



Sen. Ram Villivalam

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10300SB3736sam001

LRB103 38253 SPS 71211 a

1 AMENDMENT TO SENATE BILL 3736

2 AMENDMENT NO. _____. Amend Senate Bill 3736 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 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

1 renewal, or a change of address ~~form, or a recertification~~
2 ~~form~~ for a driver's license, ~~other than a temporary visitor's~~
3 ~~driver's license~~, or a State identification card issued by the
4 Office of the Secretary of State, an applicant presents
5 documentation that establishes that the applicant is a United
6 States citizen, as described in subsection (g), and is of age
7 to register to vote or if the information provided to the
8 Office of the Secretary of State under subsection (c)
9 indicates that the applicant is currently registered to vote
10 in Illinois and, upon reviewing the documents and information
11 submitted by the applicant, the Office of the Secretary of
12 State determines that the name or residence address
13 documentation submitted by the applicant differs from the
14 information regarding the applicant provided under subsection
15 (c) meets the requirements of the federal REAL ID Act of 2005,
16 then that application shall serve as a dual-purpose
17 application, unless the applicant declines in accordance with
18 subsection (g) of Section 1A-16.7. The dual-purpose
19 application shall:

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

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

25 (3) in a single affirmation, including the affirmation
26 required for a driver's license or State identification

1 card, allow the applicant to affirm, under penalty of
2 perjury, to the truth and correctness of the information
3 submitted in the dual-purpose application that is
4 necessary to assess the applicant's eligibility to
5 register to vote or to change the applicant's registered
6 residence address or name as it appears on the voter
7 registration rolls ~~provide the applicant with an~~
8 ~~opportunity to affirmatively decline to register to vote~~
9 ~~or to change his or her registered residence address or~~
10 ~~name by providing a check box on the application form~~
11 ~~without requiring the applicant to state the reason; and~~

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

22 The Office of the Secretary of State shall record the type
23 of documents presented by the applicant that establishes the
24 applicant is a United States citizen as described in
25 subsection (g) and shall enter United States citizenship in a
26 designated field. Based on the entry of United States

1 citizenship in the designated field, the Office of the
2 Secretary of State shall initiate a dual-purpose application
3 through an automated process that is not subject to the
4 discretion of individual employees of the Office of the
5 Secretary of State.

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

1 an application to register to vote in Illinois. If the
2 applicant chooses to register to vote, the applicant shall be
3 required ~~or to change his or her registered residence address~~
4 ~~or name, then require the applicant~~ to attest, by a separate
5 signature under penalty of perjury, to meeting the
6 qualifications to register to vote in Illinois at the
7 applicant's ~~his or her~~ residence address as indicated on the
8 ~~his or her~~ dual-purpose application. The dual-purpose
9 application shall allow the applicant to notify the Office of
10 the Secretary of State of the applicant's preferred language.

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

15 (b-10) Before asking any applicant described in subsection
16 (b) to provide the written affirmation described in that
17 subsection, the ~~The~~ Office of the Secretary of State shall
18 clearly and conspicuously inform each applicant in writing:
19 (i) of the qualifications to register to vote in Illinois; ~~7~~
20 (ii) of the penalties provided by law for submission of a false
21 voter registration application, including the
22 immigration-related consequences of incorrectly claiming
23 United States citizenship and of the applicant's opportunity
24 not to proceed in order to avoid the penalties; and (iii) that
25 the ~~, unless the applicant declines to register to vote or~~
26 ~~update his or her voter registration, his or her dual purpose~~

1 application shall also serve as ~~both~~ an application to
2 register to vote ~~and his or her attestation that he or she~~
3 ~~meets the eligibility requirements for voter registration,~~ and
4 that the ~~his or her~~ application to register to vote or update
5 voter ~~his or her~~ registration will be transmitted to the State
6 Board of Elections for the purpose of registering the person
7 to vote at the residence address to be indicated on the
8 applicant's ~~his or her~~ driver's license or identification
9 card, ~~and (iv) that declining to register to vote is~~
10 ~~confidential and will not affect any services the person may~~
11 ~~be seeking from the Office of the Secretary of State.~~

12 The Office of the Secretary of State may provide
13 additional instructions specific to applicants under
14 subsection (b).

15 (b-15) Before asking any applicant described in subsection
16 (b-5) to provide the attestation described in that subsection,
17 the Office of the Secretary of State shall clearly and
18 conspicuously inform each applicant in writing: (i) of the
19 qualifications to register to vote in Illinois; (ii) of the
20 penalties provided by law for submission of a false voter
21 registration application, including the immigration-related
22 consequences of incorrectly claiming United States citizenship
23 and of the applicant's opportunity to withdraw an application
24 to avoid the penalties; (iii) that the application shall also
25 serve as an application to register to vote and that the
26 application to register to vote or update voter registration

1 will be transmitted to the State Board of Elections for the
2 purpose of registering the person to vote at the residence
3 address to be indicated on the applicant's driver's license or
4 identification card, unless the applicant withdraws the
5 application or declines to register to vote or update the
6 applicant's voter registration; and (iv) that declining to
7 register to vote or withdrawing a voter application is
8 confidential and will not affect any services the person may
9 be seeking from the Office of the Secretary of State. The
10 Office of the Secretary of State may provide additional
11 instructions specific to applicants under subsection (b-5).

