom the agency collects or
18 cross-references reliable personal information indicating
19 citizenship status shall be considered an applicant under
20 this Section and the application shall serve as a
21 dual-purpose application for each such person.

22 "Dual-purpose application" means an application, an
23 application for renewal, a change of address form, or a
24 recertification form for a license, permit, program, or
25 service offered by a designated automatic voter
26 registration agency that also serves as an application to

1 register to vote in Illinois.

2 "Reliable personal information" means information
3 about individuals obtained from government sources that
4 may be used to verify whether an individual is eligible to
5 register to vote.

6 (h) This Section shall be implemented no later than July
7 1, 2019.

8 (i) The Department of Healthcare and Family Services shall
9 implement, as permitted by applicable federal law, an
10 automatic voter registration system under this Section for
11 applicants for Illinois Medicaid no later than July 1, 2023.

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

13 (10 ILCS 5/1A-16.7)

14 Sec. 1A-16.7. Automatic voter registration.

15 (a) The State Board of Elections shall establish and
16 maintain a portal for automatic government agency voter
17 registration that permits an eligible person to electronically
18 apply to register to vote or to update his or her existing
19 voter registration as provided in Section 1A-16.1 or Section
20 1A-16.2. The portal shall interface with the online voter
21 registration system established in Section 1A-16.5 of this
22 Code and shall be capable of receiving and processing voter
23 registration application information, including electronic
24 signatures, from the Office of the Secretary of State and each
25 designated automatic voter registration agency, as defined in

1 Section 1A-16.2. The State Board of Elections may
2 cross-reference voter registration information from any
3 designated automatic voter registration agency, as defined
4 under Section 1A-16.2 of this Code, with information contained
5 in the database of the Secretary of State as provided under
6 subsection (c) of Section 1A-16.5 of this Code. The State
7 Board of Elections shall modify the online voter registration
8 system as necessary to implement this Section.

9 (b) Voter registration data received from the Office of
10 the Secretary of State or a designated automatic voter
11 registration agency through the online registration
12 application system shall be processed as provided in Section
13 1A-16.5 of this Code.

14 (c) The State Board of Elections shall establish technical
15 specifications applicable to each automatic government
16 registration program, including data format and transmission
17 specifications. The Office of the Secretary of State and each
18 designated automatic voter registration agency shall maintain
19 a data transfer mechanism capable of transmitting voter
20 registration application information, including electronic
21 signatures where available, to the online voter registration
22 system established in Section 1A-16.5 of this Code.

23 (d) The State Board of Elections shall, by rule, establish
24 criteria and procedures for determining whether an agency of
25 the State or federal government seeking to become a designated
26 automatic voter registration agency has access to reliable

1 personal information, as defined under this subsection (d) and
2 subsection (f) of Section 1A-16.2 of this Code, and otherwise
3 meets the requirements to enter into an interagency contract
4 and to operate as a designated automatic voter registration
5 agency. The State Board of Elections shall approve each
6 interagency contract upon affirmative vote of a majority of
7 its members.

8 As used in this subsection (d), "reliable personal
9 information" means information about individuals obtained from
10 government sources that may be used to verify whether an
11 individual is eligible to register to vote.

12 (e) Whenever an applicant's data is transferred from the
13 Office of the Secretary of State or a designated automatic
14 voter registration agency, the agency must transmit a
15 signature image if available. If no signature image was
16 provided by the agency, and ~~or~~ if no signature image is
17 available in the Office of the Secretary of State's database,
18 ~~or~~ the statewide voter registration database, or other
19 database available to the State Board of Elections, the
20 applicant must be notified that his or her registration will
21 remain in a pending status until the applicant: ~~and the~~
22 ~~applicant will be required to~~

23 (i) provides ~~provide~~ identification that
24 complies with the federal Help America Vote Act of
25 2002 and a signature to the election authority on
26 election day in the polling place or during early

1 voting; ~~or~~

2 (ii) provides identification that complies
3 with the federal Help America Vote Act of 2002 and
4 a signature with a mail ballot, or provides a
5 signature according to the procedures in
6 subsection (q-5) of Section 19-8; or

7 (iii) provides a signature in response to the
8 notice described in subsection (q) or by other
9 paper or electronic means determined by the State
10 Board of Elections.

