

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 1-3.5, 1-9, 1-12, 1A-8, 1A-16, 1A-16.5, 1A-25, 3-6,  
6 4-6.3, 4-10, 4-50, 4-105, 5-9, 5-16.3, 5-50, 5-105, 6-29,  
7 6-50.3, 6-100, 6-105, 7-15, 7-34, 10-7, 10-9, 11-4.1, 11-7,  
8 12-1, 13-1, 13-1.1, 13-2, 13-10, 14-3.1, 14-3.2, 16-5.01, 17-8,  
9 17-9, 17-18.1, 17-19.2, 17-21, 17-23, 17-29, 18-5, 18-9.2,  
10 18A-5, 18A-15, 19-2, 19-3, 19-4, 19-5, 19-6, 19-7, 19-8, 19-10,  
11 19-12.1, 19-12.2, 19-13, 19-15, 19-20, 19A-10, 19A-15, 19A-25,  
12 19A-35, 19A-75, 20-1, 20-2, 20-2.1, 20-2.2, 20-2.3, 20-3, 20-4,  
13 20-5, 20-6, 20-7, 20-8, 20-10, 20-13, 20-13.1, 20-25, 24-15,  
14 24-16, 24A-6, 24A-10, 24A-15.1, 24B-6, 24B-10, 24B-15.1,  
15 24C-1, 24C-6, 24C-11, 24C-13, 24C-15, 25-7, 28-9, 29-5, 29-20,  
16 and the heading of Article 19 and by adding Sections 1-9.1,  
17 1-9.2, 1A-16.6, 1A-16.8, 1A-45, 18A-218, 18A-218.10,  
18 18A-218.20, 18A-218.30, and 18A-218.40 as follows:

19 (10 ILCS 5/1-3.5 new)

20 Sec. 1-3.5. Absentee voting. Any references to absentee  
21 ballots, absentee voters, absentee registration, or absentee  
22 voting procedures in this Code shall be construed to refer to  
23 vote by mail ballots, persons who vote by mail, registration by

1 mail, or voting by mail.

2 (10 ILCS 5/1-9)

3 Sec. 1-9. Central counting of grace period, early, vote by  
4 mail ~~absentee~~, and provisional ballots. Notwithstanding any  
5 statutory provision to the contrary enacted before the  
6 effective date of this amendatory Act of the 94th General  
7 Assembly, all grace period ballots, early voting ballots, vote  
8 by mail ~~absentee~~ ballots, and provisional ballots to be counted  
9 shall be delivered to and counted at an election authority's  
10 central ballot counting location and not in precincts.  
11 References in this Code enacted before the effective date of  
12 this amendatory Act of the 94th General Assembly to delivery  
13 and counting of grace period ballots, early voting ballots,  
14 vote by mail ~~absentee~~ ballots, or provisional ballots to or at  
15 a precinct polling place or to the proper polling place shall  
16 be construed as references to delivery and counting of those  
17 ballots to and at the election authority's central ballot  
18 counting location.

19 (Source: P.A. 94-1000, eff. 7-3-06.)

20 (10 ILCS 5/1-9.1 new)

21 Sec. 1-9.1. Ballot counting information dissemination.  
22 Each election authority maintaining a website must provide  
23 24-hour notice on its website of the date, time, and location  
24 of the analysis, processing, and counting of all ballot forms.

1 Each election authority must notify any political party or  
2 pollwatcher of the same information 24 hours before the count  
3 begins if such political party or pollwatcher has requested to  
4 be notified. Notification may be by electronic mail at the  
5 address provided by the requester.

6 (10 ILCS 5/1-9.2 new)

7 Sec. 1-9.2. Uncounted ballot information on website. No  
8 later than 48 hours after the closing of polling locations on  
9 election day, each election authority maintaining a website  
10 shall post the number of ballots that remain uncounted. The  
11 posting shall separate the number of ballots yet to be counted  
12 into the following categories: ballots cast on election day,  
13 early voting ballots, provisional ballots, vote by mail ballots  
14 received by the election authority but not counted, and vote by  
15 mail ballots sent by the election authority but have not been  
16 returned to the election authority. This information shall be  
17 updated on the website of the election authority each day until  
18 the period for counting provisional and vote by mail ballots  
19 has ended. All election authorities, regardless of whether they  
20 maintain a website, shall share the same information, separated  
21 in the same manner, with the State Board of Elections no later  
22 than 48 hours after the closing of polling locations on  
23 election day and each business day thereafter until the period  
24 for counting provisional and vote by mail ballots has ended.

1 (10 ILCS 5/1-12)

2 Sec. 1-12. Public university voting.

3 (a) Each appropriate election authority shall, in addition  
4 to the early voting conducted at locations otherwise required  
5 by law, conduct early voting, grace period registration, and  
6 grace period voting at the student union ~~in a high traffic~~  
7 ~~location~~ on the campus of a public university within the  
8 election authority's jurisdiction. The voting required by this  
9 subsection (a) to be conducted on campus must be conducted from  
10 the 6th day before a general primary or general election until  
11 and including the 4th day before a general primary or general  
12 election from 10:00 a.m. to 5 p.m. and as otherwise required by  
13 Article 19A of this Code, except that the voting required by  
14 this subsection (a) need not be conducted during a consolidated  
15 primary or consolidated election. If an election authority has  
16 voting equipment that can accommodate a ballot in every form  
17 required in the election authority's jurisdiction, then the  
18 election authority shall extend early voting and grace period  
19 registration and voting under this Section to any registered  
20 voter in the election authority's jurisdiction. However, if the  
21 election authority does not have voting equipment that can  
22 accommodate a ballot in every form required in the election  
23 authority's jurisdiction, then the election authority may  
24 limit early voting and grace period registration and voting  
25 under this Section to ~~registered~~ voters in precincts where the  
26 public university is located and precincts bordering the

1 university. Each public university shall make the space  
2 available at the student union ~~in a high traffic area~~ for, and  
3 cooperate and coordinate with the appropriate election  
4 authority in, the implementation of this subsection (a).

5 (b) (Blank). ~~Each appropriate election authority shall, in~~  
6 ~~addition to the voting conducted at locations otherwise~~  
7 ~~required by law, conduct in person absentee voting on election~~  
8 ~~day in a high traffic location on the campus of a public~~  
9 ~~university within the election authority's jurisdiction. The~~  
10 ~~procedures for conducting in person absentee voting at a site~~  
11 ~~established pursuant to this subsection (b) shall, to the~~  
12 ~~extent practicable, be the same procedures required by Article~~  
13 ~~19 of this Code for in person absentee ballots. The election~~  
14 ~~authority may limit in person absentee voting under this~~  
15 ~~subsection (b) to registered voters in precincts where the~~  
16 ~~public university is located and precincts bordering the~~  
17 ~~university. The election authority shall have voting equipment~~  
18 ~~and ballots necessary to accommodate registered voters who may~~  
19 ~~cast an in person absentee ballot at a site established~~  
20 ~~pursuant to this subsection (b). Each public university shall~~  
21 ~~make the space available in a high traffic area for, and~~  
22 ~~cooperate and coordinate with the appropriate election~~  
23 ~~authority in, the implementation of this subsection (b).~~

24 (c) For the purposes of this Section, "public university"  
25 means the University of Illinois, Illinois State University,  
26 Chicago State University, Governors State University, Southern

1 Illinois University, Northern Illinois University, Eastern  
2 Illinois University, Western Illinois University, and  
3 Northeastern Illinois University ~~the University of Illinois at~~  
4 ~~its campuses in Urbana-Champaign and Springfield, Southern~~  
5 ~~Illinois University at its campuses in Carbondale and~~  
6 ~~Edwardsville, Eastern Illinois University, Illinois State~~  
7 ~~University, Northern Illinois University, and Western Illinois~~  
8 ~~University at its campuses in Macomb and Moline.~~

9 (d) For the purposes of this Section, "student union" means  
10 the Student Center at 750 S. Halsted on the University of  
11 Illinois-Chicago campus; the Public Affairs Center at the  
12 University of Illinois at Springfield or a new building  
13 completed after the effective date of this Act housing student  
14 government at the University of Illinois at Springfield; the  
15 Illini Union at the University of Illinois at Urbana-Champaign;  
16 the SIUC Center at the Southern Illinois University at  
17 Carbondale campus; the Morris University Center at the Southern  
18 Illinois University at Edwardsville campus; the University  
19 Union at the Western Illinois University at the Macomb campus;  
20 the Holmes Student Center at the Northern Illinois University  
21 campus; the University Union at the Eastern Illinois University  
22 campus; NEIU Student Union at the Northeastern Illinois  
23 University campus; the Bone Student Center at the Illinois  
24 State University campus; the Cordell Reed Student Union at the  
25 Chicago State University campus; and the Hall of Governors in  
26 Building D at the Governors State University campus.