12 (c) The Office of the Secretary of State shall review
13 information provided to the Office of the Secretary of State
14 by the State Board of Elections to determine ~~inform each~~
15 ~~applicant for a driver's license or permit, other than a~~
16 ~~temporary visitor's driver's license, or a State~~
17 ~~identification card issued by the Office of the Secretary of~~
18 ~~State~~ whether each ~~the~~ applicant under subsections (b) and
19 (b-5) is currently registered to vote in Illinois and, if
20 registered, at what address, and shall inform each applicant
21 described in subsection (b-5) for a driver's license or permit
22 or State identification card issued by the Office of the
23 Secretary of State whether the applicant is currently
24 registered and, if registered, at what address.

25 (d) The Office of the Secretary of State shall not require
26 an applicant for a driver's license or State identification

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

22 (e) A completed, signed application for (i) a driver's
23 license or permit, ~~other than a temporary visitor's driver's~~
24 ~~license,~~ or a State identification card issued by the Office
25 of the Secretary of State that includes the presentation of
26 documentation that establishes that the applicant is a United

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

20 (f) For each completed and signed application that
21 constitutes an application to register to vote in Illinois or
22 provides for a change in the applicant's registered residence
23 address or name, the Office of the Secretary of State shall
24 electronically transmit to the State Board of Elections
25 personal information needed to complete the person's
26 registration to vote in Illinois at the specified ~~his or her~~

1 residence address, including the applicant's choice language
2 preference as indicated by the applicant or as otherwise
3 collected by the Office of the Secretary of State during the
4 permitting, licensing, or identification card transaction. The
5 application to register to vote shall be processed in
6 accordance with Section 1A-16.7.

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

9 (1) a valid, unexpired United States passport or
10 passport card or a United States passport or passport card
11 that has been expired for no more than 2 years;

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

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

18 (4) a Certificate of Citizenship issued by the United
19 States Department of Homeland Security, Form N-560 or form
20 N-561. ~~If the federal REAL ID Act of 2005 is repealed,~~
21 ~~abrogated, superseded, or otherwise no longer in effect,~~
22 ~~then the State Board of Elections shall establish criteria~~
23 ~~for determining reliable personal information indicating~~
24 ~~citizenship status and shall adopt rules as necessary for~~
25 ~~the Secretary of State to continue processing dual purpose~~
26 ~~applications under this Section.~~

1 (h) As used in this Section, "dual-purpose application"
2 means an application, an application for renewal or, a change
3 of address ~~form, or a recertification form~~ for driver's
4 license or permit, ~~other than a temporary visitor's driver's~~
5 ~~license,~~ or a State identification card offered by the
6 Secretary of State that also serves as an application to
7 register to vote in Illinois. "Dual-purpose application" does
8 not mean an application under subsection (c) of Section 6-109
9 of the Illinois Vehicle Code.

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

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

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

15 Sec. 1A-16.1. Automatic voter registration; Secretary of
16 State.

17 (a) The Office of the Secretary of State and the State
18 Board of Elections, pursuant to an interagency contract and
19 jointly adopted ~~jointly-adopted~~ rules, shall establish an
20 automatic voter registration program that satisfies the
21 requirements of this Section and other applicable law.

22 (b) 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 or a State identification card
25 issued by the Office of the Secretary of State, an applicant

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

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

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

21 (3) in a single affirmation, including the affirmation
22 required for a driver's license or State identification
23 card, allow the applicant to affirm, under penalty of
24 perjury, to the truth and correctness of the information
25 submitted in the dual-purpose application that is
26 necessary to assess the applicant's eligibility to

1 register to vote or to change the applicant's registered
2 residence address or name as it appears on the voter
3 registration rolls ~~provide the applicant with an~~
4 ~~opportunity to affirmatively decline to register to vote~~
5 ~~or to change his or her registered residence address or~~
6 ~~name by providing a check box on the application form~~
7 ~~without requiring the applicant to state the reason; and~~

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

18 The Office of the Secretary of State shall record the type
19 of documents presented by the applicant that establishes the
20 applicant is a United States citizen as described in
21 subsection (g) and shall enter United States citizenship in a
22 designated field. Based on the entry of United States
23 citizenship in the designated field, the Office of the
24 Secretary of State shall initiate a dual-purpose application
25 through an automated process that is not subject to the
26 discretion of individual employees of the Office of the

1 Secretary of State.

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

1 of perjury, to meeting the qualifications to register to vote
2 in Illinois at the applicant's ~~his or her~~ residence address as
3 indicated on the ~~his or her~~ dual-purpose application.

4 The dual-purpose application shall allow the applicant to
5 notify the Office of the Secretary of State of the applicant's
6 preferred language.