11 (f) Upon receipt of personal information collected and
12 transferred by the Office of the Secretary of State or a
13 designated automatic voter registration agency, the State
14 Board of Elections shall check the information against the
15 statewide voter registration database. The State Board of
16 Elections shall create and electronically transmit to the
17 appropriate election authority a voter registration
18 application for any individual who is not registered to vote
19 in Illinois and is not disqualified as provided in this
20 Section or whose information reliably indicates a more recent
21 update to the name or address of a person already included in
22 the statewide voter database. The election authority shall
23 process the application accordingly.

24 (g) The appropriate election authority shall ensure that
25 any applicant who is registered to vote or whose existing
26 voter registration is updated under this Section is promptly

1 sent written notice of the change. The notice required by this
2 subsection (g) may be sent or combined with other notices
3 required or permitted by law, including, but not limited to,
4 any notices sent pursuant to Section 1A-16.5 of this Code. Any
5 notice required by this subsection (g) shall contain, at a
6 minimum: (i) the applicant's name and residential address as
7 reflected on the voter registration list; ~~(ii) a statement~~
8 ~~notifying the applicant to contact the appropriate election~~
9 ~~authority if his or her voter registration has been updated in~~
10 ~~error;~~ (ii) ~~(iii)~~ the qualifications to register to vote in
11 Illinois; ~~(iv) a statement notifying the applicant that he or~~
12 ~~she may opt out of voter registration or request a change to~~
13 ~~his or her registration information at any time by contacting~~
14 ~~an election official;~~ and (iii) ~~(v)~~ contact information for
15 the appropriate election authority, including a phone number,
16 address, electronic mail address, and website address. For an
17 applicant newly registered pursuant to subsection (b) of
18 Section 1A-16.1 or subsection (b) Section 1A-16.2, the notice
19 shall contain: (i) a notice that the individual is registered
20 to vote unless the individual declines to be registered and
21 that if the person wishes to decline to be registered, he or
22 she may return a postage-prepaid notice of declination; and
23 (ii) the notices required by Section 5(c)(2) of the National
24 Voter Registration Act of 1993, provide a signature pursuant
25 to subsection (e), and select a language for election
26 materials if applicable to the jurisdiction. For an existing

1 registrant whose information has been updated, the notice
2 shall include a postage-prepaid opportunity to indicate his or
3 her voter registration has been updated in error.

4 (g-5) If an applicant newly registered pursuant to
5 subsection (b) of Section 1A-16.1 or subsection (b) of Section
6 1A-16.2 returns the notice described in subsection (g)
7 declining to be registered, the applicant's voter registration
8 record shall be cancelled in the statewide voter registration
9 database and if such declination form is received back to the
10 election authority within 21 days after mailing the notice,
11 the applicant shall be deemed never to have been registered.
12 If a person sent a notice required under subsection (g) casts a
13 ballot or makes an application for a vote by mail ballot
14 between the date of the automatic voter registration agency
15 transaction and the 21st day after the mailing of such a
16 notice, then the person shall be deemed not to have declined to
17 register to vote pursuant to the subsection.

18 (h) The appropriate election authority shall ensure that
19 any applicant whose voter registration application is not
20 accepted or deemed incomplete is promptly sent written notice
21 of the application's status. The notice required by this
22 subsection may be sent or combined with other notices required
23 or permitted by law, including, but not limited to, any
24 notices sent pursuant to Section 1A-16.5 of this Code. Any
25 notice required by this subsection (h) shall contain, at a
26 minimum, the reason the application was not accepted or deemed

1 incomplete and contact information for the appropriate
2 election authority, including a phone number, address,
3 electronic mail address, and website address.