1 (Source: P.A. 98-115, eff. 7-29-13; 98-691, eff. 7-1-14.)

2 (10 ILCS 5/1A-8) (from Ch. 46, par. 1A-8)

3 Sec. 1A-8. The State Board of Elections shall exercise the  
4 following powers and perform the following duties in addition  
5 to any powers or duties otherwise provided for by law:

6 (1) Assume all duties and responsibilities of the State  
7 Electoral Board and the Secretary of State as heretofore  
8 provided in this Act;

9 (2) Disseminate information to and consult with  
10 election authorities concerning the conduct of elections  
11 and registration in accordance with the laws of this State  
12 and the laws of the United States;

13 (3) Furnish to each election authority prior to each  
14 primary and general election and any other election it  
15 deems necessary, a manual of uniform instructions  
16 consistent with the provisions of this Act which shall be  
17 used by election authorities in the preparation of the  
18 official manual of instruction to be used by the judges of  
19 election in any such election. In preparing such manual,  
20 the State Board shall consult with representatives of the  
21 election authorities throughout the State. The State Board  
22 may provide separate portions of the uniform instructions  
23 applicable to different election jurisdictions which  
24 administer elections under different options provided by  
25 law. The State Board may by regulation require particular

1 portions of the uniform instructions to be included in any  
2 official manual of instructions published by election  
3 authorities. Any manual of instructions published by any  
4 election authority shall be identical with the manual of  
5 uniform instructions issued by the Board, but may be  
6 adapted by the election authority to accommodate special or  
7 unusual local election problems, provided that all manuals  
8 published by election authorities must be consistent with  
9 the provisions of this Act in all respects and must receive  
10 the approval of the State Board of Elections prior to  
11 publication; provided further that if the State Board does  
12 not approve or disapprove of a proposed manual within 60  
13 days of its submission, the manual shall be deemed  
14 approved.

15 (4) Prescribe and require the use of such uniform  
16 forms, notices, and other supplies not inconsistent with  
17 the provisions of this Act as it shall deem advisable which  
18 shall be used by election authorities in the conduct of  
19 elections and registrations;

20 (5) Prepare and certify the form of ballot for any  
21 proposed amendment to the Constitution of the State of  
22 Illinois, or any referendum to be submitted to the electors  
23 throughout the State or, when required to do so by law, to  
24 the voters of any area or unit of local government of the  
25 State;

26 (6) Require such statistical reports regarding the



1           conduct of elections and registration from election  
2           authorities as may be deemed necessary;

3           (7) Review and inspect procedures and records relating  
4           to conduct of elections and registration as may be deemed  
5           necessary, and to report violations of election laws to the  
6           appropriate State's Attorney or the Attorney General;

7           (8) Recommend to the General Assembly legislation to  
8           improve the administration of elections and registration;

9           (9) Adopt, amend or rescind rules and regulations in  
10          the performance of its duties provided that all such rules  
11          and regulations must be consistent with the provisions of  
12          this Article 1A or issued pursuant to authority otherwise  
13          provided by law;

14          (10) Determine the validity and sufficiency of  
15          petitions filed under Article XIV, Section 3, of the  
16          Constitution of the State of Illinois of 1970;

17          (11) Maintain in its principal office a research  
18          library that includes, but is not limited to, abstracts of  
19          votes by precinct for general primary elections and general  
20          elections, current precinct maps and current precinct poll  
21          lists from all election jurisdictions within the State. The  
22          research library shall be open to the public during regular  
23          business hours. Such abstracts, maps and lists shall be  
24          preserved as permanent records and shall be available for  
25          examination and copying at a reasonable cost;

26          (12) Supervise the administration of the registration

1 and election laws throughout the State;

2 (13) Obtain from the Department of Central Management  
3 Services, under Section 405-250 of the Department of  
4 Central Management Services Law (20 ILCS 405/405-250),  
5 such use of electronic data processing equipment as may be  
6 required to perform the duties of the State Board of  
7 Elections and to provide election-related information to  
8 candidates, public and party officials, interested civic  
9 organizations and the general public in a timely and  
10 efficient manner; ~~and~~

11 (14) To take such action as may be necessary or  
12 required to give effect to directions of the national  
13 committee or State central committee of an established  
14 political party under Sections 7-8, 7-11 and 7-14.1 or such  
15 other provisions as may be applicable pertaining to the  
16 selection of delegates and alternate delegates to an  
17 established political party's national nominating  
18 conventions or, notwithstanding any candidate  
19 certification schedule contained within the Election Code,  
20 the certification of the Presidential and Vice  
21 Presidential candidate selected by the established  
22 political party's national nominating convention; ~~and~~

23 (15) To post all early voting sites separated by  
24 election authority and hours of operation on its website at  
25 least 5 business days before the period for early voting  
26 begins; and

1           (16) To post on its website the statewide totals, and  
2           totals separated by each election authority, for each of  
3           the counts received pursuant to Section 1-9.2.

4           The Board may by regulation delegate any of its duties or  
5           functions under this Article, except that final determinations  
6           and orders under this Article shall be issued only by the  
7           Board.

8           The requirement for reporting to the General Assembly shall  
9           be satisfied by filing copies of the report with the Speaker,  
10          the Minority Leader and the Clerk of the House of  
11          Representatives and the President, the Minority Leader and the  
12          Secretary of the Senate and the Legislative Research Unit, as  
13          required by Section 3.1 of "An Act to revise the law in  
14          relation to the General Assembly", approved February 25, 1874,  
15          as amended, and filing such additional copies with the State  
16          Government Report Distribution Center for the General Assembly  
17          as is required under paragraph (t) of Section 7 of the State  
18          Library Act.

19          (Source: P.A. 95-6, eff. 6-20-07; 95-699, eff. 11-9-07.)

20          (10 ILCS 5/1A-16)

21          Sec. 1A-16. Voter registration information; Internet  
22          posting; processing of voter registration forms; content of  
23          such forms. Notwithstanding any law to the contrary, the  
24          following provisions shall apply to voter registration under  
25          this Code.

1 (a) Voter registration information; Internet posting of  
2 voter registration form. Within 90 days after the effective  
3 date of this amendatory Act of the 93rd General Assembly, the  
4 State Board of Elections shall post on its World Wide Web site  
5 the following information:

6 (1) A comprehensive list of the names, addresses, phone  
7 numbers, and websites, if applicable, of all county clerks  
8 and boards of election commissioners in Illinois.

9 (2) A schedule of upcoming elections and the deadline  
10 for voter registration.

11 (3) A downloadable, printable voter registration form,  
12 in at least English and in Spanish versions, that a person  
13 may complete and mail or submit to the State Board of  
14 Elections or the appropriate county clerk or board of  
15 election commissioners.

16 Any forms described under paragraph (3) must state the  
17 following:

18 If you do not have a driver's license or social  
19 security number, and this form is submitted by mail, and  
20 you have never registered to vote in the jurisdiction you  
21 are now registering in, then you must send, with this  
22 application, either (i) a copy of a current and valid photo  
23 identification, or (ii) a copy of a current utility bill,  
24 bank statement, government check, paycheck, or other  
25 government document that shows the name and address of the  
26 voter. If you do not provide the information required

1           above, then you will be required to provide election  
2           officials with either (i) or (ii) described above the first  
3           time you vote at a voting place ~~or by absentee ballot~~.