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

11 (b-10) Before asking any applicant described in subsection
12 (b) to provide the written affirmation described in that
13 subsection, the ~~The~~ Office of the Secretary of State shall

14 clearly and conspicuously inform each applicant in writing:

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

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

18 immigration-related consequences of incorrectly claiming

19 United States citizenship and of the applicant's opportunity

20 not to proceed in order to avoid the penalties; and ~~7~~ (iii) that

21 the ~~, unless the applicant declines to register to vote or~~

22 update his or her voter registration, his or her dual-purpose

23 application shall also serve as ~~both~~ an application to

24 register to vote ~~and his or her attestation that he or she~~

25 ~~meets the eligibility requirements for voter registration,~~ and

26 that the ~~his or her~~ application to register to vote or update

1 voter ~~his or her~~ registration will be transmitted to the State
2 Board of Elections for the purpose of registering the person
3 to vote at the residence address to be indicated on the
4 applicant's ~~his or her~~ driver's license or identification
5 card, and ~~(iv) that declining to register to vote is~~
6 ~~confidential and will not affect any services the person may~~
7 ~~be seeking from the Office of the Secretary of State. The~~
8 Office of the Secretary of State may provide additional
9 instructions specific to applicants under subsection (b).

10 (b-15) Before asking any applicant described in subsection
11 (b-5) to provide the attestation described in that subsection,
12 the Office of the Secretary of State shall clearly and
13 conspicuously inform each applicant in writing: (i) of the
14 qualifications to register to vote in Illinois; (ii) of the
15 penalties provided by law for submission of a false voter
16 registration application, including the immigration-related
17 consequences of incorrectly claiming United States citizenship
18 and of the applicant's opportunity to withdraw an application
19 to avoid the penalties; (iii) that the application shall also
20 serve as an application to register to vote and that the
21 application to register to vote or update voter registration
22 will be transmitted to the State Board of Elections for the
23 purpose of registering the person to vote at the residence
24 address to be indicated on the applicant's driver's license or
25 identification card, unless the applicant withdraws the
26 application or declines to register to vote or update the

1 applicant's voter registration; and (iv) that declining to
2 register to vote or withdrawing a voter application is
3 confidential and will not affect any services the person may
4 be seeking from the Office of the Secretary of State. The
5 Office of the Secretary of State may provide additional
6 instructions specific to applicants under subsection (b-5).

7 (c) The Office of the Secretary of State shall review
8 information provided to the Office of the Secretary of State
9 by the State Board of Elections to determine whether each
10 ~~inform each applicant for a driver's license or permit or a~~
11 ~~State identification card issued by the Office of the~~
12 ~~Secretary of State, other than an application or form that~~
13 ~~pertains to a standard driver's license or identification card~~
14 ~~and does not list a social security number for the applicant,~~
15 ~~whether the~~ applicant under subsections (b) and (b-5) is
16 currently registered to vote in Illinois and, if registered,
17 at what address, and shall inform each applicant described in
18 subsection (b-5) for a driver's license or permit or State
19 identification card issued by the Office of the Secretary of
20 State whether the applicant is currently registered and, if
21 registered, at what address.

22 (d) The Office of the Secretary of State shall not require
23 an applicant for a driver's license or State identification
24 card to provide duplicate identification or information in
25 order to complete an application to register to vote or change
26 his or her registered residence address or name. Before

1 transmitting any personal information about an applicant to
2 the State Board of Elections, the Office of the Secretary of
3 State shall review its records of the ~~identification~~ documents
4 the applicant provided in order to complete the application
5 for a driver's license or State identification card, to
6 confirm that nothing in those documents indicates that the
7 applicant does not satisfy the qualifications to register to
8 vote in Illinois at his or her residence address. If the
9 applicant provides the Office of the Secretary of State with
10 an address designated by the Attorney General as a substitute
11 mailing address under Section 15 of the Address
12 Confidentiality for Victims of Domestic Violence, Sexual
13 Assault, Human Trafficking, or Stalking Act or is a judicial
14 officer of peace officer who provides the Office of the
15 Secretary of State with a work address instead of a residence
16 address, as authorized by subsection (a) of Section 6-106 of
17 the Illinois Vehicle Code, the applicant shall not be offered
18 voter registration by the Office of the Secretary of State.

19 (e) A completed, signed application for (i) a driver's
20 license or permit or a State identification card issued by the
21 Office of the Secretary of State that includes the
22 presentation of documentation that establishes that the
23 applicant is a United States citizen and is of age to register
24 to vote or for which the information provided to the Office of
25 the Secretary of State under subsection (c) indicates that the
26 applicant is currently registered to vote in Illinois, ~~that~~

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

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

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

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

5 (1) a valid, unexpired United States passport or
6 passport card or a United States passport or passport card
7 that has been expired for no more than 2 years;

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

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

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

23 (h) As used in this Section, "dual-purpose application"
24 means an application, an application for renewal or a change
25 of address ~~form, or a recertification form~~ for driver's
26 license or permit or a State identification card offered by

1 the Secretary of State, other than an application or form that
2 pertains to a standard driver's license or identification card
3 for an applicant who does not have and is not eligible for, a
4 social security number ~~and does not list a social security~~
5 ~~number for the applicant~~, that also serves as an application
6 to register to vote in Illinois. "Dual-purpose application"
7 does not mean an application under subsection (c) of Section
8 6-109 of the Illinois Vehicle Code.

