



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

SB3736

Introduced 2/9/2024, by Sen. Ram Villivalam

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/1A-16.1  
10 ILCS 5/1A-16.2  
10 ILCS 5/1A-16.3 new  
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. For specified applications, change of address forms, or recertifications of a driver's license or State identification card, provides that the application, form, or recertification shall serve as a dual-purpose application when the applicant presents specified identification (rather than meets the requirements of the federal REAL ID Act of 2005). Modifies requirements of the dual-purpose application. Modifies the content of the written notice required to be given by the Office of the Secretary of State to each applicant and requires the Office of the Secretary of State to determine whether each applicant is currently registered to vote in Illinois and the applicant's registration address. Provides that, if an applicant provides the Secretary of State with an identification document which demonstrates that the applicant is not a United States citizen, the application shall not serve as a dual-purpose application. Amends the Illinois Vehicle Code to make conforming changes. Provides that changes made by the amendatory Act that require implementation shall be implemented no later than January 1, 2025. Effective immediately.

LRB103 38253 SPS 68388 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 and by adding  
6 Section 1A-16.3 as follows:

7 (10 ILCS 5/1A-16.1)

8 (Text of Section before amendment by P.A. 103-210)

9 Sec. 1A-16.1. Automatic voter registration; Secretary of  
10 State.

11 (a) The Office of the Secretary of State and the State  
12 Board of Elections, pursuant to an interagency contract and  
13 jointly adopted ~~jointly adopted~~ rules, shall establish an  
14 automatic voter registration program that satisfies the  
15 requirements of this Section and other applicable law.

16 (b) If, as part of an application, an application for  
17 renewal, or a change of address ~~form, or a recertification~~  
18 ~~form~~ for a driver's license, ~~other than a temporary visitor's~~  
19 ~~driver's license,~~ or a State identification card issued by the  
20 Office of the Secretary of State, an applicant presents  
21 documentation that establishes that the applicant is a United  
22 States citizen, as described in subsection (g), and is of age  
23 to register to vote or if the information provided to the

1 Office of the Secretary of State under subsection (c)  
2 indicates that the applicant is currently registered to vote  
3 in Illinois and, upon reviewing the documents and information  
4 submitted by the applicant, the Office of the Secretary of  
5 State determines that the name or residence address  
6 documentation submitted by the applicant differs from the  
7 information regarding the applicant provided under subsection  
8 (c) meets the requirements of the federal REAL ID Act of 2005,  
9 then that application shall serve as a dual-purpose  
10 application, unless the applicant declines in accordance with  
11 subsection (g) of Section 1A-16.7. The dual-purpose  
12 application shall:

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

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

18 (3) in a single affirmation, including the affirmation  
19 required for a driver's license or State identification  
20 card, allow the applicant to affirm, under penalty of  
21 perjury, to the truth and correctness of the information  
22 submitted in the dual-purpose application that is  
23 necessary to assess the applicant's eligibility to  
24 register to vote or to change the applicant's registered  
25 residence address or name as it appears on the voter  
26 registration rolls ~~provide the applicant with an~~

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

5 (4) allow the applicant to notify the Office of the  
6 Secretary of State of the applicant's preferred language  
7 ~~unless the applicant declines to register to vote or~~  
8 ~~change his or her registered residence address or name,~~  
9 ~~require the applicant to attest, by signature under~~  
10 ~~penalty of perjury as described in subsection (c) of this~~  
11 ~~Section, to meeting the qualifications to register to vote~~  
12 ~~in Illinois at his or her residence address as indicated~~  
13 ~~on his or her driver's license or identification card~~  
14 ~~dual-purpose application.~~

15 The Office of the Secretary of State shall record the type  
16 of documents presented by the applicant that establishes that  
17 the applicant is a United States citizen as described in  
18 subsection (g). The initiation of a dual-purpose application  
19 based on documentation establishing United States citizenship  
20 shall be automated and not subjected to the discretion of  
21 individual employees of the Office of the Secretary of State.

22 (b-5) If, as part of an application, an application for  
23 renewal, or a change of address ~~form, or a recertification~~  
24 ~~form~~ for a driver's license, ~~other than a temporary visitor's~~  
25 ~~driver's license,~~ or a State identification card issued by the  
26 Office of the Secretary of State, other than an application or

1 form that pertains to a driver's license or State  
2 identification card for an applicant who does not have and is  
3 not eligible for a social security number, an applicant  
4 presents documentation that neither establishes that the  
5 applicant is a United States citizen nor establishes that the  
6 applicant is not a United States citizen and if the  
7 information provided to the Office of the Secretary of State  
8 under subsection (c) does not indicate that the applicant is  
9 currently registered to vote in Illinois ~~does not meet the~~  
10 ~~requirements of the federal REAL ID Act of 2005,~~ then that  
11 application shall serve as a dual-purpose application. ~~The~~  
12 ~~dual-purpose application that, shall: (1) also serve as an~~  
13 ~~application to register to vote in Illinois; (2) allow an~~  
14 ~~applicant to change his or her registered residence address or~~  
15 ~~name as it appears on the voter registration rolls; and (3) if~~  
16 the applicant chooses to register to vote, shall also serve as  
17 an application to register to vote in Illinois. If the  
18 applicant chooses to register to vote, the applicant shall be  
19 required ~~or to change his or her registered residence address~~  
20 ~~or name, then require the applicant~~ to attest, by a separate  
21 signature under penalty of perjury, to meeting the  
22 qualifications to register to vote in Illinois at the  
23 applicant's ~~his or her~~ residence address as indicated on the  
24 ~~his or her~~ dual-purpose application. The dual-purpose  
25 application shall allow the applicant to notify the Office of  
26 the Secretary of State of the applicant's preferred language.

1       (b-8) If an applicant presents to the Secretary of State  
2       documentation that establishes the applicant is not a United  
3       States citizen, no application submitted by that applicant  
4       shall serve as a dual-purpose application under this Section.