4           (b) Acceptance of registration forms by the State Board of  
5           Elections and county clerks and board of election  
6           commissioners. The State Board of Elections, county clerks, and  
7           board of election commissioners shall accept all completed  
8           voter registration forms described in subsection (a) (3) of this  
9           Section and Sections 1A-17 and 1A-30 that are:

10           (1) postmarked on or before the day that voter  
11           registration is closed under the Election Code;

12           (2) not postmarked, but arrives no later than 5 days  
13           after the close of registration;

14           (3) submitted in person by a person using the form on  
15           or before the day that voter registration is closed under  
16           the Election Code; or

17           (4) submitted in person by a person who submits one or  
18           more forms on behalf of one or more persons who used the  
19           form on or before the day that voter registration is closed  
20           under the Election Code.

21           Upon the receipt of a registration form, the State Board of  
22           Elections shall mark the date on which the form was received  
23           and send the form via first class mail to the appropriate  
24           county clerk or board of election commissioners, as the case  
25           may be, within 2 business days based upon the home address of  
26           the person submitting the registration form. The county clerk

1 and board of election commissioners shall accept and process  
2 any form received from the State Board of Elections.

3 (c) Processing of registration forms by county clerks and  
4 boards of election commissioners. The county clerk or board of  
5 election commissioners shall promulgate procedures for  
6 processing the voter registration form.

7 (d) Contents of the voter registration form. The State  
8 Board shall create a voter registration form, which must  
9 contain the following content:

10 (1) Instructions for completing the form.

11 (2) A summary of the qualifications to register to vote  
12 in Illinois.

13 (3) Instructions for mailing in or submitting the form  
14 in person.

15 (4) The phone number for the State Board of Elections  
16 should a person submitting the form have questions.

17 (5) A box for the person to check that explains one of  
18 3 reasons for submitting the form:

19 (a) new registration;

20 (b) change of address; or

21 (c) change of name.

22 (6) a box for the person to check yes or no that asks,  
23 "Are you a citizen of the United States?", a box for the  
24 person to check yes or no that asks, "Will you be 18 years  
25 of age on or before election day?", and a statement of "If  
26 you checked 'no' in response to either of these questions,

1 then do not complete this form.".

2 (7) A space for the person to fill in his or her home  
3 telephone number.

4 (8) Spaces for the person to fill in his or her first,  
5 middle, and last names, street address (principal place of  
6 residence), county, city, state, and zip code.

7 (9) Spaces for the person to fill in his or her mailing  
8 address, city, state, and zip code if different from his or  
9 her principal place of residence.

10 (10) A space for the person to fill in his or her  
11 Illinois driver's license number if the person has a  
12 driver's license.

13 (11) A space for a person without a driver's license to  
14 fill in the last four digits of his or her social security  
15 number if the person has a social security number.

16 (12) A space for a person without an Illinois driver's  
17 license to fill in his or her identification number from  
18 his or her State Identification card issued by the  
19 Secretary of State.

20 (13) A space for the person to fill the name appearing  
21 on his or her last voter registration, the street address  
22 of his or her last registration, including the city,  
23 county, state, and zip code.

24 (14) A space where the person swears or affirms the  
25 following under penalty of perjury with his or her  
26 signature:

1 (a) "I am a citizen of the United States.";

2 (b) "I will be at least 18 years old on or before  
3 the next election.";

4 (c) "I will have lived in the State of Illinois and  
5 in my election precinct at least 30 days as of the date  
6 of the next election."; and

7 "The information I have provided is true to the  
8 best of my knowledge under penalty of perjury. If I  
9 have provided false information, then I may be fined,  
10 imprisoned, or if I am not a U.S. citizen, deported  
11 from or refused entry into the United States."

12 (15) A space for the person to fill in his or her  
13 e-mail address if he or she chooses to provide that  
14 information.

15 (d-5) Compliance with federal law; rulemaking authority.  
16 The voter registration form described in this Section shall be  
17 consistent with the form prescribed by the Federal Election  
18 Commission under the National Voter Registration Act of 1993,  
19 P.L. 103-31, as amended from time to time, and the Help America  
20 Vote Act of 2002, P.L. 107-252, in all relevant respects. The  
21 State Board of Elections shall periodically update the form  
22 based on changes to federal or State law. The State Board of  
23 Elections shall promulgate any rules necessary for the  
24 implementation of this Section; provided that the rules comport  
25 with the letter and spirit of the National Voter Registration  
26 Act of 1993 and Help America Vote Act of 2002 and maximize the



1 opportunity for a person to register to vote.

2 (e) Forms available in paper form. The State Board of  
3 Elections shall make the voter registration form available in  
4 regular paper stock and form in sufficient quantities for the  
5 general public. The State Board of Elections may provide the  
6 voter registration form to the Secretary of State, county  
7 clerks, boards of election commissioners, designated agencies  
8 of the State of Illinois, and any other person or entity  
9 designated to have these forms by the Election Code in regular  
10 paper stock and form or some other format deemed suitable by  
11 the Board. Each county clerk or board of election commissioners  
12 has the authority to design and print its own voter  
13 registration form so long as the form complies with the  
14 requirements of this Section. The State Board of Elections,  
15 county clerks, boards of election commissioners, or other  
16 designated agencies of the State of Illinois required to have  
17 these forms under the Election Code shall provide a member of  
18 the public with any reasonable number of forms that he or she  
19 may request. Nothing in this Section shall permit the State  
20 Board of Elections, county clerk, board of election  
21 commissioners, or other appropriate election official who may  
22 accept a voter registration form to refuse to accept a voter  
23 registration form because the form is printed on photocopier or  
24 regular paper stock and form.

25 (f) (Blank).

26 (Source: P.A. 98-115, eff. 10-1-13.)

1 (10 ILCS 5/1A-16.5)

2 Sec. 1A-16.5. Online voter registration.

3 (a) The State Board of Elections shall establish and  
4 maintain a system for online voter registration that permits a  
5 person to apply to register to vote or to update his or her  
6 existing voter registration. In accordance with technical  
7 specifications provided by the State Board of Elections, each  
8 election authority shall maintain a voter registration system  
9 capable of receiving and processing voter registration  
10 application information, including electronic signatures, from  
11 the online voter registration system established by the State  
12 Board of Elections.

13 (b) The online voter registration system shall employ  
14 security measures to ensure the accuracy and integrity of voter  
15 registration applications submitted electronically pursuant to  
16 this Section.

17 (c) The Board may receive voter registration information  
18 provided by applicants using the State Board of Elections'  
19 website, may cross reference that information with data or  
20 information contained in the Secretary of State's database in  
21 order to match the information submitted by applicants, and may  
22 receive from the Secretary of State the applicant's digitized  
23 signature upon a successful match of that applicant's  
24 information with that contained in the Secretary of State's  
25 database.

1 (d) Notwithstanding any other provision of law, a person  
2 who is qualified to register to vote and who has an authentic  
3 Illinois driver's license or State identification card issued  
4 by the Secretary of State may submit an application to register  
5 to vote electronically on a website maintained by the State  
6 Board of Elections.

7 (e) An online voter registration application shall contain  
8 all of the information that is required for a paper application  
9 as provided in Section 1A-16 of this Code, except that the  
10 applicant shall be required to provide:

11 (1) the applicant's full Illinois driver's license or  
12 State identification card number;

13 (2) the last 4 digits of the applicant's social  
14 security number; and

15 (3) the date the Illinois driver's license or State  
16 identification card was issued.

17 (f) For an applicant's registration or change in  
18 registration to be accepted, the applicant shall mark the box  
19 associated with the following statement included as part of the  
20 online voter registration application:

21 "By clicking on the box below, I swear or affirm all of the  
22 following:

23 (1) I am the person whose name and identifying information  
24 is provided on this form, and I desire to register to vote in  
25 the State of Illinois.

26 (2) All the information I have provided on this form is

1 true and correct as of the date I am submitting this form.