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

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

13 (10 ILCS 5/1A-16.2)

14 Sec. 1A-16.2. Automatic voter registration; designated
15 automatic voter registration agencies.

16 (a) Each designated automatic voter registration agency
17 shall, pursuant to an interagency contract and jointly adopted
18 ~~jointly adopted~~ rules with the State Board of Elections, agree
19 to participate in an automatic voter registration program
20 established by the State Board of Elections that satisfies the
21 requirements of this Section and other applicable law. If the
22 designated automatic voter registration agency provides
23 applications, applications for renewal, change of address
24 forms, filing, or recertification forms to individuals for
25 services offered by another agency, then the State Board of

1 Elections and the designated automatic voter agency shall
2 consult with the other agency. The State Board of Elections
3 shall consider the current technological capabilities of the
4 designated voter registration agency when drafting interagency
5 contracts and jointly adopted ~~jointly adopted~~ rules. The State
6 Board of Elections and the designated automatic voter
7 registration agency shall amend these contracts and rules as
8 the technological capabilities of the designated voter
9 registration agencies improve.

10 (b) As provided in subsection (a) of this Section, each
11 designated automatic voter registration agency ~~that collects~~
12 ~~or cross-references reliable personal information indicating~~
13 ~~citizenship status~~ may provide that an application or form for
14 a license, permit, program, or service described in subsection
15 (a) for which, as part of the application, the applicant
16 presents documentation that establishes that the applicant is
17 a United States citizen as described in subsection (g) of
18 Section 1A-16.1 shall serve as a dual-purpose application,
19 unless the applicant declines in accordance with subsection
20 (g) of Section 1A-16.7. 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 the applicant's his
24 ~~or her~~ registered residence address or name as it appears
25 on the voter registration rolls;

26 (3) in a single affirmation including the affirmation

1 required for the designated automatic voter registration
2 agency's application, allow the applicant to affirm, under
3 penalty of perjury, to the truth and correctness of
4 information submitted in the dual-purpose application that
5 is necessary to assess the applicant's eligibility to
6 register to vote or to change the applicant's registered
7 residence address or name as it appears on the voter
8 registration rolls ~~provide the applicant with an~~
9 ~~opportunity to affirmatively decline to register to vote~~
10 ~~or change his or her registered residence address or name~~
11 ~~by providing a check box on the application form without~~
12 ~~requiring the applicant to state the reason; and~~

13 (4) allow the applicant to notify the agency of the
14 applicant's preferred language ~~unless the applicant~~
15 ~~declines to register to vote or to change his or her~~
16 ~~registered residence address or name, require the~~
17 ~~applicant to attest, by signature under penalty of~~
18 ~~perjury, to meeting the qualifications to register to vote~~
19 ~~in Illinois at his or her residence address as indicated~~
20 ~~on his or her dual-purpose application.~~

21 The agency shall record the type of document presented by
22 the applicant that establishes that the applicant is a United
23 States citizen as described in subsection (g) of Section
24 1A-16.1.

25 (c) As provided in subsection (a) of this Section, each
26 designated automatic voter registration agency ~~that does not~~

1 ~~collect or cross-reference records containing reliable~~
2 ~~personal information indicating citizenship status~~ may provide
3 that an application or, an application for renewal, a change
4 ~~of address form, or a recertification~~ form for a license,
5 permit, program, or service described in subsection (a), for
6 which the applicant presents documentation that neither
7 establishes that the applicant is a United States citizen nor
8 establishes that the applicant is not a United States citizen,
9 shall serve as a dual-purpose application if the applicant
10 chooses to register to vote. The dual-purpose application
11 shall:

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

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

17 (3) if the applicant chooses to register to vote or to
18 change the applicant's ~~his or her~~ registered residence
19 address or name, then require the applicant to attest, by
20 a separate signature under penalty of perjury, to meeting
21 the qualifications to register to vote in Illinois at his
22 or her residence address as indicated on his or her
23 dual-purpose application; and.

24 (4) allow the applicant to notify the agency of the
25 applicant's preferred language.

26 (c-1) If an applicant presents documentation to the

1 designated automatic voter registration agency that
2 establishes that the applicant is not a United States citizen
3 or the applicant attests that the applicant is not a United
4 States citizen, no application submitted by that applicant
5 shall serve as a dual-purpose application under this Section.

6 (c-5) Before asking any applicant described in subsection
7 (b) of this Section to provide the affirmation described in
8 that subsection, the ~~The~~ designated automatic voter
9 registration agency shall clearly and conspicuously inform
10 each applicant in writing: (i) of the qualifications to
11 register to vote in Illinois; ~~7~~ (ii) of the penalties provided
12 by law for submission of a false voter registration
13 application, including the immigration-related consequences of
14 incorrectly claiming United States citizenship and of the
15 applicant's opportunity not to proceed in order to avoid the
16 penalties; (iii) that the application shall serve as an
17 application to register to vote or change the applicant's
18 voter registration, and that the application ~~, unless the~~
19 ~~applicant declines to register to vote or update his or her~~
20 ~~voter registration, his or her application shall also serve as~~
21 ~~both an application to register to vote and his or her~~
22 ~~attestation that he or she meets the eligibility requirements~~
23 ~~for voter registration, and that his or her application to~~
24 ~~register to vote or update his or her registration will be~~
25 ~~transmitted to the State Board of Elections for the purpose of~~
26 ~~registering the person to vote at the residence address to be~~

1 indicated on the dual-purpose application; ~~τ~~ (iv) that
2 information identifying the agency at which he or she applied
3 to register to vote is confidential; ~~τ~~ ~~(v) that declining to~~
4 ~~register to vote is confidential and will not affect any~~
5 ~~services the person may be seeking from the agency,~~ and (v)
6 ~~(vi)~~ any additional information needed in order to comply with
7 Section 7 of the federal National Voter Registration Act of
8 1993. The designated automatic voter registration agency may
9 provide additional instructions specific to applicants under
10 subsection (b).