5       (b-10) Before asking any applicant described in subsection  
6       (b) to provide the written affirmation described in that  
7       subsection, the ~~The~~ Office of the Secretary of State shall  
8       clearly and conspicuously inform each applicant in writing:

9       (i) of the qualifications to register to vote in Illinois; ~~7~~

10       (ii) of the penalties provided by law for submission of a false  
11       voter registration application, including the

12       immigration-related consequences of incorrectly claiming  
13       United States citizenship; and (iii) that the ~~7~~ ~~unless the~~

14       ~~applicant declines to register to vote or update his or her~~  
15       ~~voter registration, his or her dual-purpose application shall~~

16       also serve as ~~both~~ an application to register to vote ~~and his~~  
17       ~~or her attestation that he or she meets the eligibility~~

18       ~~requirements for voter registration,~~ and that the ~~his or her~~  
19       application to register to vote or update voter ~~his or her~~

20       registration will be transmitted to the State Board of  
21       Elections for the purpose of registering the person to vote at

22       the residence address to be indicated on the applicant's ~~his~~  
23       ~~or her~~ driver's license or identification card, ~~and (iv) that~~

24       ~~declining to register to vote is confidential and will not~~  
25       ~~affect any services the person may be seeking from the Office~~

26       ~~of the Secretary of State.~~

1       The Office of the Secretary of State may provide  
2 additional instructions specific to applicants under  
3 subsection (b).

4       (b-15) Before asking any applicant described in subsection  
5 (b-5) to provide the attestation described in that subsection,  
6 the Office of the Secretary of State shall clearly and  
7 conspicuously inform each applicant in writing: (i) of the  
8 qualifications to register to vote in Illinois; (ii) of the  
9 penalties provided by law for submission of a false voter  
10 registration application, including the immigration-related  
11 consequences of incorrectly claiming United States citizenship  
12 and the opportunity to withdraw an application to avoid the  
13 penalties; (iii) that the application shall also serve as an  
14 application to register to vote and that the application to  
15 register to vote or update voter registration will be  
16 transmitted to the State Board of Elections for the purpose of  
17 registering the person to vote at the residence address to be  
18 indicated on the applicant's driver's license or  
19 identification card, unless the applicant withdraws the  
20 application or declines to register to vote or update the  
21 applicant's voter registration; and (4) that declining to  
22 register to vote or withdrawing a voter application is  
23 confidential and will not affect any services the person may  
24 be seeking from the Office of the Secretary of State. The  
25 Office of the Secretary of State may provide additional  
26 instructions specific to applicants under subsection (b-5).

1           (c) The Office of the Secretary of State shall review  
2 information provided to the Office of the Secretary of State  
3 by the State Board of Elections to determine ~~inform each~~  
4 ~~applicant for a driver's license or permit, other than a~~  
5 ~~temporary visitor's driver's license, or a State~~  
6 ~~identification card issued by the Office of the Secretary of~~  
7 ~~State~~ whether each ~~the~~ applicant under subsections (b) and  
8 (b-5) is currently registered to vote in Illinois and, if  
9 registered, at what address, and shall inform each applicant  
10 described in subsection (b-5) for a driver's license or permit  
11 or State identification card issued by the Office of the  
12 Secretary of State, whether the applicant is currently  
13 registered and, if registered, at what address.

14           (d) The Office of the Secretary of State shall not require  
15 an applicant for a driver's license or State identification  
16 card to provide duplicate identification or information in  
17 order to complete an application to register to vote or change  
18 his or her registered residence address or name. Before  
19 transmitting any personal information about an applicant to  
20 the State Board of Elections, the Office of the Secretary of  
21 State shall review its records of the ~~identification~~ documents  
22 the applicant provided in order to complete the application  
23 for a driver's license or State identification card, to  
24 confirm that nothing in those documents indicates that the  
25 applicant does not satisfy the qualifications to register to  
26 vote in Illinois at his or her residence address. If the



1 applicant provides the Office of the Secretary of State with  
2 an address designated by the Attorney General as a substitute  
3 mailing address under Section 15 of the Address  
4 Confidentiality for Victims of Domestic Violence, Sexual  
5 Assault, Human Trafficking, or Stalking Act or is a judicial  
6 officer of peace officer who provides the Office of the  
7 Secretary of State with a work address instead of a residence  
8 address, as authorized by subsection (a) of Section 6-106 of  
9 the Illinois Vehicle Code, the applicant shall not be offered  
10 voter registration by the Office of the Secretary of State.

11 (e) A completed, signed application for (i) a driver's  
12 license or permit, ~~other than a temporary visitor's driver's~~  
13 ~~license,~~ or a State identification card issued by the Office  
14 of the Secretary of State that includes the presentation of  
15 documentation that establishes that the applicant is a United  
16 States citizen and is of age to register to vote or for which  
17 the information provided to the Office of the Secretary of  
18 State under subsection (c) indicates that the applicant is  
19 currently registered to vote in Illinois, ~~that meets the~~  
20 ~~requirements of the federal REAL ID Act of 2005;~~ or (ii) a  
21 completed application under subsection (b-5) of this Section  
22 with a separate signature attesting the applicant meets the  
23 qualifications to register to vote in Illinois at his or her  
24 residence address as indicated on his or her application shall  
25 constitute a signed application to register to vote in  
26 Illinois at the residence address indicated in the application

1 ~~unless the person affirmatively declined in the application to~~  
2 ~~register to vote or to change his or her registered residence~~  
3 ~~address or name.~~ If the ~~identification~~ documents provided to  
4 complete the dual-purpose application indicate that the  
5 applicant ~~he or she~~ does not satisfy the qualifications to  
6 register to vote in Illinois at the specified ~~his or her~~  
7 residence address, the application shall be marked as  
8 incomplete.

9 (f) For each completed and signed application that  
10 constitutes an application to register to vote in Illinois or  
11 provides for a change in the applicant's registered residence  
12 address or name, the Office of the Secretary of State shall  
13 electronically transmit to the State Board of Elections  
14 personal information needed to complete the person's  
15 registration to vote in Illinois at the specified ~~his or her~~  
16 residence address, including the applicant's choice language  
17 preference as indicated by the applicant or as otherwise  
18 collected by the Office of the Secretary of State during the  
19 permitting, licensing, or identification card transaction. The  
20 application to register to vote shall be processed in  
21 accordance with Section 1A-16.7.