2 (3) I authorize the Secretary of State to transmit to the  
3 State Board of Elections my signature that is on file with the  
4 Secretary of State and understand that such signature will be  
5 used by my local election authority on this online voter  
6 registration application for admission as an elector as if I  
7 had signed this form personally."

8 (g) Immediately upon receiving a completed online voter  
9 registration application, the online voter registration system  
10 shall send, by electronic mail, a confirmation notice that the  
11 application has been received. Within 48 hours of receiving  
12 such an application, the online voter registration system shall  
13 send by electronic mail, a notice informing the applicant of  
14 whether the following information has been matched with the  
15 Secretary of State database:

16 (1) that the applicant has an authentic Illinois  
17 driver's license or State identification card issued by the  
18 Secretary of State and that the driver's license or State  
19 identification number provided by the applicant matches  
20 the driver's license or State identification card number  
21 for that person on file with the Secretary of State;

22 (2) that the date of issuance of the Illinois driver's  
23 license or State identification card listed on the  
24 application matches the date of issuance of that card for  
25 that person on file with the Secretary of State;

26 (3) that the date of birth provided by the applicant

1 matches the date of birth for that person on file with the  
2 Secretary of State; and

3 (4) that the last 4 digits of the applicant's social  
4 security number matches the last 4 digits for that person  
5 on file with the Secretary of State.

6 (h) If the information provided by the applicant matches  
7 the information on the Secretary of State's databases for any  
8 driver's license and State identification card holder and is  
9 matched as provided in subsection (g) above, the online voter  
10 registration system shall:

11 (1) retrieve from the Secretary of State's database  
12 files an electronic copy of the applicant's signature from  
13 his or her Illinois driver's license or State  
14 identification card and such signature shall be deemed to  
15 be the applicant's signature on his or her online voter  
16 registration application;

17 (2) within 2 days of receiving the application, forward  
18 to the county clerk or board of election commissioners  
19 having jurisdiction over the applicant's voter  
20 registration: (i) the application, along with the  
21 applicant's relevant data that can be directly loaded into  
22 the jurisdiction's voter registration system and (ii) a  
23 copy of the applicant's electronic signature and a  
24 certification from the State Board of Elections that the  
25 applicant's driver's license or State identification card  
26 number, driver's license or State identification card date

1 of issuance, and date of birth and social security  
2 information have been successfully matched.

3 (i) Upon receipt of the online voter registration  
4 application, the county clerk or board of election  
5 commissioners having jurisdiction over the applicant's voter  
6 registration shall promptly search its voter registration  
7 database to determine whether the applicant is already  
8 registered to vote at the address on the application and  
9 whether the new registration would create a duplicate  
10 registration. If the applicant is already registered to vote at  
11 the address on the application, the clerk or board, as the case  
12 may be, shall send the applicant by first class mail, and  
13 electronic mail if the applicant has provided an electronic  
14 mail address on the original voter registration form for that  
15 address, a disposition notice as otherwise required by law  
16 informing the applicant that he or she is already registered to  
17 vote at such address. If the applicant is not already  
18 registered to vote at the address on the application and the  
19 applicant is otherwise eligible to register to vote, the clerk  
20 or board, as the case may be, shall:

21 (1) enter the name and address of the applicant on the  
22 list of registered voters in the jurisdiction; and

23 (2) send by mail, and electronic mail if the applicant  
24 has provided an electronic mail address on the voter  
25 registration form, a disposition notice to the applicant as  
26 otherwise provided by law setting forth the applicant's

1 name and address as it appears on the application and  
2 stating that the person is registered to vote.

3 (j) An electronic signature of the person submitting a  
4 duplicate registration application or a change of address form  
5 that is retrieved and imported from the Secretary of State's  
6 driver's license or State identification card database as  
7 provided herein may, in the discretion of the clerk or board,  
8 be substituted for and replace any existing signature for that  
9 individual in the voter registration database of the county  
10 clerk or board of election commissioners.

11 (k) Any new registration or change of address submitted  
12 electronically as provided in this Section shall become  
13 effective as of the date it is received by the county clerk or  
14 board of election commissioners having jurisdiction over said  
15 registration. Disposition notices prescribed in this Section  
16 shall be sent within 5 business days of receipt of the online  
17 application or change of address by the county clerk or board  
18 of election commissioners.

19 (l) All provisions of this Code governing voter  
20 registration and applicable thereto and not inconsistent with  
21 this Section shall apply to online voter registration under  
22 this Section. All applications submitted on a website  
23 maintained by the State Board of Elections shall be deemed  
24 timely filed if they are submitted no later than 11:59 p.m. on  
25 the final day for voter registration prior to an election.  
26 After the registration period for an upcoming election has

1 ended and until the 2nd day following such election, the web  
2 page containing the online voter registration form on the State  
3 Board of Elections website shall inform users of the procedure  
4 for grace period voting.

5 (m) The State Board of Elections shall maintain a list of  
6 the name, street address, e-mail address, and likely precinct,  
7 ward, township, and district numbers, as the case may be, of  
8 people who apply to vote online through the voter registration  
9 system and those names and that information shall be stored in  
10 an electronic format on its website, arranged by county and  
11 accessible to State and local political committees.

12 (n) The Illinois State Board of Elections shall develop or  
13 cause to be developed an online voter registration system able  
14 to be accessed by at least the top two most used mobile  
15 electronic operating systems by January 1, 2016. ~~The Illinois~~  
16 ~~State Board of Elections shall submit a report to the General~~  
17 ~~Assembly and the Governor by January 31, 2014 detailing the~~  
18 ~~progress made to implement the online voter registration system~~  
19 ~~described in this Section.~~

20 (o) (Blank). ~~The online voter registration system provided~~  
21 ~~for in this Section shall be fully operational by July 1, 2014.~~

22 (p) Each State department that maintains an Internet  
23 website must include a hypertext link to the homepage website  
24 maintained and operated pursuant to this Section 1A-16.5. For  
25 the purposes of this Section, "State department" means the  
26 departments of State Government listed in Section 5-15 of the



1 Civil Administrative Code of Illinois (General Provisions and  
2 Departments of State Government).

3 (Source: P.A. 98-115, eff. 7-29-13; 98-756, eff. 7-16-14.)

4 (10 ILCS 5/1A-16.6 new)

5 Sec. 1A-16.6. Government agency voter registration.

6 (a) By April 1, 2016, the State Board of Elections shall  
7 establish and maintain a portal for government agency  
8 registration that permits an eligible person to electronically  
9 apply to register to vote or to update his or her existing  
10 voter registration whenever he or she conducts business, either  
11 online or in person, with a designated government agency. The  
12 portal shall interface with the online voter registration  
13 system established in Section 1A-16.5 of this Code and shall be  
14 capable of receiving and processing voter registration  
15 application information, including electronic signatures, from  
16 a designated government agency. The State Board of Elections  
17 shall modify the online voter registration system as necessary  
18 to implement this Section.

19 Voter registration data received from a designated  
20 government agency through the online registration system shall  
21 be processed as provided for in Section 1A-16.5 of this Code.

22 Whenever the registration interface is accessible to the  
23 general public, including, but not limited to, online  
24 transactions, the interface shall allow the applicant to  
25 complete the process as provided for in Section 1A-16.5 of this

1 Code. The online interface shall be capable of providing the  
2 applicant with the applicant's voter registration status with  
3 the State Board of Elections and, if registered, the  
4 applicant's current registration address. The applicant shall  
5 not be required to re-enter any registration data, such as  
6 name, address, and birth date, if the designated government  
7 agency already has that information on file. The applicant  
8 shall be informed that by choosing to register to vote or to  
9 update his or her existing voter registration, the applicant  
10 consents to the transfer of the applicant's personal  
11 information to the State Board of Elections.