11 (c-10) Before asking any applicant described in subsection
12 (c) to provide the attestation described in that subsection,
13 the designated automatic voter registration agency shall
14 clearly and conspicuously inform each applicant in writing:
15 (i) of the qualifications to register to vote in Illinois;
16 (ii) of the penalties provided by law for submission of a false
17 voter registration application, including the
18 immigration-related consequences of incorrectly claiming
19 United States citizenship, and of the applicant's opportunity
20 to withdraw an application to avoid the penalties; (iii) that
21 the application shall also serve as an application to register
22 to vote or update the applicant's voter registration and that
23 the application to register to vote or update voter
24 registration will be transmitted to the State Board of
25 Elections for the purpose of registering the person to vote at
26 the residence address to be indicated on the dual-purpose

1 application, unless the applicant withdraws the application or
2 declines to register to vote or update the applicant's voter
3 registration; (iv) that information identifying the agency at
4 which the applicant applied to register to vote is
5 confidential; (v) that withdrawing a voter registration
6 application or otherwise declining to register to vote is
7 confidential and will not affect any services the person may
8 be seeking from the agency; and (vi) any additional
9 information needed in order to comply with Section 7 of the
10 federal National Voter Registration Act of 1993. The
11 designated automatic voter registration agency may provide
12 additional instructions specific to applicants under
13 subsection (c).

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

19 (e) The designated automatic voter registration agency
20 shall not require an applicant for a dual-purpose application
21 to provide duplicate identification or information in order to
22 complete an application to register to vote or change the
23 applicant's ~~his or her~~ registered residence address or name.
24 Before transmitting any personal information about an
25 applicant to the State Board of Elections, the agency shall
26 review its records of the ~~identification~~ documents the

1 applicant provided or that the agency cross-references in
2 order to complete the dual-purpose application, to confirm
3 that nothing in those documents indicates that the applicant
4 does not satisfy the qualifications to register to vote in
5 Illinois at the applicant's ~~his or her~~ residence address. A
6 completed and signed dual-purpose application, including a
7 completed application under subsection (c) of this Section
8 with a separate signature attesting that the applicant meets
9 the qualifications to register to vote in Illinois at the ~~his~~
10 ~~or her~~ residence address as indicated on the ~~his or her~~
11 application, shall constitute an application to register to
12 vote in Illinois at the residence address indicated in the
13 application ~~unless the person affirmatively declined in the~~
14 ~~application to register to vote or to change his or her~~
15 ~~registered residence address or name~~. If the ~~identification~~
16 documents provided to complete the dual-purpose application,
17 or that the agency cross-references, indicate that the
18 applicant ~~he or she~~ does not satisfy the qualifications to
19 register to vote in Illinois at his or her residence address,
20 the application shall be marked as incomplete. If the
21 applicant provides the Office of the Secretary of State with
22 an address designated by the Attorney General as a substitute
23 mailing address under Section 15 of the Address
24 Confidentiality for Victims of Domestic Violence, Sexual
25 Assault, Human Trafficking, or Stalking Act or is a judicial
26 officer of peace officer who provides the Office of the

1 Secretary of State with a work address instead of a residence
2 address, as authorized by subsection (a) of Section 6-106 of
3 the Illinois Vehicle Code, the applicant shall not be offered
4 voter registration by the Office of the Secretary of State.

5 (f) For each completed and signed dual-purpose application
6 that constitutes an application to register to vote in
7 Illinois or provides for a change in the applicant's
8 registered residence address or name, the designated automatic
9 voter registration agency shall electronically transmit to the
10 State Board of Elections personal information needed to
11 complete the person's registration to vote in Illinois at his
12 or her residence address, including the applicant's language
13 preference as indicated by the applicant or as otherwise
14 collected by the designated automatic voter registration
15 agency in the course of receiving applications and other forms
16 regarding licenses, permits, programs, and services offered by
17 the designated automatic voter registration agency. The
18 application to register to vote shall be processed in
19 accordance with Section 1A-16.7.

20 (g) As used in this Section:

21 "Designated automatic voter registration agency" or
22 "agency" means the divisions of Family and Community
23 Services and Rehabilitation Services of the Department of
24 Human Services, the Department of Employment Security, the
25 Department of Financial and Professional Regulation, the
26 Department of Natural Resources, or an agency of the

1 local, tribal, State, or federal government that ~~has been~~
2 ~~determined by the State Board of Elections to have access~~
3 ~~to reliable personal information and~~ has entered into an
4 interagency contract with the State Board of Elections to
5 participate in the automatic voter registration program
6 under this Section.

