



Sen. Ram Villivalam

Filed: 1/26/2022

10200SB3432sam001

LRB102 24618 AWJ 35140 a

1 AMENDMENT TO SENATE BILL 3432

2 AMENDMENT NO. _____. Amend Senate Bill 3432 by replacing
3 everything after the enacting clause with the following:

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

1 driver's license, or a State identification card issued by the
2 Office of the Secretary of State, an applicant presents an
3 identification document that demonstrates United States
4 citizenship and is of age to register to vote or the
5 information provided to the Office pursuant to subsection (c)
6 indicates that the applicant is currently registered to vote
7 in Illinois, ~~meets the requirements of the federal REAL ID Act~~
8 ~~of 2005,~~ then that application shall serve as a dual-purpose
9 application unless the applicant declines in accordance with
10 subsection (g) of Section 1A-16.7. The dual-purpose
11 application shall:

12 (1) also serve as an application to register to vote
13 in Illinois; and

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

17 ~~(3) provide the applicant with an opportunity to~~
18 ~~affirmatively decline to register to vote or to change his~~
19 ~~or her registered residence address or name by providing a~~
20 ~~check box on the application form without requiring the~~
21 ~~applicant to state the reason; and~~

22 ~~(4) unless the applicant declines to register to vote~~
23 ~~or change his or her registered residence address or name,~~
24 ~~require the applicant to attest, by signature under~~
25 ~~penalty of perjury as described in subsection (c) of this~~
26 ~~Section, to meeting the qualifications to register to vote~~

1 ~~in Illinois at his or her residence address as indicated~~
2 ~~on his or her driver's license or identification card~~
3 ~~dual-purpose application.~~

4 (b-5) If, as part of an application, an application for
5 renewal, a change of address form, or a recertification form
6 for a driver's license, other than a temporary visitor's
7 driver's license, or a State identification card issued by the
8 Office of the Secretary of State, an applicant presents an
9 identification document that neither demonstrates United
10 States citizenship nor demonstrates lack of United States
11 citizenship and the information provided to the Office
12 pursuant to subsection (c) does not indicate that the
13 applicant is currently registered to vote in Illinois, does
14 ~~not meet the requirements of the federal REAL ID Act of 2005,~~
15 then that application shall serve as a dual-purpose
16 application. The dual-purpose application shall:

17 (1) also serve as an application to register to vote
18 in Illinois;

19 (2) (blank); and ~~allow an applicant to change his or~~
20 ~~her registered residence address or name as it appears on~~
21 ~~the voter registration rolls; and~~

22 (3) if the applicant chooses to register to vote ~~or to~~
23 ~~change his or her registered residence address or name,~~
24 then require the applicant to attest, by a separate
25 signature under penalty of perjury, to meeting the
26 qualifications to register to vote in Illinois at his or

1 her residence address as indicated on his or her
2 dual-purpose application.

3 (b-10) (Blank). ~~The Office of the Secretary of State shall~~
4 ~~clearly and conspicuously inform each applicant in writing:~~
5 ~~(i) of the qualifications to register to vote in Illinois,~~
6 ~~(ii) of the penalties provided by law for submission of a false~~
7 ~~voter registration application, (iii) that, unless the~~
8 ~~applicant declines to register to vote or update his or her~~
9 ~~voter registration, his or her dual purpose application shall~~
10 ~~also serve as both an application to register to vote and his~~
11 ~~or her attestation that he or she meets the eligibility~~
12 ~~requirements for voter registration, and that his or her~~
13 ~~application to register to vote or update his or her~~
14 ~~registration will be transmitted to the State Board of~~
15 ~~Elections for the purpose of registering the person to vote at~~
16 ~~the residence address to be indicated on his or her driver's~~
17 ~~license or identification card, and (iv) that declining to~~
18 ~~register to vote is confidential and will not affect any~~
19 ~~services the person may be seeking from the Office of the~~
20 ~~Secretary of State.~~

21 (c) The Office of the Secretary of State shall review
22 information provided to the Office of the Secretary of State
23 by the State Board of Elections to determine whether each
24 ~~inform each applicant for a driver's license or permit, other~~
25 ~~than a temporary visitor's driver's license, or a State~~
26 ~~identification card issued by the Office of the Secretary of~~

1 ~~State whether the~~ applicant under subsections (b) and (b-5) is
2 currently registered to vote in Illinois and, if registered,
3 at what address.