12 Whenever a government employee is accessing the  
13 registration system while servicing the applicant, the  
14 government employee shall notify the applicant of the  
15 applicant's registration status with the State Board of  
16 Elections and, if registered, the applicant's current  
17 registration address. If the applicant elects to register to  
18 vote or to update his or her existing voter registration, the  
19 government employee shall collect the needed information and  
20 assist the applicant with his or her registration. The  
21 applicant shall be informed that by choosing to register to  
22 vote or to update his or her existing voter registration, the  
23 applicant consents to the transfer of the applicant's personal  
24 information to the State Board of Elections.

25 In accordance with technical specifications provided by  
26 the State Board of Elections, each designated government agency

1 shall maintain a data transfer mechanism capable of  
2 transmitting voter registration application information,  
3 including electronic signatures where available, to the online  
4 voter registration system established in Section 1A-16.5 of  
5 this Code. Each designated government agency shall establish  
6 and operate a voter registration system capable of transmitting  
7 voter registration application information to the portal as  
8 described in this Section by July 1, 2016.

9 (b) Whenever an applicant's data is transferred from a  
10 designated government agency, the agency must transmit a  
11 signature image if available. If no signature image was  
12 provided by the agency or if no signature image is available in  
13 the Secretary of State's database or the statewide voter  
14 registration database, the applicant must be notified that  
15 their registration will remain in a pending status and the  
16 applicant will be required to provide identification and a  
17 signature to the election authority on Election Day in the  
18 polling place or during early voting.

19 (c) The State Board of Elections shall track registration  
20 data received through the online registration system that  
21 originated from a designated government agency for the purposes  
22 of maintaining statistics required by the federal National  
23 Voter Registration Act of 1993, as amended.

24 (d) The State Board of Elections shall submit a report to  
25 the General Assembly and the Governor by December 1, 2015  
26 detailing the progress made to implement the government agency

1 voter registration portal described in this Section.

2 (e) The Board shall adopt rules, in consultation with the  
3 impacted agencies.

4 (f) As used in this Section, a "designated government  
5 agency" means the Secretary of State's Driver Services and  
6 Vehicle Services Departments, the Department of Human  
7 Services, the Department of Healthcare and Family Services, the  
8 Department of Employment Security, and the Department on Aging.

9 (10 ILCS 5/1A-16.8 new)

10 Sec. 1A-16.8. Automatic transfer of registration based  
11 upon information from the National Change of Address database.  
12 The State Board of Elections shall cross-reference the  
13 statewide voter registration database against the United  
14 States Postal Service's National Change of Address database  
15 twice each calendar year, April 15 and October 1 in  
16 odd-numbered years and April 15 and December 1 in even-numbered  
17 years, and shall share the findings with the election  
18 authorities. An election authority shall automatically  
19 register any voter who has moved into its jurisdiction from  
20 another jurisdiction in Illinois or has moved within its  
21 jurisdiction provided that:

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

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

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

23           (10 ILCS 5/1A-25)

24           Sec. 1A-25. Centralized statewide voter registration list.

25           The centralized statewide voter registration list required by

1 Title III, Subtitle A, Section 303 of the Help America Vote Act  
2 of 2002 shall be created and maintained by the State Board of  
3 Elections as provided in this Section.

4 (1) The centralized statewide voter registration list  
5 shall be compiled from the voter registration data bases of  
6 each election authority in this State.

7 (2) With the exception of voter registration forms  
8 submitted electronically through an online voter  
9 registration system, all new voter registration forms and  
10 applications to register to vote, including those reviewed  
11 by the Secretary of State at a driver services facility,  
12 shall be transmitted only to the appropriate election  
13 authority as required by Articles 4, 5, and 6 of this Code  
14 and not to the State Board of Elections. All voter  
15 registration forms submitted electronically to the State  
16 Board of Elections through an online voter registration  
17 system shall be transmitted to the appropriate election  
18 authority as required by Section 1A-16.5. The election  
19 authority shall process and verify each voter registration  
20 form and electronically enter verified registrations on an  
21 expedited basis onto the statewide voter registration  
22 list. All original registration cards shall remain  
23 permanently in the office of the election authority as  
24 required by this Code.

25 (3) The centralized statewide voter registration list  
26 shall:

1           (i) Be designed to allow election authorities to  
2           utilize the registration data on the statewide voter  
3           registration list pertinent to voters registered in  
4           their election jurisdiction on locally maintained  
5           software programs that are unique to each  
6           jurisdiction.

7           (ii) Allow each election authority to perform  
8           essential election management functions, including but  
9           not limited to production of voter lists, processing of  
10          vote by mail ~~absentee~~ voters, production of  
11          individual, pre-printed applications to vote,  
12          administration of election judges, and polling place  
13          administration, but shall not prevent any election  
14          authority from using information from that election  
15          authority's own systems.

16          (4) The registration information maintained by each  
17          election authority shall be synchronized with that  
18          authority's information on the statewide list at least once  
19          every 24 hours.

20          To protect the privacy and confidentiality of voter  
21          registration information, the disclosure of any portion of the  
22          centralized statewide voter registration list to any person or  
23          entity other than to a State or local political committee and  
24          other than to a governmental entity for a governmental purpose  
25          is specifically prohibited except as follows: (1) subject to  
26          security measures adopted by the State Board of Elections

1 which, at a minimum, shall include the keeping of a catalog or  
2 database, available for public view, including the name,  
3 address, and telephone number of the person viewing the list as  
4 well as the time of that viewing, any person may view the list  
5 on a computer screen at the Springfield office of the State  
6 Board of Elections, during normal business hours other than  
7 during the 27 days before an election, but the person viewing  
8 the list under this exception may not print, duplicate,  
9 transmit, or alter the list; or (2) as may be required by an  
10 agreement the State Board of Elections has entered into with a  
11 multi-state voter registration list maintenance system.

12 (Source: P.A. 98-115, eff. 7-29-13.)

13 (10 ILCS 5/1A-45 new)

14 Sec. 1A-45. Electronic Registration Information Center.

15 (a) The State Board of Elections shall enter into an  
16 agreement with the Electronic Registration Information Center  
17 effective no later than January 1, 2016, for the purpose of  
18 maintaining a statewide voter registration database. The State  
19 Board of Elections shall comply with the requirements of the  
20 Electronic Registration Information Center Membership  
21 Agreement. The State Board of Elections shall require a term in  
22 the Electronic Registration Information Center Membership  
23 Agreement that requires the State to share identification  
24 records contained in the Secretary of State's Driver Services  
25 Department and Vehicle Services Department, the Department of



1 Human Services, the Department of Healthcare and Family  
2 Services, the Department of Aging, and the Department of  
3 Employment Security databases (excluding those fields  
4 unrelated to voter eligibility, such as income or health  
5 information).

6 (b) The Secretary of State and the Board of Elections shall  
7 enter into an agreement to permit the Secretary of State to  
8 provide the State Board of Elections with any information  
9 required for compliance with the Electronic Registration  
10 Information Center Membership Agreement. The Secretary of  
11 State shall deliver this information as frequently as necessary  
12 for the State Board of Elections to comply with the Electronic  
13 Registration Information Center Membership Agreement.

14 (b-5) The State Board of Elections and the Department of  
15 Human Services, the Department of Healthcare and Family  
16 Services, the Department on Aging, and the Department of  
17 Employment Security shall enter into an agreement to require  
18 each department to provide the State Board of Elections with  
19 any information necessary to transmit member data under the  
20 Electronic Registration Information Center Membership  
21 Agreement. The director or secretary, as applicable, of each  
22 agency shall deliver this information on an annual basis to the  
23 State Board of Elections pursuant to the agreement between the  
24 entities.

25 (c) Any communication required to be delivered to a  
26 registrant or potential registrant pursuant to the Electronic

1 Registration Information Center Membership Agreement shall  
2 include at least the following message:

3 "Our records show people at this address may not be  
4 registered to vote at this address, but you may be eligible  
5 to register to vote or re-register to vote at this address.  
6 If you are a U.S. Citizen, a resident of Illinois, and will  
7 be 18 years old or older before the next general election  
8 in November, you are qualified to vote.

9 We invite you to check your registration online at  
10 (enter URL) or register to vote online at (enter URL), by  
11 requesting a mail-in voter registration form by (enter  
12 instructions for requesting a mail-in voter registration  
13 form), or visiting the (name of election authority) office  
14 at (address of election authority)."