22 (g) Documentation that establishes that the applicant is a  
23 United States citizen shall include:

24 (1) a valid, unexpired United States passport or  
25 passport card or a United States passport or passport card  
26 that has been expired for no more than 2 years;

1           (2) a certified copy of a birth certificate filed with  
2           the Division of Vital Records or an equivalent agency in  
3           the individual's state of birth;

4           (3) a Consular Report of Birth Abroad issued by the  
5           United States Department of State, Form FS-240, DS-1350,  
6           or FS-545; and

7           (4) a Certificate of Citizenship issued by the United  
8           States Department of Homeland Security, Form N-560 or form  
9           N-561. ~~If the federal REAL ID Act of 2005 is repealed,~~  
10           ~~abrogated, superseded, or otherwise no longer in effect,~~  
11           ~~then the State Board of Elections shall establish criteria~~  
12           ~~for determining reliable personal information indicating~~  
13           ~~citizenship status and shall adopt rules as necessary for~~  
14           ~~the Secretary of State to continue processing dual purpose~~  
15           ~~applications under this Section.~~

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

25           (i) The changes made to this Section by this amendatory  
26           Act of the 103rd General Assembly shall be implemented no

1 later than January 1, 2026.

2 (Source: P.A. 100-464, eff. 8-28-17; revised 9-20-2023.)

3 (Text of Section after amendment by P.A. 103-210)

4 Sec. 1A-16.1. Automatic voter registration; Secretary of  
5 State.

6 (a) The Office of the Secretary of State and the State  
7 Board of Elections, pursuant to an interagency contract and  
8 jointly adopted ~~jointly adopted~~ rules, shall establish an  
9 automatic voter registration program that satisfies the  
10 requirements of this Section and other applicable law.

11 (b) If, as part of an application, an application for  
12 renewal, or a change of address form, or a recertification  
13 form for a driver's license or a State identification card  
14 issued by the Office of the Secretary of State, an applicant  
15 presents documentation that establishes that the applicant is  
16 a United States citizen, as described in subsection (g), and  
17 is of age to register to vote or if the information provided to  
18 the Office of the Secretary of State under subsection (c)  
19 indicates that the applicant is currently registered to vote  
20 in Illinois and, upon reviewing the documents and information  
21 submitted by the applicant, the Office of the Secretary of  
22 State determines that the name or residence address  
23 documentation submitted by the applicant differs from the  
24 information regarding the applicant provided under subsection  
25 (c) meets the requirements of the federal REAL ID Act of 2005,

1 then that application shall serve as a dual-purpose  
2 application, unless the applicant declines in accordance with  
3 subsection (g) of Section 1A-16.7. The dual-purpose  
4 application shall:

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

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

10 (3) in a single affirmation, including the affirmation  
11 required for a driver's license or State identification  
12 card, allow the applicant to affirm, under penalty of  
13 perjury, to the truth and correctness of the information  
14 submitted in the dual-purpose application that is  
15 necessary to assess the applicant's eligibility to  
16 register to vote or to change the applicant's registered  
17 residence address or name as it appears on the voter  
18 registration rolls ~~provide the applicant with an~~  
19 ~~opportunity to affirmatively decline to register to vote~~  
20 ~~or to change his or her registered residence address or~~  
21 ~~name by providing a check box on the application form~~  
22 ~~without requiring the applicant to state the reason; and~~

23 (4) allow the applicant to notify the Office of the  
24 Secretary of State of the applicant's preferred language  
25 ~~unless the applicant declines to register to vote or~~  
26 ~~change his or her registered residence address or name,~~

1 ~~require the applicant to attest, by signature under~~  
2 ~~penalty of perjury as described in subsection (c) of this~~  
3 ~~Section, to meeting the qualifications to register to vote~~  
4 ~~in Illinois at his or her residence address as indicated~~  
5 ~~on his or her driver's license or identification card~~  
6 ~~dual purpose application.~~

7 The Office of the Secretary of State shall record the type  
8 of documents presented by the applicant that establish that  
9 the applicant is a United States citizen as described in  
10 subsection (g). The initiation of a dual-purpose application  
11 based on documentation establishing United States citizenship  
12 shall be automated and not subjected to the discretion of  
13 individual employees of the Office of the Secretary of State.

14 (b-5) If, as part of an application, an application for  
15 renewal, or a change of address form, or a recertification  
16 form for a driver's license or a State identification card  
17 issued by the Office of the Secretary of State, other than an  
18 application or form that pertains to a standard driver's  
19 license or identification card for an applicant who does not  
20 have and is not eligible for and does not list a social  
21 security number, an applicant presents documentation that  
22 neither establishes that the applicant is a United States  
23 citizen nor establishes that the applicant is not a United  
24 States citizen and the information provided to the Office of  
25 the Secretary of State under subsection (c) does not indicate  
26 that the applicant is currently registered to vote in Illinois

1 ~~for the applicant, does not meet the requirements of the~~  
2 ~~federal REAL ID Act of 2005, then that application shall serve~~  
3 ~~as a dual-purpose application. The dual-purpose application~~  
4 ~~that, shall: (1) also serve as an application to register to~~  
5 ~~vote in Illinois; (2) allow an applicant to change his or her~~  
6 ~~registered residence address or name as it appears on the~~  
7 ~~voter registration rolls; and (3) if the applicant chooses to~~  
8 ~~register to vote, shall also serve as an application to~~  
9 ~~register to vote in Illinois. If the applicant chooses to~~  
10 ~~register to vote, the applicant shall be required or to change~~  
11 ~~his or her registered residence address or name, then require~~  
12 ~~the applicant to attest, by a separate signature under penalty~~  
13 ~~of perjury, to meeting the qualifications to register to vote~~  
14 ~~in Illinois at the applicant's his or her residence address as~~  
15 ~~indicated on the his or her dual-purpose application.~~

16 The dual-purpose application shall allow the applicant to  
17 notify the Office of the Secretary of State of the applicant's  
18 preferred language.

19 (b-8) If an applicant presents to the Secretary of State  
20 documentation that establishes the applicant is not a United  
21 States citizen, no application submitted by that applicant  
22 shall serve as a dual-purpose application under this Section.

23 (b-10) Before asking any applicant described in subsection  
24 (b) to provide the written affirmation described in that  
25 subsection, the ~~The~~ Office of the Secretary of State shall  
26 clearly and conspicuously inform each applicant in writing:

1 (i) of the qualifications to register to vote in Illinois; ~~7~~  
2 (ii) of the penalties provided by law for submission of a false  
3 voter registration application, including the  
4 immigration-related consequences of incorrectly claiming  
5 United States citizenship; and ~~7~~ (iii) that the ~~unless the~~  
6 ~~applicant declines to register to vote or update his or her~~  
7 ~~voter registration, his or her dual purpose~~ application shall  
8 also serve as ~~both~~ an application to register to vote ~~and his~~  
9 ~~or her attestation that he or she meets the eligibility~~  
10 ~~requirements for voter registration,~~ and that the ~~his or her~~  
11 application to register to vote or update voter ~~his or her~~  
12 registration will be transmitted to the State Board of  
13 Elections for the purpose of registering the person to vote at  
14 the residence address to be indicated on the applicant's ~~his~~  
15 ~~or her~~ driver's license or identification card, ~~and (iv) that~~  
16 ~~declining to register to vote is confidential and will not~~  
17 ~~affect any services the person may be seeking from the Office~~  
18 ~~of the Secretary of State. The Office of the Secretary of State~~  
19 may provide additional instructions specific to applicants  
20 under subsection (b).