7 "Dual-purpose application" means an application, an
8 application for renewal, a change of address form, or a
9 recertification form for a license, permit, program, or
10 service offered by a designated automatic voter
11 registration agency that also serves as an application to
12 register to vote in Illinois.

13 ~~"Reliable personal information" means information~~
14 ~~about individuals obtained from government sources that~~
15 ~~may be used to verify whether an individual is eligible to~~
16 ~~register to vote.~~

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

19 (i) The Department of Healthcare and Family Services shall
20 implement, as permitted by applicable federal law, an
21 automatic voter registration system under this Section for
22 applicants for Illinois Medicaid no later than July 1, 2026.
23 The Department of Healthcare and Family Services, or its
24 agent, may perform the procedures described in subsections
25 (f), (g), and (g-5) of Section 1A-16.7 and electronically
26 transmit to the State Board of Elections the personal

1 information needed to complete an applicant's registration to
2 vote in Illinois at his or her residence address for each
3 applicant who does not decline to be registered or decline an
4 update. The procedures and notices described in subsections
5 (f), (g), and (g-5) of Section 1A- 16.7 may be modified to the
6 extent necessary to comply with applicable federal law. For
7 purposes of this subsection, the State Board of Elections may
8 serve as the agent of the Department of Healthcare and Family
9 Services.

10 (j) If an agency under this Section receives documentation
11 that an applicant is a United States citizen, as described in
12 subsection (g) of Section 1A-16.1 for more than one person
13 listed on an application for a license, permit, program, or
14 service, each person for whom the agency receives the
15 documentation may be considered an applicant under this
16 Section and the application may serve as a dual-purpose
17 application for each person.

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

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

22 (10 ILCS 5/1A-16.3 new)

23 Sec. 1A-16.3. Language assistance.

24 (a) Every facility operated by the Driver Services
25 Department of the Office of the Secretary of State and all

1 facilities of a designated voter registration agency located
2 in a political subdivision covered by Section 203 of the
3 federal Voting Rights Act shall display and make plainly
4 visible signage informing applicants about the type of
5 language assistance available. The signage shall be in the
6 covered languages applicable for the political subdivision.

7 (b) Every facility operated by the Driver Services
8 Department of the Office of the Secretary of State and all
9 facilities of a designated voter registration agency located
10 in a political subdivision covered by Section 203 of the
11 federal Voting Rights Act shall make available, in the covered
12 languages, all written materials and verbal communication
13 regarding voter registration for the purpose of processing the
14 applicant's dual-purpose application described in Sections
15 1A-16.1 and 1A-16.2. These materials shall include the notices
16 described in subsection (b-10) of Section 1A-16.1 and
17 subsection (e) of Section 2-105 of the Illinois Vehicle Code,
18 the affirmations described in paragraph (3) of subsection (b)
19 of Section 1A-16.1 and paragraph (3) of subsection (b) of
20 Section 1A-16.2, and the attestations described in subsection
21 (b-5) of Section 1A-16.1 and paragraph (3) of subsection (c)
22 of Section 1A-16.2.

23 (c) In addition to the requirements under subsections (a)
24 and (b), every facility operated by the Driver Services
25 Department of the Office of the Secretary of State and all
26 designated automatic voter registration agencies as defined in

1 subsection (g) of Section 1A-16.2 shall make available, in the
2 5 most common non-English languages in this State, all written
3 materials provided to an applicant for the purpose of
4 processing the applicant's dual-purpose application as
5 described in Sections 1A-16.1 and 1A-16.2. These materials
6 shall include, but not be limited to, the notices described in
7 subsection (b-10) of Section 1A-16.1 and subsection (e) of
8 Section 2-105 of the Illinois Vehicle Code, the affirmations
9 described in paragraph (3) of subsection (b) of Section
10 1A-16.1 and paragraph (3) of subsection (b) of Section
11 1A-16.2, and the attestations described in subsection (b-5) of
12 Section 1A-16.1 and paragraph (3) of subsection (c) of Section
13 1A-16.2. The Office of the Secretary of the State shall
14 determine the 5 most common non-English languages in this
15 State by referring to the best available data from the United
16 States Census Bureau or other sources that the Office of the
17 Secretary of the State considers relevant and reliable.

18 (10 ILCS 5/1A-16.7)

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

20 (a) The State Board of Elections shall establish and
21 maintain a portal for automatic government agency voter
22 registration that permits an eligible person to electronically
23 apply to register to vote or to update his or her existing
24 voter registration as provided in Section 1A-16.1 or Section
25 1A-16.2. The portal shall interface with the online voter

1 registration system established in Section 1A-16.5 of this
2 Code and shall be capable of receiving and processing voter
3 registration application information, including electronic
4 signatures, from the Office of the Secretary of State and each
5 designated automatic voter registration agency, as defined in
6 Section 1A-16.2. The State Board of Elections may
7 cross-reference voter registration information from any
8 designated automatic voter registration agency, as defined
9 under Section 1A-16.2 of this Code, with information contained
10 in the database of the Secretary of State as provided under
11 subsection (c) of Section 1A-16.5 of this Code. The State
12 Board of Elections shall modify the online voter registration
13 system as necessary to implement this Section.