4 (i) If the Office of the Secretary of State or a designated
5 automatic voter registration agency transfers information, or
6 if the State Board of Elections creates and transmits a voter
7 registration application, for a person who does not qualify as
8 an eligible voter, then it shall not constitute a completed
9 voter registration form, and the person shall not be
10 considered to have registered to vote.

11 (j) If the registration is processed by any election
12 authority, then it shall be presumed to have been effected and
13 officially authorized by the State, and that person shall not
14 be found on that basis to have made a false claim to
15 citizenship or to have committed an act of moral turpitude,
16 nor shall that person be subject to penalty under any relevant
17 laws, including, but not limited to, Sections 29-10 and 29-19
18 of this Code. This subsection (j) does not apply to a person
19 who knows that he or she is not entitled to register to vote
20 and who willfully votes, registers to vote, or attests under
21 penalty of perjury that he or she is eligible to register to
22 vote or willfully attempts to vote or to register to vote.

23 (k) The State Board of Elections, the Office of the
24 Secretary of State, and each designated automatic voter
25 registration agency shall implement policies and procedures to
26 protect the privacy and security of voter information as it is

1 acquired, stored, and transmitted among agencies, including
2 policies for the retention and preservation of voter
3 information. Information designated as confidential under this
4 Section may be recorded and shared among the State Board of
5 Elections, election authorities, the Office of the Secretary
6 of State, and designated automatic voter registration
7 agencies, but shall be used only for voter registration
8 purposes, shall not be disclosed to the public except in the
9 aggregate as required by subsection (m) of this Section, and
10 shall not be subject to the Freedom of Information Act. The
11 following information shall be designated as confidential:

12 (1) any portion of an applicant's Social Security
13 number;

14 (2) any portion of an applicant's driver's license
15 number or State identification number;

16 (3) an applicant's decision to decline voter
17 registration;

18 (4) the identity of the person providing information
19 relating to a specific applicant; ~~and~~

20 (5) the personal residence and contact information of
21 any applicant for whom notice has been given by an
22 appropriate legal authority; and -

23 (6) the personal residence and contact information
24 relating to an applicant who returns a notice under
25 subsection (g) declining to register to vote and received
26 back to the election authority within 21 days after

1 mailing such a notice or for whom such a 21-day period has
2 not passed.

3 This subsection (k) shall not apply to information the
4 State Board of Elections is required to share with the
5 Electronic Registration Information Center.

6 (1) The voter registration procedures implemented under
7 this Section shall comport with the federal National Voter
8 Registration Act of 1993, as amended, and shall specifically
9 require that the State Board of Elections track registration
10 data received through the online registration system that
11 originated from a designated automatic voter registration
12 agency for the purposes of maintaining statistics.

13 Nothing in this Code shall require designated voter
14 registration agencies to transmit information that is
15 confidential client information under State or federal law
16 without the consent of the applicant.

17 (m) The State Board of Elections, each election authority
18 that maintains a website, the Office of the Secretary of
19 State, and each designated automatic voter registration agency
20 that maintains a website shall provide information on their
21 websites informing the public about the new registration
22 procedures described in this Section. The Office of the
23 Secretary of State and each designated automatic voter
24 registration agency shall display signage or provide
25 literature for the public containing information about the new
26 registration procedures described in this Section.

1 (n) No later than 6 months after the effective date of this
2 amendatory Act of the 100th General Assembly, the State Board
3 of Elections shall hold at least one public hearing on
4 implementing this amendatory Act of the 100th General Assembly
5 at which the public may provide input.

6 (o) The State Board of Elections shall submit an annual
7 public report to the General Assembly and the Governor
8 detailing the progress made to implement this Section. The
9 report shall include all of the following: the number of
10 records transferred under this Section by agency, the number
11 of voters newly added to the statewide voter registration list
12 because of records transferred under this Section by agency,
13 the number of updated registrations under this Section by
14 agency, the number of persons who opted out of voter
15 registration, and the number of voters who submitted voter
16 registration forms using the online procedure described in
17 Section 1A-16.5 of this Code. The 2018 and 2019 annual reports
18 may include less detail if election authorities are not
19 equipped to provide complete information to the State Board of
20 Elections. Any report produced under this subsection (o) shall
21 exclude any information that identifies any individual
22 personally.