21 (b-15) Before asking any applicant described in subsection  
22 (b-5) to provide the attestation described in that subsection,  
23 the Office of the Secretary of State shall clearly and  
24 conspicuously inform each applicant in writing: (i) of the  
25 qualifications to register to vote in Illinois; (ii) of the  
26 penalties provided by law for submission of a false voter



1 registration application, including the immigration-related  
2 consequences of incorrectly claiming United States citizenship  
3 and the opportunity to withdraw an application to avoid the  
4 penalties; (iii) that the application shall also serve as an  
5 application to register to vote and that the application to  
6 register to vote or update voter registration will be  
7 transmitted to the State Board of Elections for the purpose of  
8 registering the person to vote at the residence address to be  
9 indicated on the applicant's driver's license or State  
10 identification card, unless the applicant withdraws the  
11 application or declines to register to vote or update the  
12 applicant's voter registration; and (iv) that declining to  
13 register to vote or withdrawing a voter application is  
14 confidential and will not affect any services the person may  
15 be seeking from the Office of the Secretary of State. The  
16 Office of the Secretary of State may provide additional  
17 instructions specific to applicants under subsection (b-5).

18 (c) The Office of the Secretary of State shall review  
19 information provided to the Office of the Secretary of State  
20 by the State Board of Elections to determine whether each  
21 ~~inform each applicant for a driver's license or permit or a~~  
22 ~~State identification card issued by the Office of the~~  
23 ~~Secretary of State, other than an application or form that~~  
24 ~~pertains to a standard driver's license or identification card~~  
25 ~~and does not list a social security number for the applicant,~~  
26 ~~whether the applicant~~ under subsections (b) and (b-5) is

1 currently registered to vote in Illinois and, if registered,  
2 at what address, and shall inform each applicant for a  
3 driver's license or permit or State identification card issued  
4 by the Office of the Secretary of State whether the applicant  
5 is currently registered and, if registered, at what address.

6 (d) The Office of the Secretary of State shall not require  
7 an applicant for a driver's license or State identification  
8 card to provide duplicate identification or information in  
9 order to complete an application to register to vote or change  
10 his or her registered residence address or name. Before  
11 transmitting any personal information about an applicant to  
12 the State Board of Elections, the Office of the Secretary of  
13 State shall review its records of the ~~identification~~ documents  
14 the applicant provided in order to complete the application  
15 for a driver's license or State identification card, to  
16 confirm that nothing in those documents indicates that the  
17 applicant does not satisfy the qualifications to register to  
18 vote in Illinois at his or her residence address. If the  
19 applicant provides the Office of the Secretary of State with  
20 an address designated by the Attorney General as a substitute  
21 mailing address under Section 15 of the Address  
22 Confidentiality for Victims of Domestic Violence, Sexual  
23 Assault, Human Trafficking, or Stalking Act or is a judicial  
24 officer of peace officer who provides the Office of the  
25 Secretary of State with a work address instead of a residence  
26 address, as authorized by subsection (a) of Section 6-106 of

1 the Illinois Vehicle Code, the applicant shall not be offered  
2 voter registration by the Office of the Secretary of State.

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

26 (f) For each completed and signed application that

1 constitutes an application to register to vote in Illinois or  
2 provides for a change in the applicant's registered residence  
3 address or name, the Office of the Secretary of State shall  
4 electronically transmit to the State Board of Elections  
5 personal information needed to complete the person's  
6 registration to vote in Illinois at the specified ~~his or her~~  
7 residence address, including the applicant's choice language  
8 preference as indicated by the applicant or as otherwise  
9 collected by the Office of the Secretary of State during the  
10 licensing, or identification card transaction. The application  
11 to register to vote shall be processed in accordance with  
12 Section 1A-16.7.

13 (g) Documentation that establishes that the applicant is a  
14 United States citizen shall include:

15 (1) a valid, unexpired United States passport or  
16 passport card or a United States passport or passport card  
17 that has been expired for no more than 2 years;

18 (2) a certified copy of a birth certificate filed with  
19 the Division of Vital Records or an equivalent agency in  
20 the individual's state of birth;

21 (3) a Consular Report of Birth Abroad issued by the  
22 United States Department of State, Form FS-240, DS-1350,  
23 or FS-545; and

24 (4) a Certificate of Citizenship issued by the United  
25 States Department of Homeland Security, Form N-560 or form  
26 N-561. If the federal REAL ID Act of 2005 is repealed,

1 ~~abrogated, superseded, or otherwise no longer in effect,~~  
2 ~~then the State Board of Elections shall establish criteria~~  
3 ~~for determining reliable personal information indicating~~  
4 ~~citizenship status and shall adopt rules as necessary for~~  
5 ~~the Secretary of State to continue processing dual purpose~~  
6 ~~applications under this Section.~~

7 (h) As used in this Section, "dual-purpose application"  
8 means an application, an application for renewal or a change  
9 of address ~~form, or a recertification form~~ for driver's  
10 license or permit or a State identification card offered by  
11 the Secretary of State, other than an application or form that  
12 pertains to a standard driver's license or identification card  
13 for an applicant who does not have and is not eligible for, a  
14 social security number and does not list a social security  
15 number for the applicant, that also serves as an application  
16 to register to vote in Illinois. "Dual-purpose application"  
17 does not mean an application under subsection (c) of Section  
18 6-109 of the Illinois Vehicle Code.

19 (i) The changes made to this Section by this amendatory  
20 Act of the 103rd General Assembly shall be implemented no  
21 later than January 1, 2026.

22 (Source: P.A. 103-210, eff. 7-1-24; revised 9-20-23.)