14 (b) Voter registration data received from the Office of
15 the Secretary of State or a designated automatic voter
16 registration agency through the online registration
17 application system shall be processed as provided in Section
18 1A-16.5 of this Code.

19 (c) The State Board of Elections shall establish technical
20 specifications applicable to each automatic government
21 registration program, including data format and transmission
22 specifications. The Office of the Secretary of State and each
23 designated automatic voter registration agency shall maintain
24 a data transfer mechanism capable of transmitting voter
25 registration application information, including electronic
26 signatures where available, to the online voter registration

1 system established in Section 1A-16.5 of this Code.

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

17 ~~As used in this subsection (d), "reliable personal~~
18 ~~information" means information about individuals obtained from~~
19 ~~government sources that may be used to verify whether an~~
20 ~~individual is eligible to register to vote.~~

21 (e) Whenever an applicant's data is transferred from the
22 Office of the Secretary of State or a designated automatic
23 voter registration agency, the agency must transmit a
24 signature image if available. If no signature image was
25 provided by the agency and ~~, or if~~ no signature image is
26 available in the Office of the Secretary of State's database

1 or the statewide voter registration database, or other
2 database available to the State Board of Elections, the
3 applicant must be notified that voter ~~his or her~~ registration
4 will remain in a pending status until the applicant: ~~, and the~~
5 ~~applicant will be required to~~

6 (1) provides ~~provide~~ identification that complies with
7 the federal Help America Vote Act of 2002 and a signature
8 to the election authority on election day in the polling
9 place or during early voting;~~:-~~

10 (2) provides identification that complies with the
11 federal Help America Vote Act of 2002 and a signature with
12 a mail ballot, or provides a signature in accordance with
13 the procedures described in subsection (g-5) of Section
14 19-8; or

15 (3) provides a signature in response to the notice
16 described in subsection (g) or by other paper or
17 electronic means determined by the State Board of
18 Elections.

19 (f) Upon receipt of personal information collected and
20 transferred by the Office of the Secretary of State or a
21 designated automatic voter registration agency, the State
22 Board of Elections shall check the information against the
23 statewide voter registration database. The State Board of
24 Elections shall create and electronically transmit to the
25 appropriate election authority a voter registration
26 application for any individual who is not registered to vote

1 in Illinois and is not disqualified as provided in this
2 Section or whose information reliably indicates a more recent
3 update to the name or address of a person already included in
4 the statewide voter database. The election authority shall
5 process the application accordingly. If the individual
6 provides the Office of the Secretary of State or a designated
7 automatic voter registration agency with an address designated
8 by the Attorney General as a substitute mailing address under
9 Section 15 of the Address Confidentiality for Victims of
10 Domestic Violence, Sexual Assault, Human Trafficking, or
11 Stalking Act or if the State Board of Elections otherwise
12 determines that the individual is a program participant under
13 Section 10 of the Address Confidentiality for Victims of
14 Domestic Violence, Sexual Assault, Human Trafficking, or
15 Stalking Act, the State Board of Elections shall not create or
16 electronically transmit to an election authority a voter
17 registration the application for the individual. If a judicial
18 officer or peace officers provides the Office of the Secretary
19 of State with a work address instead of a residence address as
20 authorized by paragraph (a) of Section 6-109 of the Illinois
21 Vehicle Code, the State Board of elections shall not create or
22 electronically transmit to an election authority a voter
23 registration application for the individual. The State Board
24 of Elections may provide alternative voter registration
25 procedures for the individuals described in this subsection.

26 (g) The appropriate election authority shall ensure that

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

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

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

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

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

13 For an applicant under subsection (b) of Section 1A-16.1
14 or subsections (b) of Section 1A-16.2 who is currently
15 registered to vote in Illinois and whose application contains
16 a change in the applicant's registered residence address or
17 name, the notice shall be sent within 5 business days after the
18 transmission of the voter registration application to the
19 election authority and shall contain:

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

26 (2) the notices required by Section 5(c)(2) of the

1 National Voter Registration Act of 1993; and

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

6 Any notice required by this subsection shall, at a
7 minimum, be provided in languages for which there is coverage
8 for the jurisdiction of the election authority under Section
9 203 of the federal Voting Rights Act, as identified by the
10 United States Census Bureau in the Federal Register. Any
11 notice required by this subsection must also comply with all
12 applicable, federal, State, and local laws, regulations, and
13 ordinances that relate to providing language access to
14 individuals with limited English proficiency. If the State
15 Board of Elections has received language preference
16 information regarding the applicant and has transmitted that
17 information to the appropriate election authority, the
18 appropriate election authority shall take all practicable
19 measures to send the notice to the applicant in the
20 applicant's preferred language.

21 (g-5) If an applicant under subsection (b) of Section
22 1A-16.1 or subsection (b) of Section 1A-16.2 returns the
23 notice described in subsection (g) declining to be registered
24 within 23 days after the mailing of the notice, the applicant
25 shall not be registered to vote and the applicant shall be
26 deemed not to have attempted to register to vote. If an

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

18 (g-6) If an applicant under subsection (b) of Section
19 1A-16.1 or subsection (b) of Section 1A-16.2 returns the
20 notice indicating a language preference, the language
21 preference shall be retained as part of the person's
22 registration information.