23 (p) The State Board of Elections, in consultation with
24 election authorities, the Office of the Secretary of State,
25 designated automatic voter registration agencies, and
26 community organizations, shall adopt rules as necessary to

1 implement the provisions of this Section.

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

3 (10 ILCS 5/1A-16.8)

4 Sec. 1A-16.8. Automatic transfer of registration based
5 upon information from the National Change of Address database
6 and designated automatic voter registration agencies.

7 (a) The State Board of Elections shall cross-reference the
8 statewide voter registration database against the United
9 States Postal Service's National Change of Address database
10 twice each calendar year, April 15 and October 1 in
11 odd-numbered years and April 15 and December 1 in
12 even-numbered years or with the same frequency as in
13 subsection (b) of this Section, and shall share the findings
14 with the election authorities.

15 (b) In addition, beginning no later than September 1,
16 2017, the State Board of Elections shall utilize data provided
17 as part of its membership in the Electronic Registration
18 Information Center in order to cross-reference the statewide
19 voter registration database against databases of relevant
20 personal information kept by designated automatic voter
21 registration agencies, including, but not limited to, driver's
22 license information kept by the Secretary of State, at least 6
23 times each calendar year and shall share the findings with
24 election authorities.

25 This subsection (b) shall no longer apply once Sections

1 1A-16.1 and 1A-16.2 of this Code are fully implemented as
2 determined by the State Board of Elections. Upon a
3 determination by the State Board of Elections of full
4 implementation of Sections 1A-16.1 and 1A-16.2 of this Code,
5 the State Board of Elections shall file notice of full
6 implementation and the inapplicability of this subsection (b)
7 with the Index Department of the Office of the Secretary of
8 State, the Governor, the General Assembly, and the Legislative
9 Reference Bureau.

10 (b-5) The State Board of Elections shall not be required
11 to share any data on any voter attained using the National
12 Change of Address database under subsection (a) of this
13 Section if that voter has a more recent government transaction
14 indicated using the cross-reference under subsection (b) of
15 this Section. If there is contradictory or unclear data
16 between data obtained under subsections (a) and (b) of this
17 Section, then data obtained under subsection (b) of this
18 Section shall take priority.

19 (c) An election authority shall automatically register any
20 voter who has moved into its jurisdiction from another
21 jurisdiction in Illinois or has moved within its jurisdiction
22 provided that:

23 (1) the election authority whose jurisdiction includes
24 the new registration address provides the voter an
25 opportunity to reject the change in registration address
26 through a mailing, sent by non-forwardable mail, to the

1 new registration address, and

2 (2) when the election authority whose jurisdiction
3 includes the previous registration address is a different
4 election authority, then that election authority provides
5 the same opportunity through a mailing, sent by
6 forwardable mail, to the previous registration address.

7 This change in registration shall trigger the same
8 inter-jurisdictional or intra-jurisdictional workflows as if
9 the voter completed a new registration card, including the
10 cancellation of the voter's previous registration. Should the
11 registration of a voter be changed from one address to another
12 within the State and should the voter appear at the polls and
13 offer to vote from the prior registration address, attesting
14 that the prior registration address is the true current
15 address, the voter, if confirmed by the election authority as
16 having been registered at the prior registration address and
17 canceled only by the process authorized by this Section, shall
18 be issued a regular ballot, and the change of registration
19 address shall be canceled. If the election authority is unable
20 to immediately confirm the registration, the voter shall be
21 permitted to register and vote a regular ballot, provided that
22 he or she meets the documentary requirements for same-day
23 registration. If the election authority is unable to confirm
24 the registration and the voter does not meet the requirements
25 for same-day registration, the voter shall be issued a
26 provisional ballot.