23 (10 ILCS 5/1A-16.2)

24 Sec. 1A-16.2. Automatic voter registration; designated  
25 automatic voter registration agencies.

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

20           (b) As provided in subsection (a) of this Section, each  
21 designated automatic voter registration agency ~~that collects~~  
22 ~~or cross references reliable personal information indicating~~  
23 ~~citizenship status~~ may provide that an application or form for  
24 a license, permit, program, or service described in subsection  
25 (a) for which, as part of the application, the applicant  
26 presents documentation that establishes that the applicant is

1 a United States citizen as described in subsection (g) of  
2 Section 1A-16.1, or for which, as part of the application, the  
3 agency cross-references reliable personal information that  
4 establishes that the applicant is a United States citizen  
5 shall serve as a dual-purpose application, unless the  
6 applicant declines in accordance with subsection (g) of  
7 Section 1A-16.7. The dual-purpose application shall:

8 (1) also serve as an application to register to vote  
9 in Illinois;

10 (2) ~~allow an applicant to change the applicant's his~~  
11 ~~or her~~ registered residence address or name as it appears  
12 on the voter registration rolls;

13 (3) in a single affirmation including the affirmation  
14 required for the designated automatic voter registration  
15 agency's application, allow the applicant to affirm, under  
16 penalty of perjury, to the truth and correctness of  
17 information submitted in the dual-purpose application that  
18 is necessary to assess the applicant's eligibility to  
19 register to vote or to change the applicant's registered  
20 residence address or name as it appears on the voter  
21 registration rolls ~~provide the applicant with an~~  
22 ~~opportunity to affirmatively decline to register to vote~~  
23 ~~or change his or her registered residence address or name~~  
24 ~~by providing a check box on the application form without~~  
25 ~~requiring the applicant to state the reason; and~~

26 (4) allow the applicant to notify the agency of the

1 ~~applicant's preferred language unless the applicant~~  
2 ~~declines to register to vote or to change his or her~~  
3 ~~registered residence address or name, require the~~  
4 ~~applicant to attest, by signature under penalty of~~  
5 ~~perjury, to meeting the qualifications to register to vote~~  
6 ~~in Illinois at his or her residence address as indicated~~  
7 ~~on his or her dual purpose application.~~

8 The agency shall record the type of document presented by  
9 the applicant that establishes that the applicant is a United  
10 States citizen as described in subsection (g) of Section  
11 1A-16.1.

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

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

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



1           (3) if the applicant chooses to register to vote or to  
2           change the applicant's ~~his or her~~ registered residence  
3           address or name, then require the applicant to attest, by  
4           a separate signature under penalty of perjury, to meeting  
5           the qualifications to register to vote in Illinois at his  
6           or her residence address as indicated on his or her  
7           dual-purpose application; and-

8           (4) allow the applicant to notify the agency of the  
9           applicant's preferred language.

10          (c-1) If an applicant presents documentation to the  
11          designated automatic voter registration agency that  
12          establishes that the applicant is not a United States citizen  
13          or the applicant attests that the applicant is not a United  
14          States citizen, no application submitted by that applicant  
15          shall serve as a dual-purpose application under this Section.

16          (c-5) Before asking any applicant described in subsection  
17          (b) of this Section to provide the affirmation described in  
18          that subsection, the ~~The~~ designated automatic voter  
19          registration agency shall clearly and conspicuously inform  
20          each applicant in writing: (i) of the qualifications to  
21          register to vote in Illinois; 7 (ii) of the penalties provided  
22          by law for submission of a false voter registration  
23          application, including the immigration-related consequences of  
24          incorrectly claiming United States citizenship; (iii) that the  
25          application shall serve as an application to register to vote  
26          or change the applicant's voter registration, and that the

1 ~~application , unless the applicant declines to register to~~  
2 ~~vote or update his or her voter registration, his or her~~  
3 ~~application shall also serve as both an application to~~  
4 ~~register to vote and his or her attestation that he or she~~  
5 ~~meets the eligibility requirements for voter registration, and~~  
6 ~~that his or her application to register to vote or update his~~  
7 ~~or her registration~~ will be transmitted to the State Board of  
8 Elections for the purpose of registering the person to vote at  
9 the residence address to be indicated on the dual-purpose  
10 application; i ~~7~~ (iv) that information identifying the agency at  
11 which he or she applied to register to vote is confidential; i ~~7~~  
12 ~~(v) that declining to register to vote is confidential and~~  
13 ~~will not affect any services the person may be seeking from the~~  
14 ~~agency,~~ and (v) ~~(vi)~~ any additional information needed in  
15 order to comply with Section 7 of the federal National Voter  
16 Registration Act of 1993. The designated automatic voter  
17 registration agency may provide additional instructions  
18 specific to applicants under subsection (b).

19 (c-10) Before asking any applicant described in subsection  
20 (c) to provide the attestation described in that subsection,  
21 the designated automatic voter registration agency shall  
22 clearly and conspicuously inform each applicant in writing:  
23 (i) of the qualifications to register to vote in Illinois;  
24 (ii) of the penalties provided by law for submission of a false  
25 voter registration application, including the  
26 immigration-related consequences of incorrectly claiming

1 United States citizenship, and the opportunity to withdraw an  
2 application to avoid the penalties; (iii) that the application  
3 shall also serve as an application to register to vote or  
4 update the applicant's voter registration and that the  
5 application to register to vote or update voter registration  
6 will be transmitted to the State Board of Elections for the  
7 purpose of registering the person to vote at the residence  
8 address to be indicated on the dual-purpose application,  
9 unless the applicant withdraws the application or declines to  
10 register to vote or update the applicant's voter registration;  
11 (iv) that information identifying the agency at which the  
12 applicant applied to register to vote is confidential; (v)  
13 that withdrawing a voter registration application or otherwise  
14 declining to register to vote is confidential and will not  
15 affect any services the person may be seeking from the agency;  
16 and (vi) any additional information needed in order to comply  
17 with Section 7 of the federal National Voter Registration Act  
18 of 1993. The designated automatic voter registration agency  
19 may provide additional instructions specific to applicants  
20 under subsection (c).

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

26 (e) The designated automatic voter registration agency

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

1 the application shall be marked as incomplete. If the  
2 applicant provides the Office of the Secretary of State with  
3 an address designated by the Attorney General as a substitute  
4 mailing address under Section 15 of the Address  
5 Confidentiality for Victims of Domestic Violence, Sexual  
6 Assault, Human Trafficking, or Stalking Act or is a judicial  
7 officer of peace officer who provides the Office of the  
8 Secretary of State with a work address instead of a residence  
9 address, as authorized by subsection (a) of Section 6-106 of  
10 the Illinois Vehicle Code, the applicant shall not be offered  
11 voter registration by the Office of the Secretary of State.