15 The words "register to vote online at (enter URL)" shall be  
16 bolded and of a distinct nature from the other words in the  
17 message required by this subsection (c).

18 (d) Any communication required to be delivered to a  
19 potential registrant that has been identified by the Electronic  
20 Registration Information Center as eligible to vote but who is  
21 not registered to vote in Illinois shall be prepared and  
22 disseminated at the direction of the State Board of Elections.  
23 All other communications with potential registrants or  
24 re-registrants pursuant to the Electronic Registration  
25 Information Center Membership Agreement shall be prepared and  
26 disseminated at the direction of the appropriate election

1 authority.

2 (e) The Executive Director of the State Board of Elections  
3 or his or her designee shall serve as the Member Representative  
4 to the Electronic Registration Information Center.

5 (f) The State Board of Elections may adopt any rules  
6 necessary to enforce this Section or comply with the Electronic  
7 Registration Information Center Membership Agreement.

8 (10 ILCS 5/3-6)

9 Sec. 3-6. Voting age. Notwithstanding any other provision  
10 of law, a person who is 17 years old on the date of a primary  
11 election and who is otherwise qualified to vote is qualified to  
12 vote at that primary, including voting a vote by mail ~~an~~  
13 ~~absentee~~, grace period, or early voting ballot with respect to  
14 that primary, if that person will be 18 years old on the date  
15 of the immediately following general election.

16 References in this Code and elsewhere to the requirement  
17 that a person must be 18 years old to vote shall be interpreted  
18 in accordance with this Section.

19 For the purposes of this Act, an individual who is 17 years  
20 of age and who will be 18 years of age on the date of the  
21 general election shall be deemed competent to execute and  
22 attest to any voter registration forms.

23 (Source: P.A. 98-51, eff. 1-1-14.)

24 (10 ILCS 5/4-6.3) (from Ch. 46, par. 4-6.3)

1           Sec. 4-6.3. The county clerk may establish a temporary  
2 place of registration for such times and at such locations  
3 within the county as the county clerk may select. ~~However, no~~  
4 ~~temporary place of registration may be in operation during the~~  
5 ~~27 days preceding an election.~~ Notice of the time and place of  
6 registration under this Section shall be published by the  
7 county clerk in a newspaper having a general circulation in the  
8 county not less than 3 nor more than 15 days before the holding  
9 of such registration.

10           Temporary places of registration shall be established so  
11 that the areas of concentration of population or use by the  
12 public are served, whether by facilities provided in places of  
13 private business or in public buildings or in mobile units.  
14 Areas which may be designated as temporary places of  
15 registration include, but are not limited to, facilities  
16 licensed or certified pursuant to the Nursing Home Care Act,  
17 the Specialized Mental Health Rehabilitation Act of 2013, or  
18 the ID/DD Community Care Act, Soldiers' and Sailors' Homes,  
19 shopping centers, business districts, public buildings and  
20 county fairs.

21           Temporary places of registration shall be available to the  
22 public not less than 2 hours per year for each 1,000 population  
23 or fraction thereof in the county.

24           All temporary places of registration shall be manned by  
25 deputy county clerks or deputy registrars appointed pursuant to  
26 Section 4-6.2.

1 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
2 eff. 7-13-12; 98-104, eff. 7-22-13.)

3 (10 ILCS 5/4-10) (from Ch. 46, par. 4-10)

4 Sec. 4-10. Except as herein provided, no person shall be  
5 registered, unless he applies in person to a registration  
6 officer, answers such relevant questions as may be asked of him  
7 by the registration officer, and executes the affidavit of  
8 registration. The registration officer shall require the  
9 applicant to furnish two forms of identification, and except in  
10 the case of a homeless individual, one of which must include  
11 his or her residence address. These forms of identification  
12 shall include, but not be limited to, any of the following:  
13 driver's license, social security card, public aid  
14 identification card, utility bill, employee or student  
15 identification card, lease or contract for a residence, credit  
16 card, or a civic, union or professional association membership  
17 card. The registration officer shall require a homeless  
18 individual to furnish evidence of his or her use of the mailing  
19 address stated. This use may be demonstrated by a piece of mail  
20 addressed to that individual and received at that address or by  
21 a statement from a person authorizing use of the mailing  
22 address. The registration officer shall require each applicant  
23 for registration to read or have read to him the affidavit of  
24 registration before permitting him to execute the affidavit.

25 One of the registration officers or a deputy registration

1 officer, county clerk, or clerk in the office of the county  
2 clerk, shall administer to all persons who shall personally  
3 apply to register the following oath or affirmation:

4 "You do solemnly swear (or affirm) that you will fully and  
5 truly answer all such questions as shall be put to you touching  
6 your name, place of residence, place of birth, your  
7 qualifications as an elector and your right as such to register  
8 and vote under the laws of the State of Illinois."

9 The registration officer shall satisfy himself that each  
10 applicant for registration is qualified to register before  
11 registering him. If the registration officer has reason to  
12 believe that the applicant is a resident of a Soldiers' and  
13 Sailors' Home or any facility which is licensed or certified  
14 pursuant to the Nursing Home Care Act, the Specialized Mental  
15 Health Rehabilitation Act of 2013, or the ID/DD Community Care  
16 Act, the following question shall be put, "When you entered the  
17 home which is your present address, was it your bona fide  
18 intention to become a resident thereof?" Any voter of a  
19 township, city, village or incorporated town in which such  
20 applicant resides, shall be permitted to be present at the  
21 place of any precinct registration and shall have the right to  
22 challenge any applicant who applies to be registered.

23 In case the officer is not satisfied that the applicant is  
24 qualified he shall forthwith notify such applicant in writing  
25 to appear before the county clerk to complete his registration.  
26 Upon the card of such applicant shall be written the word

1 "incomplete" and no such applicant shall be permitted to vote  
 2 unless such registration is satisfactorily completed as  
 3 hereinafter provided. No registration shall be taken and marked  
 4 as incomplete if information to complete it can be furnished on  
 5 the date of the original application.

6 Any person claiming to be an elector in any election  
 7 precinct and whose registration card is marked "Incomplete" may  
 8 make and sign an application in writing, under oath, to the  
 9 county clerk in substance in the following form:

10 "I do solemnly swear that I, ....., did on (insert date)  
 11 make application to the board of registry of the .... precinct  
 12 of the township of .... (or to the county clerk of .... county)  
 13 and that said board or clerk refused to complete my  
 14 registration as a qualified voter in said precinct. That I  
 15 reside in said precinct, that I intend to reside in said  
 16 precinct, and am a duly qualified voter of said precinct and am  
 17 entitled to be registered to vote in said precinct at the next  
 18 election.

19 (Signature of applicant) ....."

20 All such applications shall be presented to the county  
 21 clerk or to his duly authorized representative by the  
 22 applicant, in person between the hours of 9:00 a.m. and 5:00  
 23 p.m. on any day after the days on which the 1969 and 1970  
 24 precinct re-registrations are held but not on any day within 27  
 25 days preceding the ensuing general election and thereafter for

1 the registration provided in Section 4-7 all such applications  
2 shall be presented to the county clerk or his duly authorized  
3 representative by the applicant in person between the hours of  
4 9:00 a.m. and 5:00 p.m. on any day prior to 27 days preceding  
5 the ensuing general election. Such application shall be heard  
6 by the county clerk or his duly authorized representative at  
7 the time the application is presented. If the applicant for  
8 registration has registered with the county clerk, such  
9 application may be presented to and heard by the county clerk  
10 or by his duly authorized representative upon the dates  
11 specified above or at any time prior thereto designated by the  
12 county clerk.

13 Any otherwise qualified person who is absent from his  
14 county of residence either due to business of the United States  
15 or because he is temporarily outside the territorial limits of  
16 the United States may become registered by mailing an  
17 application to the county clerk within the periods of  
18 registration provided for in this Article, or by simultaneous  
19 application for ~~absentee~~ registration by mail and vote by mail  
20 ~~absentee~~ ballot as provided in Article 20 of this Code.