4 (d) The Office of the Secretary of State shall not require
5 an applicant for a driver's license or State identification
6 card to provide duplicate identification or information in
7 order to complete an application to register to vote or change
8 his or her registered residence address or name. Before
9 transmitting any personal information about an applicant to
10 the State Board of Elections, the Office of the Secretary of
11 State shall review its records of the identification documents
12 the applicant provided in order to complete the application
13 for a driver's license or State identification card, to
14 confirm that nothing in those documents indicates that the
15 applicant does not satisfy the qualifications to register to
16 vote in Illinois at his or her residence address. If an
17 applicant provides the Secretary of State with an
18 identification document demonstrating a lack of United States
19 citizenship, the application shall not serve as a dual-purpose
20 application under this Section.

21 (e) A completed, signed application for (i) a driver's
22 license or permit, other than a temporary visitor's driver's
23 license, or a State identification card issued by the Office
24 of the Secretary of State as part of which an applicant
25 presents an identification document that demonstrates that the
26 applicant is a United States citizen and is of age to register

1 to vote or for which the information provided to the Office
2 pursuant to subsection (c) indicates that the applicant is
3 currently registered to vote in Illinois, ~~that meets the~~
4 ~~requirements of the federal REAL ID Act of 2005;~~ or (ii) a
5 completed application under subsection (b-5) of this Section
6 with a separate signature attesting the applicant meets the
7 qualifications to register to vote in Illinois at his or her
8 residence address as indicated on his or her application shall
9 constitute a signed application to register to vote in
10 Illinois at the residence address indicated in the application
11 ~~unless the person affirmatively declined in the application to~~
12 ~~register to vote or to change his or her registered residence~~
13 ~~address or name.~~ If the identification documents provided to
14 complete the dual-purpose application indicate that he or she
15 does not satisfy the qualifications to register to vote in
16 Illinois at his or her residence address, the application
17 shall be marked as incomplete.

18 (f) For each completed and signed application that
19 constitutes an application to register to vote in Illinois or
20 provides for a change in the applicant's registered residence
21 address or name, the Office of the Secretary of State shall
22 electronically transmit to the State Board of Elections
23 personal information needed to complete the person's
24 registration to vote in Illinois at his or her residence
25 address, including the applicant's choice of language other
26 than English during the licensing transaction. The application

1 to register to vote shall be processed in accordance with
2 Section 1A-16.7.

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

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

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

20 (10 ILCS 5/1A-16.2)

21 Sec. 1A-16.2. Automatic voter registration; designated
22 automatic voter registration agencies.

23 (a) Each designated automatic voter registration agency
24 shall, pursuant to an interagency contract and jointly-adopted
25 rules with the State Board of Elections, agree to participate

1 in an automatic voter registration program established by the
2 State Board of Elections that satisfies the requirements of
3 this Section and other applicable law. If the designated
4 automatic voter registration agency provides applications,
5 applications for renewal, change of address forms, filing, or
6 recertification forms to individuals for services offered by
7 another agency, then the State Board of Elections and the
8 designated automatic voter agency shall consult with the other
9 agency. The State Board of Elections shall consider the
10 current technological capabilities of the designated voter
11 registration agency when drafting interagency contracts and
12 jointly-adopted rules. The State Board of Elections and the
13 designated automatic voter registration agency shall amend
14 these contracts and rules as the technological capabilities of
15 the designated voter registration agencies improve.

16 (b) As provided in subsection (a) of this Section, each
17 designated automatic voter registration agency that collects
18 or cross-references reliable personal information indicating
19 citizenship status may provide that an application for a
20 license, permit, program, or service shall serve as a
21 dual-purpose application. The dual-purpose application shall:

22 (1) also serve as an application to register to vote
23 in Illinois; and

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

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

6 ~~(4) unless the applicant declines to register to vote~~
7 ~~or to change his or her registered residence address or~~
8 ~~name, require the applicant to attest, by signature under~~
9 ~~penalty of perjury, to meeting the qualifications to~~
10 ~~register to vote in Illinois at his or her residence~~
11 ~~address as indicated on his or her dual-purpose~~
12 ~~application.~~