12 (f) For each completed and signed dual-purpose application  
13 that constitutes an application to register to vote in  
14 Illinois or provides for a change in the applicant's  
15 registered residence address or name, the designated automatic  
16 voter registration agency shall electronically transmit to the  
17 State Board of Elections personal information needed to  
18 complete the person's registration to vote in Illinois at his  
19 or her residence address, including the applicant's language  
20 preference as indicated by the applicant or as otherwise  
21 collected by the designated automatic voter registration  
22 agency in the course of receiving applications and other forms  
23 regarding licenses, permits, programs, and services offered by  
24 the designated automatic voter registration agency. The  
25 application to register to vote shall be processed in  
26 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 local, tribal, State, 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.

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

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

24 (h) (Blank). ~~This Section shall be implemented no later~~  
25 ~~than July 1, 2019.~~

26 (i) The Department of Healthcare and Family Services shall

1 implement, as permitted by applicable federal law, an  
2 automatic voter registration system under this Section for  
3 applicants for Illinois Medicaid no later than July 1, 2026.  
4 The Department of Healthcare and Family Services, or its  
5 agent, may perform the procedures described in subsections  
6 (f), (g), and (g-5) of Section 1A-16.7 and electronically  
7 transmit to the State Board of Elections the personal  
8 information needed to complete an applicant's registration to  
9 vote in Illinois at his or her residence address for each  
10 applicant who does not decline to be registered or decline an  
11 update. The procedures and notices described in subsections  
12 (f), (g), and (g-5) of Section 1A- 16.7 may be modified to the  
13 extent necessary to comply with applicable federal law. For  
14 purposes of this subsection, the State Board of Elections may  
15 serve as the agent of the Department of Healthcare and Family  
16 Services.

17 (j) If an agency under this Section receives documentation  
18 that an applicant is a United States citizen, as described in  
19 subsection (g) of Section 1A-16.1, or the agency  
20 cross-references reliable personal information that  
21 establishes that the applicant is a United States citizen for  
22 more than one person listed on an application for a license,  
23 permit, program, or service, each person for whom the agency  
24 receives the documentation or reliable personal information  
25 may be considered an applicant under this Section and the  
26 application may serve as a dual-purpose application for each

1 person.

2 (k) The changes made to this Section by this amendatory  
3 Act of the 103rd General Assembly shall be implemented no  
4 later than January 1, 2026.

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

6 (10 ILCS 5/1A-16.3 new)

7 Sec. 1A-16.3. Language assistance.

8 (a) Every facility operated by the Driver Services  
9 Department of the Office of the Secretary of State and all  
10 facilities of a designated voter registration agency located  
11 in a political subdivision covered by Section 203 of the  
12 federal Voting Rights Act shall display and make plainly  
13 visible signage informing applicants about the type of  
14 language assistance available. The signage shall be in the  
15 covered languages applicable for the political subdivision.

16 (b) Every facility operated by the Driver Services  
17 Department of the Office of the Secretary of State and all  
18 facilities of a designated voter registration agency located  
19 in a political subdivision covered by Section 203 of the  
20 federal Voting Rights Act shall make available, in the covered  
21 languages, all written materials and verbal communication  
22 regarding voter registration for the purpose of processing the  
23 applicant's dual-purpose application described in Sections  
24 1A-16.1 and 1A-16.2. These materials shall include the notices  
25 described in subsection (b-10) of Section 1A-16.1 and



1 subsection (e) of Section 2-105 of the Illinois Vehicle Code,  
2 the affirmations described in paragraph (3) of subsection (b)  
3 of Section 1A-16.1 and paragraph (3) of subsection (b) of  
4 Section 1A-16.2, and the attestations described in subsection  
5 (b-5) of Section 1A-16.1 and paragraph (3) of subsection (c)  
6 of Section 1A-16.2.

7 (c) In addition to the requirements under subsections (a)  
8 and (b), every facility operated by the Driver Services  
9 Department of the Office of the Secretary of State and all  
10 designated automatic voter registration agencies as defined in  
11 subsection (g) of Section 1A-16.2 shall make available, in the  
12 5 most common non-English languages in this State, all written  
13 materials provided to an applicant for the purpose of  
14 processing the applicant's dual-purpose application as  
15 described in Sections 1A-16.1 and 1A-16.2. These materials  
16 shall include, but not be limited to, the notices described in  
17 subsection (b-10) of Section 1A-16.1 and subsection (e) of  
18 Section 2-105 of the Illinois Vehicle Code, the affirmations  
19 described in paragraph (3) of subsection (b) of Section  
20 1A-16.1 and paragraph (3) of subsection (b) of Section  
21 1A-16.2, and the attestations described in subsection (b-5) of  
22 Section 1A-16.1 and paragraph (3) of subsection (c) of Section  
23 1A-16.2. The Office of the Secretary of the State shall  
24 determine the 5 most common non-English languages in this  
25 State by referring to the best available data from the United  
26 States Census Bureau or other sources that the Office of the

1 Secretary of the State considers relevant and reliable.

2 (10 ILCS 5/1A-16.7)

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

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

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

1 application system shall be processed as provided in Section  
2 1A-16.5 of this Code.

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

12 (d) The State Board of Elections shall, by rule, establish  
13 criteria and procedures for determining whether an agency of  
14 the State or federal government seeking to become a designated  
15 automatic voter registration agency in the course of receiving  
16 applications and other forms regarding licenses, permits,  
17 programs, and services offered by the agency, receives  
18 documentation that an applicant is a United States citizen, as  
19 described in subsection (g) of Section 1A-16.1, or has access  
20 to reliable personal information, as defined under this  
21 subsection (d) and subsection (f) of Section 1A-16.2 of this  
22 Code, and otherwise meets the requirements to enter into an  
23 interagency contract and to operate as a designated automatic  
24 voter registration agency. The State Board of Elections shall  
25 approve each interagency contract upon affirmative vote of a  
26 majority of its members.

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

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

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

20                 (2) provides identification that complies with the  
21 federal Help America Vote Act of 2002 and a signature with  
22 a mail ballot, or provides a signature in accordance with  
23 the procedures described in subsection (g-5) of Section  
24 19-8; or

25                 (3) provides a signature in response to the notice  
26 described in subsection (g) or by other paper or

1 electronic means determined by the State Board of  
2 Elections.