1 (c-5) An agency that does not collect or cross-reference
2 reliable personal information indicating citizenship status
3 may enter into an agreement with the State Board of Elections
4 to transmit information that shall serve only to update an
5 applicant's existing voter registration record. The agency
6 shall transmit information on all clients who may be
7 registered to vote with a clear indication that the
8 information shall be used only for updates. The State Board of
9 Elections shall determine which applicants are already
10 registered to vote and, for any voter whose information
11 provided to the agency differs from that on the voter
12 registration record, provide that information to the voter's
13 local election authority who shall update a registered voter's
14 records in accordance with the procedures in Section 1A-16.7.
15 The State Board of Election and local election authority shall
16 take no action under this subsection for any applicant not
17 already registered to vote.

18 (d) No voter shall be disqualified from voting due to an
19 error relating to an update of registration under this
20 Section.

21 (Source: P.A. 99-522, eff. 6-30-16; 100-464, eff. 8-28-17.)

22 Section 10. The Illinois Vehicle Code is amended by
23 changing Section 2-105 as follows:

24 (625 ILCS 5/2-105) (from Ch. 95 1/2, par. 2-105)

1 Sec. 2-105. Offices of Secretary of State.

2 (a) The Secretary of State shall maintain offices in the
3 State capital and in such other places in the State as he may
4 deem necessary to properly carry out the powers and duties
5 vested in him.

6 (b) The Secretary of State may construct and equip one or
7 more buildings in the State of Illinois outside of the County
8 of Sangamon as he deems necessary to properly carry out the
9 powers and duties vested in him. The Secretary of State may, on
10 behalf of the State of Illinois, acquire public or private
11 property needed therefor by lease, purchase or eminent domain.
12 The care, custody and control of such sites and buildings
13 constructed thereon shall be vested in the Secretary of State.
14 Expenditures for the construction and equipping of any of such
15 buildings upon premises owned by another public entity shall
16 not be subject to the provisions of any State law requiring
17 that the State be vested with absolute fee title to the
18 premises. The exercise of the authority vested in the
19 Secretary of State by this Section is subject to the
20 appropriation of the necessary funds.

21 (c) Pursuant to Sections 1A-16.1, 1A-16.7, and 1A-25 of
22 the Election Code, the Secretary of State shall make driver
23 services facilities available for use as places of accepting
24 applications for voter registration.

25 (d) (Blank).

26 (e) Each person applying at a driver services facility for

1 a driver's license or permit, a corrected driver's license or
2 permit, an Illinois identification card or a corrected
3 Illinois identification card shall be notified, under the
4 procedures set forth in Sections 1A-16.1 and 1A-16.7 of the
5 Election Code, that ~~unless he or she affirmatively declines,~~
6 his or her personal information shall be transferred to the
7 State Board of Elections for the purpose of creating an
8 electronic voter registration application. Such notification
9 may be made in writing or verbally issued by an employee or the
10 Secretary of State.

11 The Secretary of State shall promulgate such rules as may
12 be necessary for the efficient execution of his duties and the
13 duties of his employees under this Section.

14 (f) Any person applying at a driver services facility for
15 issuance or renewal of a driver's license or Illinois
16 Identification Card shall be provided, without charge, with a
17 brochure warning the person of the dangers of financial
18 identity theft. The Department of Financial and Professional
19 Regulation shall prepare these brochures and provide them to
20 the Secretary of State for distribution. The brochures shall
21 (i) identify signs warning the reader that he or she might be
22 an intended victim of the crime of financial identity theft,
23 (ii) instruct the reader in how to proceed if the reader
24 believes that he or she is the victim of the crime of identity
25 theft, and (iii) provide the reader with names and telephone
26 numbers of law enforcement and other governmental agencies

1 that provide assistance to victims of financial identity
2 theft.

3 (g) The changes made by this amendatory Act of the 100th
4 General Assembly shall be implemented no later than July 1,
5 2018.

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

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.