23 (h) The appropriate election authority shall ensure that
24 any applicant whose voter registration application is not
25 accepted or deemed incomplete is promptly sent written notice
26 of the application's status. The notice required by this

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

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

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

1 vote or willfully attempts to vote or to register to vote.

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

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

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

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

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

25 (5) the personal residence and contact information of
26 any applicant for whom notice has been given by an

1 appropriate legal authority; ~~and-~~

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

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

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

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

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

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

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

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

1 personally.

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

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

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

11 (10 ILCS 5/1A-16.8)

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

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

23 (b) In addition, beginning no later than September 1,
24 2017, the State Board of Elections shall utilize data provided
25 as part of its membership in the Electronic Registration

1 Information Center in order to cross-reference the statewide
2 voter registration database against databases of relevant
3 personal information kept by designated automatic voter
4 registration agencies, including, but not limited to, driver's
5 license information kept by the Secretary of State, at least 6
6 times each calendar year and shall share the findings with
7 election authorities.

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

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

1 (c) An election authority shall automatically register any
2 voter who has moved into its jurisdiction from another
3 jurisdiction in Illinois or has moved within its jurisdiction
4 provided that:

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

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

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

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

9 (c-5) An agency that does not receive documentation that
10 an applicant is a United States citizen, as described in
11 subsection (g) of Section 1A-16.1, may enter into an agreement
12 with the State Board of Elections to transmit information that
13 shall serve only to update an applicant's existing voter
14 registration record. Under the agreement, the agency shall
15 transmit information on all clients who may be registered to
16 vote with a clear indication that the information shall be
17 used only for updates. The State Board of Elections shall
18 determine which applicants are already registered to vote and,
19 for any voter whose information provided to the agency differs
20 from that on the voter registration record, provide that
21 information to the voter's local election authority who shall
22 update a registered voter's records in accordance with the
23 procedures described in Section 1A-16.7. The State Board of
24 Election and local election authority shall take no action
25 under this subsection for any applicant not already registered
26 to vote.

1 This subsection shall be implemented no later than January
2 1, 2026.

3 (d) No voter shall be disqualified from voting due to an
4 error relating to an update of registration under this
5 Section.

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

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

9 (625 ILCS 5/2-105) (from Ch. 95 1/2, par. 2-105)

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

11 (a) The Secretary of State shall maintain offices in the
12 State capital and in such other places in the State as he may
13 deem necessary to properly carry out the powers and duties
14 vested in him.

15 (b) The Secretary of State may construct and equip one or
16 more buildings in the State of Illinois outside of the County
17 of Sangamon as he deems necessary to properly carry out the
18 powers and duties vested in him. The Secretary of State may, on
19 behalf of the State of Illinois, acquire public or private
20 property needed therefor by lease, purchase or eminent domain.
21 The care, custody and control of such sites and buildings
22 constructed thereon shall be vested in the Secretary of State.
23 Expenditures for the construction and equipping of any of such
24 buildings upon premises owned by another public entity shall

1 not be subject to the provisions of any State law requiring
2 that the State be vested with absolute fee title to the
3 premises. The exercise of the authority vested in the
4 Secretary of State by this Section is subject to the
5 appropriation of the necessary funds.

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

10 (d) (Blank).

11 (e) Each applicant ~~person~~ applying at a driver services
12 facility for a driver's license or permit, a corrected
13 driver's license or permit, an Illinois Identification Card
14 ~~identification card~~ or a corrected Illinois Identification
15 Card who has presented documentation establishing United
16 States citizenship as set forth in subsection (g) of Section
17 1A-16.1 of the Election Code ~~identification card~~ shall be
18 notified, under the procedures set forth in Sections 1A-16.1
19 and 1A-16.7 of the Election Code, that the applicant's ~~unless~~
20 ~~he or she affirmatively declines, his or her~~ personal
21 information shall be transferred to the State Board of
22 Elections for the purpose of creating an electronic voter
23 registration application. Each applicant applying at a driver
24 services facility for a driver's license or permit, a
25 corrected driver's license or permit or a State Identification
26 Card or a corrected Illinois Identification Card who presented

1 documentation that neither establishes that the applicant is a
2 United States citizen nor establishes that the applicant is
3 not a United States citizen, but who affirmatively indicated
4 they wished to apply to register to vote and attested, in
5 writing, to United States citizenship, shall be notified,
6 under the procedures set forth in Sections 1A-16.1 and 1A-16.7
7 of the Election Code that the applicant's personal information
8 will be transmitted to the State Board of Elections for the
9 purpose of creating an electronic voter registration
10 application. Such notification may be made in writing or
11 verbally issued by an employee or the Secretary of State.

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

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

1 numbers of law enforcement and other governmental agencies
2 that provide assistance to victims of financial identity
3 theft.

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

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

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

11 Section 95. No acceleration or delay. Where this Act makes
12 changes in a statute that is represented in this Act by text
13 that is not yet or no longer in effect (for example, a Section
14 represented by multiple versions), the use of that text does
15 not accelerate or delay the taking effect of (i) the changes
16 made by this Act or (ii) provisions derived from any other
17 Public Act.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law."