13 (c) As provided in subsection (a) of this Section, each
14 designated automatic voter registration agency that does not
15 collect or cross-reference records containing reliable
16 personal information indicating citizenship status may provide
17 that an application, an application for renewal, a change of
18 address form, or a recertification form for a license, permit,
19 program, or service shall serve as a dual-purpose application.
20 The dual-purpose application shall:

21 (1) also serve as an application to register to vote
22 in Illinois;

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

26 (3) if the applicant chooses to register to vote or to

1 change his or her registered residence address or name,
2 then require the applicant to attest, by a separate
3 signature under penalty of perjury, to meeting the
4 qualifications to register to vote in Illinois at his or
5 her residence address as indicated on his or her
6 dual-purpose application.

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

1 ~~1993.~~

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

7 (e) The designated automatic voter registration agency
8 shall not require an applicant for a dual-purpose application
9 to provide duplicate identification or information in order to
10 complete an application to register to vote or change his or
11 her registered residence address or name. Before transmitting
12 any personal information about an applicant to the State Board
13 of Elections, the agency shall review its records of the
14 identification documents the applicant provided or that the
15 agency cross-references in order to complete the dual-purpose
16 application, to confirm that nothing in those documents
17 indicates that the applicant does not satisfy the
18 qualifications to register to vote in Illinois at his or her
19 residence address. A completed and signed dual-purpose
20 application, including a completed application under
21 subsection (c) of this Section with a separate signature
22 attesting that the applicant meets the qualifications to
23 register to vote in Illinois at his or her residence address as
24 indicated on his or her application, shall constitute an
25 application to register to vote in Illinois at the residence
26 address indicated in the application ~~unless the person~~

1 ~~affirmatively declined in the application to register to vote~~
2 ~~or to change his or her registered residence address or name.~~

3 If the identification documents provided to complete the
4 dual-purpose application, or that the agency cross-references,
5 indicate that he or she does not satisfy the qualifications to
6 register to vote in Illinois at his or her residence address,
7 the application shall be marked as incomplete.

8 (f) For each completed and signed dual-purpose application
9 that constitutes an application to register to vote in
10 Illinois or provides for a change in the applicant's
11 registered residence address or name, the designated automatic
12 voter registration agency shall electronically transmit to the
13 State Board of Elections personal information needed to
14 complete the person's registration to vote in Illinois at his
15 or her residence address. The application to register to vote
16 shall be processed in accordance with Section 1A-16.7.

17 (g) As used in this Section:

18 "Designated automatic voter registration agency" or
19 "agency" means the divisions of Family and Community
20 Services and Rehabilitation Services of the Department of
21 Human Services, the Department of Employment Security, the
22 Department of Financial and Professional Regulation, the
23 Department of Natural Resources, or an agency of the
24 State, local, tribal, or federal government that has been
25 determined by the State Board of Elections to have access
26 to reliable personal information and has entered into an

1 interagency contract with the State Board of Elections to
2 participate in the automatic voter registration program
3 under this Section. If an agency under this Section
4 collects or cross-references reliable personal information
5 indicating citizenship status for more than one person
6 listed on an application for a license, permit, program,
7 or service, each person for whom the agency collects or
8 cross-references reliable personal information indicating
9 citizenship status shall be considered an applicant under
10 this Section and the application shall serve as a
11 dual-purpose application for each such person.

12 "Dual-purpose application" means an application, an
13 application for renewal, a change of address form, or a
14 recertification form for a license, permit, program, or
15 service offered by a designated automatic voter
16 registration agency that also serves as an application to
17 register to vote in Illinois.

18 "Reliable personal information" means information
19 about individuals obtained from government sources that
20 may be used to verify whether an individual is eligible to
21 register to vote.

22 (h) This Section shall be implemented no later than July
23 1, 2019.

24 (i) The Department of Healthcare and Family Services shall
25 implement, as permitted by applicable federal law, an
26 automatic voter registration system under this Section for

1 applicants for Illinois Medicaid no later than July 1, 2023.