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

1 registration the application for the individual. If a judicial  
2 officer or peace officers provides the Office of the Secretary  
3 of State with a work address instead of a residence address as  
4 authorized by paragraph (a) of Section 6-109 of the Illinois  
5 Vehicle Code, the State Board of elections shall not create or  
6 electronically transmit to an election authority a voter  
7 registration application for the individual. The State Board  
8 of Elections may provide alternative voter registration  
9 procedures for the individuals described in this subsection.

10 (g) The appropriate election authority shall ensure that  
11 any applicant about whom it receives information from the  
12 State Board of Elections under subsection (f) ~~who is~~  
13 ~~registered to vote or whose existing voter registration is~~  
14 ~~updated under this Section~~ is promptly sent written notice of  
15 the change. The notice required by this subsection (g) may be  
16 sent or combined with other notices required or permitted by  
17 law, including, but not limited to, any notices sent pursuant  
18 to Section 1A-16.5 of this Code. Any notice required by this  
19 subsection (g) shall contain, at a minimum: (i) the  
20 applicant's name and residential address as reflected on the  
21 voter registration list; (ii) ~~a statement notifying the~~  
22 ~~applicant to contact the appropriate election authority if his~~  
23 ~~or her voter registration has been updated in error;~~ (iii) the  
24 qualifications to register to vote in Illinois; ~~(iv) a~~  
25 ~~statement notifying the applicant that he or she may opt out of~~  
26 ~~voter registration or request a change to his or her~~

1 ~~registration information at any time by contacting an election~~  
2 ~~official,~~ and (iii) ~~(v)~~ contact information for the  
3 appropriate election authority, including a phone number,  
4 address, electronic mail address, and website address.

5 For an applicant under subsection (b) of Section 1A-16.1  
6 or subsection (b) of Section 1A-16.2 who is not currently  
7 registered to vote in Illinois, the notice shall be sent  
8 within 5 business days after the transmission of the voter  
9 registration application to the election authority and shall  
10 contain:

11 (1) the following statement: "After your recent visit  
12 to [an Illinois Secretary of State Driver Services  
13 Facility, or designated automatic voter registration  
14 agency] we started an automatic voter registration process  
15 for you. You will be registered to vote unless you  
16 complete, sign, and return this card by [deadline date].";

17 (2) the notices required by Section 5(c)(2) of the  
18 National Voter Registration Act of 1993; and

19 (3) an opportunity to provide a signature as described  
20 in subsection (e) and to select a language for election  
21 materials if applicable to the jurisdiction, by prepaid  
22 postage.

23 For an applicant under subsection (b) of Section 1A-16.1  
24 or subsections (b) of Section 1A-16.2 who is currently  
25 registered to vote in Illinois and whose application contains  
26 a change in the applicant's registered residence address or

1 name, the notice shall be sent within 5 business days after the  
2 transmission of the voter registration application to the  
3 election authority and shall contain:

4 (1) the following statement: "After your recent visit  
5 to [an Illinois Secretary of State Driver Services  
6 Facility or designated automatic voter registration  
7 agency], we started an update to your voter registration.  
8 Your voter registration will be updated unless you  
9 complete, sign and return this card by [deadline date].";

10 (2) the notices required by Section 5(c)(2) of the  
11 National Voter Registration Act of 1993; and

12 (3) an opportunity to provide a signature as described  
13 in subsection (e), and to select a language for election  
14 materials if applicable to the jurisdiction, by prepaid  
15 postage.

16 Any notice required by this subsection shall, at a  
17 minimum, be provided in languages for which there is coverage  
18 for the jurisdiction of the election authority under Section  
19 203 of the federal Voting Rights Act, as identified by the  
20 United States Census Bureau in the Federal Register. Any  
21 notice required by this subsection must also comply with all  
22 applicable, federal, State, and local laws, regulations, and  
23 ordinances that relate to providing language access to  
24 individuals with limited English proficiency. If the State  
25 Board of Elections has received language preference  
26 information regarding the applicant and has transmitted that



1 information to the appropriate election authority, the  
2 appropriate election authority shall take all practicable  
3 measures to send the notice to the applicant in the  
4 applicant's preferred language.

5 (g-5) If an applicant under subsection (b) of Section  
6 1A-16.1 or subsection (b) of Section 1A-16.2 returns the  
7 notice described in subsection (g) declining to be registered  
8 within 23 days after the mailing of the notice, the applicant  
9 shall not be registered to vote and the applicant shall be  
10 deemed not to have attempted to register to vote. If an  
11 applicant under subsection (b) of Section 1A-16.1 or  
12 subsection (b) of Section 1A-16.2 returns the notice described  
13 in subsection (g) declining or correcting the update within 23  
14 days after the mailing of the notice, the applicant's update  
15 shall be declined or corrected in the statewide voter  
16 registration database. If an applicant returns the notice  
17 described in subsection (g) but does not do so within 23 days  
18 after the mailing of the notice, then the applicant shall be  
19 registered to vote under the name and address contained in the  
20 dual-purpose application. If an applicant returns the notice  
21 described in subsection (g) declining to be registered or  
22 declining or correcting the update more than 23 days after the  
23 mailing of the notice, then the notice shall be processed as a  
24 request to cancel or update the applicant's registration.  
25 During the 23-day period specified in this subsection, an  
26 applicant's voter registration or updated voter registration

1 shall be in a pending status.

2 (g-6) If an applicant under subsection (b) of Section  
3 1A-16.1 or subsection (b) of Section 1A-16.2 returns the  
4 notice indicating a language preference, the language  
5 preference shall be retained as part of the person's  
6 registration information.

7 (h) The appropriate election authority shall ensure that  
8 any applicant whose voter registration application is not  
9 accepted or deemed incomplete is promptly sent written notice  
10 of the application's status. The notice required by this  
11 subsection may be sent or combined with other notices required  
12 or permitted by law, including, but not limited to, any  
13 notices sent pursuant to Section 1A-16.5 of this Code. Any  
14 notice required by this subsection (h) shall contain, at a  
15 minimum, the reason the application was not accepted or deemed  
16 incomplete and contact information for the appropriate  
17 election authority, including a phone number, address,  
18 electronic mail address, and website address.

19 (i) If the Office of the Secretary of State or a designated  
20 automatic voter registration agency transfers information, or  
21 if the State Board of Elections creates and transmits a voter  
22 registration application, for a person who does not qualify as  
23 an eligible voter, then it shall not constitute a completed  
24 voter registration form, and the person shall not be  
25 considered to have registered to vote. The Office of the  
26 Secretary of State, a designated automatic voter registration

1 agency, and the State Board of Elections shall provide a means  
2 by which customers may report the potential transfer of  
3 information or transmission of a voter registration  
4 application for a person who does not meet voter registration  
5 qualifications.