21 Upon receipt of such application the county clerk shall  
22 immediately mail an affidavit of registration in duplicate,  
23 which affidavit shall contain the following and such other  
24 information as the State Board of Elections may think it proper  
25 to require for the identification of the applicant:

26 Name. The name of the applicant, giving surname and first



1 or Christian name in full, and the middle name or the initial  
2 for such middle name, if any.

3 Sex.

4 Residence. The name and number of the street, avenue or  
5 other location of the dwelling, and such additional clear and  
6 definite description as may be necessary to determine the exact  
7 location of the dwelling of the applicant. Where the location  
8 cannot be determined by street and number, then the Section,  
9 congressional township and range number may be used, or such  
10 other information as may be necessary, including post office  
11 mailing address.

12 Electronic mail address, if the registrant has provided  
13 this information.

14 Term of residence in the State of Illinois and the  
15 precinct.

16 Nativity. The State or country in which the applicant was  
17 born.

18 Citizenship. Whether the applicant is native born or  
19 naturalized. If naturalized, the court, place and date of  
20 naturalization.

21 Age. Date of birth, by month, day and year.

22 Out of State address of .....

23 AFFIDAVIT OF REGISTRATION

24 State of .....)

25 ) ss

26 County of .....)

1 I hereby swear (or affirm) that I am a citizen of the  
 2 United States; that on the day of the next election I shall  
 3 have resided in the State of Illinois and in the election  
 4 precinct 30 days; that I am fully qualified to vote, that I am  
 5 not registered to vote anywhere else in the United States, that  
 6 I intend to remain a resident of the State of Illinois and of  
 7 the election precinct, that I intend to return to the State of  
 8 Illinois, and that the above statements are true.

9 .....

(His or her signature or mark)

10  
 11 Subscribed and sworn to before me, an officer qualified to  
 12 administer oaths, on (insert date).

13 .....

Signature of officer administering oath.

14  
 15 Upon receipt of the executed duplicate affidavit of  
 16 Registration, the county clerk shall transfer the information  
 17 contained thereon to duplicate Registration Cards provided for  
 18 in Section 4-8 of this Article and shall attach thereto a copy  
 19 of each of the duplicate affidavit of registration and  
 20 thereafter such registration card and affidavit shall  
 21 constitute the registration of such person the same as if he  
 22 had applied for registration in person.

23 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
 24 eff. 7-13-12; 98-104, eff. 7-22-13; 98-115, eff. 10-1-13;  
 25 98-756, eff. 7-16-14.)

1 (10 ILCS 5/4-50)

2 Sec. 4-50. Grace period. Notwithstanding any other  
3 provision of this Code to the contrary, each election authority  
4 shall establish procedures for the registration of voters and  
5 for change of address during the period from the close of  
6 registration for an ~~a primary or~~ election ~~and~~ until and  
7 including the ~~3rd~~ day of the ~~before the primary or~~ election,  
8 ~~except that during the 2014 general election the period shall~~  
9 ~~extend until the polls close on election day.~~ During this grace  
10 period, an unregistered qualified elector may register to vote,  
11 and a registered voter may submit a change of address form, in  
12 person in the office of the election authority, at a permanent  
13 polling place established under Section 19A-10, at any other  
14 early voting site beginning 15 days prior to the election, at a  
15 polling place on election day, or at a voter registration  
16 location specifically designated for this purpose by the  
17 election authority. ~~During the 2014 general election, an~~  
18 ~~unregistered qualified elector may register to vote, and a~~  
19 ~~registered voter may submit a change of address form, in person~~  
20 ~~at any permanent polling place for early voting established~~  
21 ~~under Section 19A-10 through election day.~~ The election  
22 authority shall register that individual, or change a  
23 registered voter's address, in the same manner as otherwise  
24 provided by this Article for registration and change of  
25 address.

26 If a voter who registers or changes address during this

1 grace period wishes to vote at the ~~first~~ election or primary  
2 occurring during ~~after~~ the grace period, he or she must do so  
3 by grace period voting. The election authority shall offer  
4 in-person grace period voting at the authority's office, ~~and~~  
5 any permanent polling place established under Section 19A-10,  
6 and at any other early voting site beginning 15 days prior to  
7 the election, at a polling place on election day, where grace  
8 period registration is required by this Section; and may offer  
9 in-person grace period voting at additional hours and locations  
10 specifically designated for the purpose of grace period voting  
11 by the election authority. The election authority may allow  
12 grace period voting by mail only if the election authority has  
13 no ballots prepared at the authority's office. Grace period  
14 voting shall be in a manner substantially similar to voting  
15 under Article 19A ~~19~~.

16 Within one day after a voter casts a grace period ballot,  
17 or within one day after the ballot is received by the election  
18 authority if the election authority allows grace period voting  
19 by mail, the election authority shall transmit by electronic  
20 means pursuant to a process established by the State Board of  
21 Elections the voter's name, street address, e-mail address, and  
22 precinct, ward, township, and district numbers, as the case may  
23 be, to the State Board of Elections, which shall maintain those  
24 names and that information in an electronic format on its  
25 website, arranged by county and accessible to State and local  
26 political committees. The name of each person issued a grace

1 period ballot shall also be placed on the appropriate precinct  
2 list of persons to whom vote by mail ~~absentee~~ and early ballots  
3 have been issued, for use as provided in Sections 17-9 and  
4 18-5.

5 A person who casts a grace period ballot shall not be  
6 permitted to revoke that ballot and vote another ballot with  
7 respect to that primary or election. Ballots cast by persons  
8 who register or change address during the grace period at a  
9 location other than their designated polling place on election  
10 day must be transmitted to and counted at the election  
11 authority's central ballot counting location and shall not be  
12 transmitted to and counted at precinct polling places. The  
13 grace period ballots determined to be valid shall be added to  
14 the vote totals for the precincts for which they were cast in  
15 the order in which the ballots were opened.

16 In counties with a population of less than 100,000 that do  
17 not have electronic poll books, the election authority may opt  
18 out of registration in the polling place if the election  
19 authority establishes grace period registration and voting at  
20 other sites on election day at the following sites: (i) the  
21 election authority's main office and (ii) a polling place in  
22 each municipality where 20% or more of the county's residents  
23 reside if the election authority's main office is not located  
24 in that municipality. The election authority may establish  
25 other grace period registration and voting sites on election  
26 day provided that the election authority has met the notice

1 requirements of Section 19A-25 for permanent and temporary  
2 early voting sites.

3 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
4 98-691, eff. 7-1-14.)

5 (10 ILCS 5/4-105)

6 Sec. 4-105. First time voting. A person must vote for the  
7 first time in person and not ~~by a~~ vote by mail ~~mailed absentee~~  
8 ballot if the person registered to vote by mail, unless the  
9 person first provides the appropriate election authority with  
10 sufficient proof of identity and the election authority  
11 verifies the person's proof of identity. Sufficient proof of  
12 identity shall be demonstrated by submission of the person's  
13 driver's license number or State identification card number or,  
14 if the person does not have either of those, verification by  
15 the last 4 digits of the person's social security number, a  
16 copy of a current and valid photo identification, or a copy of  
17 a current utility bill, bank statement, paycheck, government  
18 check, or other federal, State, or local government document  
19 that shows the person's name and address. A person may also  
20 demonstrate sufficient proof of identity by submission of a  
21 photo identification issued by a college or university  
22 accompanied by either a copy of the applicant's contract or  
23 lease for a residence or any postmarked mail delivered to the  
24 applicant at his or her current residence address. Persons who  
25 apply to register to vote by mail but provide inadequate proof

1 of identity to the election authority shall be notified by the  
2 election authority that the registration has not been fully  
3 completed and that the person remains ineligible to vote by  
4 mail or in person until such proof is presented.

5 (Source: P.A. 95-699, eff. 11-9-07; 96-317, eff. 1-1-10.)