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

3 (10 ILCS 5/1A-16.7)

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

5 (a) The State Board of Elections shall establish and
6 maintain a portal for automatic government agency voter
7 registration that permits an eligible person to electronically
8 apply to register to vote or to update his or her existing
9 voter registration as provided in Section 1A-16.1 or Section
10 1A-16.2. The portal shall interface with the online voter
11 registration system established in Section 1A-16.5 of this
12 Code and shall be capable of receiving and processing voter
13 registration application information, including electronic
14 signatures, from the Office of the Secretary of State and each
15 designated automatic voter registration agency, as defined in
16 Section 1A-16.2. The State Board of Elections may
17 cross-reference voter registration information from any
18 designated automatic voter registration agency, as defined
19 under Section 1A-16.2 of this Code, with information contained
20 in the database of the Secretary of State as provided under
21 subsection (c) of Section 1A-16.5 of this Code. The State
22 Board of Elections shall modify the online voter registration
23 system as necessary to implement this Section.

24 (b) Voter registration data received from the Office of
25 the Secretary of State or a designated automatic voter

1 registration agency through the online registration
2 application system shall be processed as provided in Section
3 1A-16.5 of this Code.

4 (c) The State Board of Elections shall establish technical
5 specifications applicable to each automatic government
6 registration program, including data format and transmission
7 specifications. The Office of the Secretary of State and each
8 designated automatic voter registration agency shall maintain
9 a data transfer mechanism capable of transmitting voter
10 registration application information, including electronic
11 signatures where available, to the online voter registration
12 system established in Section 1A-16.5 of this Code.

13 (d) The State Board of Elections shall, by rule, establish
14 criteria and procedures for determining whether an agency of
15 the State or federal government seeking to become a designated
16 automatic voter registration agency has access to reliable
17 personal information, as defined under this subsection (d) and
18 subsection (f) of Section 1A-16.2 of this Code, and otherwise
19 meets the requirements to enter into an interagency contract
20 and to operate as a designated automatic voter registration
21 agency. The State Board of Elections shall approve each
22 interagency contract upon affirmative vote of a majority of
23 its members.

24 As used in this subsection (d), "reliable personal
25 information" means information about individuals obtained from
26 government sources that may be used to verify whether an

1 individual is eligible to register to vote.

2 (e) Whenever an applicant's data is transferred from the
3 Office of the Secretary of State or a designated automatic
4 voter registration agency, the agency must transmit a
5 signature image if available. If no signature image was
6 provided by the agency, and ~~or~~ if no signature image is
7 available in the Office of the Secretary of State's database, or
8 ~~or~~ the statewide voter registration database, or other
9 database available to the State Board of Elections, the
10 applicant must be notified that his or her registration will
11 remain in a pending status until the applicant: ~~and the~~
12 ~~applicant will be required to~~

13 (i) provides ~~provide~~ identification that
14 complies with the federal Help America Vote Act of
15 2002 and a signature to the election authority on
16 election day in the polling place or during early
17 voting; ~~or~~

18 (ii) provides identification that complies
19 with the federal Help America Vote Act of 2002 and
20 a signature with a mail ballot, or provides a
21 signature according to the procedures in
22 subsection (g-5) of Section 19-8; or

23 (iii) provides a signature in response to the
24 notice described in subsection (g) or by other
25 paper or electronic means determined by the State
26 Board of Elections.

1 (f) Upon receipt of personal information collected and
2 transferred by the Office of the Secretary of State or a
3 designated automatic voter registration agency, the State
4 Board of Elections shall check the information against the
5 statewide voter registration database. The State Board of
6 Elections shall create and electronically transmit to the
7 appropriate election authority a voter registration
8 application for any individual who is not registered to vote
9 in Illinois and is not disqualified as provided in this
10 Section or whose information reliably indicates a more recent
11 update to the name or address of a person already included in
12 the statewide voter database. The election authority shall
13 process the application accordingly. If the individual
14 provides the designated automatic voter registration agency
15 with an address designated by the Attorney General as a
16 substitute mailing address under Section 15 of the Address
17 Confidentiality for Victims of Domestic Violence, Sexual
18 Assault, Human Trafficking, or Stalking Act, or if the State
19 Board of Elections otherwise determines that the individual is
20 a program participant under Section 10 of the Address
21 Confidentiality for Victims of Domestic Violence, Sexual
22 Assault, Human Trafficking, or Stalking Act, the application
23 shall be deemed an Illinois Address Confidentiality Program
24 Voter Registration Application under Section 30 of the Address
25 Confidentiality for Victims of Domestic Violence, Sexual
26 Assault, Human Trafficking, or Stalking Act and rules and

1 procedures applicable to program participants shall apply to
2 the individual and the application.

