



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004
HB4597

Introduced 02/04/04, by Mike Boland

SYNOPSIS AS INTRODUCED:

10 ILCS 5/4-16

from Ch. 46, par. 4-16

Amends the Election Code. Provides that any registered voter who changes his or her residence from one address to another within the same precinct will maintain his or her registration and is not required to have the registration transferred to the new address. Effective Immediately.

LRB093 14525 RAS 40016 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 Section
5 4-16 as follows:

6 (10 ILCS 5/4-16) (from Ch. 46, par. 4-16)

7 Sec. 4-16. Any registered voter who changes his residence
8 from one address to another within the same county wherein this
9 Article is in effect, may have his registration transferred to
10 his new address by making and signing an application for change
11 of residence address upon a form to be provided by the county
12 clerk. Such application must be made to the office of the
13 county clerk and may be made either in person or by mail. In
14 case the person is unable to sign his name, the county clerk
15 shall require him to execute the application in the presence of
16 the county clerk or of his properly authorized representative,
17 by his mark, and if satisfied of the identity of the person,
18 the county clerk shall make the transfer.

19 Upon receipt of the application, the county clerk, or one
20 of his employees deputized to take registrations shall cause
21 the signature of the voter and the data appearing upon the
22 application to be compared with the signature and data on the
23 registration record card, and if it appears that the applicant
24 is the same person as the person previously registered under
25 that name the transfer shall be made.

26 No transfers of registration under the provisions of this
27 Section shall be made during the 27 days preceding any election
28 at which such voter would be entitled to vote. Any registered
29 voter who changes his or her residence from one address to
30 another within the same precinct wherein this Article is in
31 effect is not required to have his or her registration
32 transferred to the new address in the manner prescribed in this

1 Section. When a removal of a registered voter takes place from
2 one address to another within the same precinct ~~within a period~~
3 ~~during which a transfer of registration cannot be made before~~
4 ~~any election or primary, the voter he~~ shall be entitled to
5 maintain his or her registration and vote in any election in
6 which the voter is entitled to vote ~~upon presenting the judges~~
7 ~~of election his affidavit substantially in the form prescribed~~
8 ~~in Section 17-10 of this Act of a change of residence address~~
9 ~~within the precinct on a date therein specified.~~

10 The county clerk may obtain information from utility
11 companies, city, village, incorporated town and township
12 records, the post office, or from other sources, regarding the
13 removal of registered voters, and may treat such information,
14 and information procured from his death and marriage records on
15 file in his office, as an application to erase from the
16 register any name concerning which he may so have information
17 that the voter is no longer qualified to vote under the name,
18 or from the address from which registered, and give notice
19 thereof in the manner provided by Section 4--12 of this
20 Article, and notify voters who have changed their address that
21 a transfer of registration may be made in the manner provided
22 in this Section enclosing a form therefor.

23 If any person be registered by error in a precinct other
24 than that in which he resides, the county clerk may transfer
25 his registration to the proper precinct, and if the error is or
26 may be on the part of the registration officials, and is
27 disclosed too late before an election or primary to mail the
28 certificate required by Section 4--15, such certificate may be
29 personally delivered to the voter and he may vote thereon as
30 therein provided, but such certificates so issued shall be
31 specially listed with the reason for the issuance thereof.

32 Where a revision or rearrangement of precincts is made by
33 the county board, the county clerk shall immediately transfer
34 to the proper precinct the registration of any voter affected
35 by such revision or rearrangement of the precinct; make the
36 proper notations on the registration cards of a voter affected

1 by the revision or rearrangement and shall issue revised
2 certificates to each registrant of such change.

3 Any registered voter who changes his or her name by
4 marriage or otherwise shall be required to register anew and
5 authorize the cancellation of the previous registration; but if
6 the voter still resides in the same precinct and if the change
7 of name takes place within a period during which a transfer of
8 registration cannot be made, preceding any election or primary,
9 the elector may, if otherwise qualified, vote upon making an
10 affidavit substantially in the form prescribed in Section 17-10
11 of this Act.

12 The precinct election officials shall report to the county
13 clerk the names and addresses of all persons who have changed
14 their addresses and voted, which shall be treated as an
15 application to change address accordingly, and the names and
16 addresses of all persons otherwise voting by affidavit as in
17 this Section provided, which shall be treated as an application
18 to erase under Section 4--12 hereof.

19 (Source: P.A. 92-816, eff. 8-21-02.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.