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

18 (k) The State Board of Elections, the Office of the  
19 Secretary of State, and each designated automatic voter  
20 registration agency shall implement policies and procedures to  
21 protect the privacy and security of voter information as it is  
22 acquired, stored, and transmitted among agencies, including  
23 policies for the retention and preservation of voter  
24 information. Information designated as confidential under this  
25 Section may be recorded and shared among the State Board of  
26 Elections, election authorities, the Office of the Secretary

1 of State, and designated automatic voter registration  
2 agencies, but shall be used only for voter registration  
3 purposes, shall not be disclosed to the public except in the  
4 aggregate as required by subsection (m) of this Section, and  
5 shall not be subject to the Freedom of Information Act. The  
6 following information shall be designated as confidential:

7 (1) any portion of an applicant's Social Security  
8 number;

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

11 (3) an applicant's decision to decline voter  
12 registration;

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

15 (5) the personal residence and contact information of  
16 any applicant for whom notice has been given by an  
17 appropriate legal authority; ~~and~~

18 (6) the personal residence and contact information  
19 relating to an applicant who returns a notice described  
20 subsection (g) declining to register to vote that was  
21 received by the election authority within 23 days after  
22 mailing the notice or for whom the 23-day period has not  
23 passed.

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

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

8           Nothing in this Code shall require designated voter  
9 registration agencies to transmit information that is  
10 confidential client information under State or federal law  
11 without the consent of the applicant.

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

22           (n) No later than 6 months after the effective date of this  
23 amendatory Act of the 100th General Assembly, the State Board  
24 of Elections shall hold at least one public hearing on  
25 implementing this amendatory Act of the 100th General Assembly  
26 at which the public may provide input.

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

18           (p) The State Board of Elections, in consultation with  
19 election authorities, the Office of the Secretary of State,  
20 designated automatic voter registration agencies, and  
21 community organizations, shall adopt rules as necessary to  
22 implement the provisions of this Section.

23           (q) The changes made to this Section by this amendatory  
24 Act of the 103rd General Assembly shall be implemented no  
25 later than January 1, 2026.

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

1 (10 ILCS 5/1A-16.8)

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

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

13 (b) In addition, beginning no later than September 1,  
14 2017, the State Board of Elections shall utilize data provided  
15 as part of its membership in the Electronic Registration  
16 Information Center in order to cross-reference the statewide  
17 voter registration database against databases of relevant  
18 personal information kept by designated automatic voter  
19 registration agencies, including, but not limited to, driver's  
20 license information kept by the Secretary of State, at least 6  
21 times each calendar year and shall share the findings with  
22 election authorities.

23 This subsection (b) shall no longer apply once Sections  
24 1A-16.1 and 1A-16.2 of this Code are fully implemented as  
25 determined by the State Board of Elections. Upon a

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

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

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

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

26 (2) when the election authority whose jurisdiction



1 includes the previous registration address is a different  
2 election authority, then that election authority provides  
3 the same opportunity through a mailing, sent by  
4 forwardable mail, to the previous registration address.

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

25 (c-5) An agency that does not receive documentation that  
26 an applicant is a United States citizen, as described in

1 subsection (g) of Section 1A-16.1, may enter into an agreement  
2 with the State Board of Elections to transmit information that  
3 shall serve only to update an applicant's existing voter  
4 registration record. Under the agreement, the agency shall  
5 transmit information on all clients who may be registered to  
6 vote with a clear indication that the information shall be  
7 used only for updates. The State Board of Elections shall  
8 determine which applicants are already registered to vote and,  
9 for any voter whose information provided to the agency differs  
10 from that on the voter registration record, provide that  
11 information to the voter's local election authority who shall  
12 update a registered voter's records in accordance with the  
13 procedures described in Section 1A-16.7. The State Board of  
14 Election and local election authority shall take no action  
15 under this subsection for any applicant not already registered  
16 to vote.

17 This subsection shall be implemented no later than January  
18 1, 2026.

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

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

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

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

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

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

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

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

26 (d) (Blank).

1           (e) Each applicant ~~person~~ applying at a driver services  
2 facility for a driver's license or permit, a corrected  
3 driver's license or permit, an Illinois Identification Card  
4 ~~identification card~~ or a corrected Illinois Identification  
5 Card who has presented documentation establishing United  
6 States citizenship as set forth in subsection (g) of Section  
7 1A-16.1 of the Election Code ~~identification card~~ shall be  
8 notified, under the procedures set forth in Sections 1A-16.1  
9 and 1A-16.7 of the Election Code, that the applicant's ~~unless~~  
10 ~~he or she affirmatively declines, his or her~~ personal  
11 information shall be transferred to the State Board of  
12 Elections for the purpose of creating an electronic voter  
13 registration application. Each applicant applying at a driver  
14 services facility for a driver's license or permit, a  
15 corrected driver's license or permit or a State Identification  
16 Card or a corrected Illinois Identification Card who presented  
17 documentation that neither establishes that the applicant is a  
18 United States citizen nor establishes that the applicant is  
19 not a United States citizen, but who affirmatively indicated  
20 they wished to apply to register to vote and attested, in  
21 writing, to United States citizenship, shall be notified,  
22 under the procedures set forth in Sections 1A-16.1 and 1A-16.7  
23 of the Election Code that the applicant's personal information  
24 will be transmitted to the State Board of Elections for the  
25 purpose of creating an electronic voter registration  
26 application. Such notification may be made in writing or

1 verbally issued by an employee or the Secretary of State.

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

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

20 (g) (Blank). ~~The changes made by this amendatory Act of~~  
21 ~~the 100th General Assembly shall be implemented no later than~~  
22 ~~July 1, 2018.~~

23 (h) The changes made to this Section by this amendatory  
24 Act of the 103rd General Assembly shall be implemented no  
25 later than January 1, 2026.

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

1           Section 95. No acceleration or delay. Where this Act makes  
2 changes in a statute that is represented in this Act by text  
3 that is not yet or no longer in effect (for example, a Section  
4 represented by multiple versions), the use of that text does  
5 not accelerate or delay the taking effect of (i) the changes  
6 made by this Act or (ii) provisions derived from any other  
7 Public Act.

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