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

1 registered, he or she may return a postage-prepaid notice of
2 declination; (ii) the notices required by Section 5(c)(2) of
3 the National Voter Registration Act of 1993; and (iii) a
4 postage prepaid opportunity to provide a signature pursuant to
5 subsection (e), and to select a language for election
6 materials if applicable to the jurisdiction. For an existing
7 registrant whose information has been updated, the notice
8 shall include a postage-prepaid opportunity to indicate his or
9 her voter registration has been updated in error.

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

24 (h) The appropriate election authority shall ensure that
25 any applicant whose voter registration application is not
26 accepted or deemed incomplete is promptly sent written notice

1 of the application's status. The notice required by this
2 subsection may be sent or combined with other notices required
3 or permitted by law, including, but not limited to, any
4 notices sent pursuant to Section 1A-16.5 of this Code. Any
5 notice required by this subsection (h) shall contain, at a
6 minimum, the reason the application was not accepted or deemed
7 incomplete and contact information for the appropriate
8 election authority, including a phone number, address,
9 electronic mail address, and website address.

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

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

1 penalty of perjury that he or she is eligible to register to
2 vote or willfully attempts to vote or to register to vote.

3 (k) The State Board of Elections, the Office of the
4 Secretary of State, and each designated automatic voter
5 registration agency shall implement policies and procedures to
6 protect the privacy and security of voter information as it is
7 acquired, stored, and transmitted among agencies, including
8 policies for the retention and preservation of voter
9 information. Information designated as confidential under this
10 Section may be recorded and shared among the State Board of
11 Elections, election authorities, the Office of the Secretary
12 of State, and designated automatic voter registration
13 agencies, but shall be used only for voter registration
14 purposes, shall not be disclosed to the public except in the
15 aggregate as required by subsection (m) of this Section, and
16 shall not be subject to the Freedom of Information Act. The
17 following information shall be designated as confidential:

18 (1) any portion of an applicant's Social Security
19 number;

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

22 (3) an applicant's decision to decline voter
23 registration;

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

26 (5) the personal residence and contact information of

1 any applicant for whom notice has been given by an
2 appropriate legal authority; and ~~and~~

3 (6) the personal residence and contact information
4 relating to an applicant who returns a notice under
5 subsection (g) declining to register to vote and received
6 back to the election authority within 21 days after
7 mailing such a notice or for whom such a 21-day period has
8 not passed.

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

12 (l) The voter registration procedures implemented under
13 this Section shall comport with the federal National Voter
14 Registration Act of 1993, as amended, and shall specifically
15 require that the State Board of Elections track registration
16 data received through the online registration system that
17 originated from a designated automatic voter registration
18 agency for the purposes of maintaining statistics.

19 Nothing in this Code shall require designated voter
20 registration agencies to transmit information that is
21 confidential client information under State or federal law
22 without the consent of the applicant.

23 (m) The State Board of Elections, each election authority
24 that maintains a website, the Office of the Secretary of
25 State, and each designated automatic voter registration agency
26 that maintains a website shall provide information on their

1 websites informing the public about the new registration
2 procedures described in this Section. The Office of the
3 Secretary of State and each designated automatic voter
4 registration agency shall display signage or provide
5 literature for the public containing information about the new
6 registration procedures described in this Section.

7 (n) No later than 6 months after the effective date of this
8 amendatory Act of the 100th General Assembly, the State Board
9 of Elections shall hold at least one public hearing on
10 implementing this amendatory Act of the 100th General Assembly
11 at which the public may provide input.

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

1 exclude any information that identifies any individual
2 personally.

3 (p) The State Board of Elections, in consultation with
4 election authorities, the Office of the Secretary of State,
5 designated automatic voter registration agencies, and
6 community organizations, shall adopt rules as necessary to
7 implement the provisions of this Section.

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

9 (10 ILCS 5/1A-16.8)

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

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

21 (b) In addition, beginning no later than September 1,
22 2017, the State Board of Elections shall utilize data provided
23 as part of its membership in the Electronic Registration
24 Information Center in order to cross-reference the statewide
25 voter registration database against databases of relevant

1 personal information kept by designated automatic voter
2 registration agencies, including, but not limited to, driver's
3 license information kept by the Secretary of State, at least 6
4 times each calendar year and shall share the findings with
5 election authorities.

6 This subsection (b) shall no longer apply once Sections
7 1A-16.1 and 1A-16.2 of this Code are fully implemented as
8 determined by the State Board of Elections. Upon a
9 determination by the State Board of Elections of full
10 implementation of Sections 1A-16.1 and 1A-16.2 of this Code,
11 the State Board of Elections shall file notice of full
12 implementation and the inapplicability of this subsection (b)
13 with the Index Department of the Office of the Secretary of
14 State, the Governor, the General Assembly, and the Legislative
15 Reference Bureau.

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

25 (c) An election authority shall automatically register any
26 voter who has moved into its jurisdiction from another

1 jurisdiction in Illinois or has moved within its jurisdiction
2 provided that:

3 (1) the election authority whose jurisdiction includes
4 the new registration address provides the voter an
5 opportunity to reject the change in registration address
6 through a mailing, sent by non-forwardable mail, to the
7 new registration address, and

8 (2) when the election authority whose jurisdiction
9 includes the previous registration address is a different
10 election authority, then that election authority provides
11 the same opportunity through a mailing, sent by
12 forwardable mail, to the previous registration address.

13 This change in registration shall trigger the same
14 inter-jurisdictional or intra-jurisdictional workflows as if
15 the voter completed a new registration card, including the
16 cancellation of the voter's previous registration. Should the
17 registration of a voter be changed from one address to another
18 within the State and should the voter appear at the polls and
19 offer to vote from the prior registration address, attesting
20 that the prior registration address is the true current
21 address, the voter, if confirmed by the election authority as
22 having been registered at the prior registration address and
23 canceled only by the process authorized by this Section, shall
24 be issued a regular ballot, and the change of registration
25 address shall be canceled. If the election authority is unable
26 to immediately confirm the registration, the voter shall be

1 permitted to register and vote a regular ballot, provided that
2 he or she meets the documentary requirements for same-day
3 registration. If the election authority is unable to confirm
4 the registration and the voter does not meet the requirements
5 for same-day registration, the voter shall be issued a
6 provisional ballot.

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

24 (d) No voter shall be disqualified from voting due to an
25 error relating to an update of registration under this
26 Section.

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

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

4 (625 ILCS 5/2-105) (from Ch. 95 1/2, par. 2-105)

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

6 (a) The Secretary of State shall maintain offices in the
7 State capital and in such other places in the State as he may
8 deem necessary to properly carry out the powers and duties
9 vested in him.

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

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

5 (d) (Blank).

6 (e) Each person applying at a driver services facility for
7 a driver's license or permit, a corrected driver's license or
8 permit, an Illinois identification card or a corrected
9 Illinois identification card shall be notified, under the
10 procedures set forth in Sections 1A-16.1 and 1A-16.7 of the
11 Election Code, that ~~unless he or she affirmatively declines,~~
12 his or her personal information shall be transferred to the
13 State Board of Elections for the purpose of creating an
14 electronic voter registration application. Such notification
15 may be made in writing or verbally issued by an employee or the
16 Secretary of State.

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

20 (f) Any person applying at a driver services facility for
21 issuance or renewal of a driver's license or Illinois
22 Identification Card shall be provided, without charge, with a
23 brochure warning the person of the dangers of financial
24 identity theft. The Department of Financial and Professional
25 Regulation shall prepare these brochures and provide them to
26 the Secretary of State for distribution. The brochures shall

1 (i) identify signs warning the reader that he or she might be
2 an intended victim of the crime of financial identity theft,
3 (ii) instruct the reader in how to proceed if the reader
4 believes that he or she is the victim of the crime of identity
5 theft, and (iii) provide the reader with names and telephone
6 numbers of law enforcement and other governmental agencies
7 that provide assistance to victims of financial identity
8 theft.

9 (g) The changes made by this amendatory Act of the 100th
10 General Assembly shall be implemented no later than July 1,
11 2018.

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

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.".