6 (10 ILCS 5/5-9) (from Ch. 46, par. 5-9)

7 Sec. 5-9. Except as herein provided, no person shall be  
8 registered unless he applies in person to registration officer,  
9 answers such relevant questions as may be asked of him by the  
10 registration officer, and executes the affidavit of  
11 registration. The registration officer shall require the  
12 applicant to furnish two forms of identification, and except in  
13 the case of a homeless individual, one of which must include  
14 his or her residence address. These forms of identification  
15 shall include, but not be limited to, any of the following:  
16 driver's license, social security card, public aid  
17 identification card, utility bill, employee or student  
18 identification card, lease or contract for a residence, credit  
19 card, or a civic, union or professional association membership  
20 card. The registration officer shall require a homeless  
21 individual to furnish evidence of his or her use of the mailing  
22 address stated. This use may be demonstrated by a piece of mail  
23 addressed to that individual and received at that address or by  
24 a statement from a person authorizing use of the mailing  
25 address. The registration officer shall require each applicant

1 for registration to read or have read to him the affidavit of  
2 registration before permitting him to execute the affidavit.

3 One of the Deputy Registrars, the Judge of Registration, or  
4 an Officer of Registration, County Clerk, or clerk in the  
5 office of the County Clerk, shall administer to all persons who  
6 shall personally apply to register the following oath or  
7 affirmation:

8 "You do solemnly swear (or affirm) that you will fully and  
9 truly answer all such questions as shall be put to you touching  
10 your place of residence, name, place of birth, your  
11 qualifications as an elector and your right as such to register  
12 and vote under the laws of the State of Illinois."

13 The Registration Officer shall satisfy himself that each  
14 applicant for registration is qualified to register before  
15 registering him. If the registration officer has reason to  
16 believe that the applicant is a resident of a Soldiers' and  
17 Sailors' Home or any facility which is licensed or certified  
18 pursuant to the Nursing Home Care Act, the Specialized Mental  
19 Health Rehabilitation Act of 2013, or the ID/DD Community Care  
20 Act, the following question shall be put, "When you entered the  
21 home which is your present address, was it your bona fide  
22 intention to become a resident thereof?" Any voter of a  
23 township, city, village or incorporated town in which such  
24 applicant resides, shall be permitted to be present at the  
25 place of precinct registration, and shall have the right to  
26 challenge any applicant who applies to be registered.





1 All such applications shall be presented to the County  
2 Clerk by the applicant, in person between the hours of nine  
3 o'clock a.m. and five o'clock p.m., on Monday and Tuesday of  
4 the third week subsequent to the weeks in which the 1961 and  
5 1962 precinct re-registrations are to be held, and thereafter  
6 for the registration provided in Section 5-17 of this Article,  
7 all such applications shall be presented to the County Clerk by  
8 the applicant in person between the hours of nine o'clock a.m.  
9 and nine o'clock p.m. on Monday and Tuesday of the third week  
10 prior to the date on which such election is to be held.

11 Any otherwise qualified person who is absent from his  
12 county of residence either due to business of the United States  
13 or because he is temporarily outside the territorial limits of  
14 the United States may become registered by mailing an  
15 application to the county clerk within the periods of  
16 registration provided for in this Article or by simultaneous  
17 application for ~~absentee~~ registration by mail and vote by mail  
18 ~~absentee~~ ballot as provided in Article 20 of this Code.

19 Upon receipt of such application the county clerk shall  
20 immediately mail an affidavit of registration in duplicate,  
21 which affidavit shall contain the following and such other  
22 information as the State Board of Elections may think it proper  
23 to require for the identification of the applicant:

24 Name. The name of the applicant, giving surname and first  
25 or Christian name in full, and the middle name or the initial  
26 for such middle name, if any.

1 Sex.

2 Residence. The name and number of the street, avenue or  
3 other location of the dwelling, and such additional clear and  
4 definite description as may be necessary to determine the exact  
5 location of the dwelling of the applicant. Where the location  
6 cannot be determined by street and number, then the Section,  
7 congressional township and range number may be used, or such  
8 other information as may be necessary, including post office  
9 mailing address.

10 Electronic mail address, if the registrant has provided  
11 this information.

12 Term of residence in the State of Illinois and the  
13 precinct.

14 Nativity. The State or country in which the applicant was  
15 born.

16 Citizenship. Whether the applicant is native born or  
17 naturalized. If naturalized, the court, place and date of  
18 naturalization.

19 Age. Date of birth, by month, day and year.

20 Out of State address of .....

21 AFFIDAVIT OF REGISTRATION

22 State of .....)

23 )ss

24 County of .....)

25 I hereby swear (or affirm) that I am a citizen of the  
26 United States; that on the day of the next election I shall

1 have resided in the State of Illinois for 6 months and in the  
 2 election precinct 30 days; that I am fully qualified to vote,  
 3 that I am not registered to vote anywhere else in the United  
 4 States, that I intend to remain a resident of the State of  
 5 Illinois and of the election precinct, that I intend to return  
 6 to the State of Illinois, and that the above statements are  
 7 true.

8 .....  
 9 (His or her signature or mark)

10 Subscribed and sworn to before me, an officer qualified to  
 11 administer oaths, on (insert date).

12 .....  
 13 Signature of officer administering oath.

14 Upon receipt of the executed duplicate affidavit of  
 15 Registration, the county clerk shall transfer the information  
 16 contained thereon to duplicate Registration Cards provided for  
 17 in Section 5-7 of this Article and shall attach thereto a copy  
 18 of each of the duplicate affidavit of registration and  
 19 thereafter such registration card and affidavit shall  
 20 constitute the registration of such person the same as if he  
 21 had applied for registration in person.

22 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
 23 eff. 7-13-12; 98-104, eff. 7-22-13; 98-115, eff. 10-1-13;  
 24 98-756, eff. 7-16-14.)

1 (10 ILCS 5/5-16.3) (from Ch. 46, par. 5-16.3)

2 Sec. 5-16.3. The county clerk may establish temporary  
3 places of registration for such times and at such locations  
4 within the county as the county clerk may select. ~~However, no~~  
5 ~~temporary place of registration may be in operation during the~~  
6 ~~27 days preceding an election.~~ Notice of time and place of  
7 registration at any such temporary place of registration under  
8 this Section shall be published by the county clerk in a  
9 newspaper having a general circulation in the county not less  
10 than 3 nor more than 15 days before the holding of such  
11 registration.

12 Temporary places of registration shall be established so  
13 that the areas of concentration of population or use by the  
14 public are served, whether by facilities provided in places of  
15 private business or in public buildings or in mobile units.  
16 Areas which may be designated as temporary places of  
17 registration include, but are not limited to, facilities  
18 licensed or certified pursuant to the Nursing Home Care Act,  
19 the Specialized Mental Health Rehabilitation Act of 2013, or  
20 the ID/DD Community Care Act, Soldiers' and Sailors' Homes,  
21 shopping centers, business districts, public buildings and  
22 county fairs.

23 Temporary places of registration shall be available to the  
24 public not less than 2 hours per year for each 1,000 population  
25 or fraction thereof in the county.

26 All temporary places of registration shall be manned by

1 deputy county clerks or deputy registrars appointed pursuant to  
2 Section 5-16.2.

3 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
4 eff. 7-13-12; 98-104, eff. 7-22-13.)

5 (10 ILCS 5/5-50)

6 Sec. 5-50. Grace period. Notwithstanding any other  
7 provision of this Code to the contrary, each election authority  
8 shall establish procedures for the registration of voters and  
9 for change of address during the period from the close of  
10 registration for an ~~a primary or~~ election ~~and~~ until and  
11 including the ~~3rd~~ day of the ~~before the primary or~~ election,  
12 ~~except that during the 2014 general election the period shall~~  
13 ~~extend until the polls close on election day.~~ During this grace  
14 period, an unregistered qualified elector may register to vote,  
15 and a registered voter may submit a change of address form, in  
16 person in the office of the election authority, at a permanent  
17 polling place established under Section 19A-10, at any other  
18 early voting site beginning 15 days prior to the election, at a  
19 polling place on election day, or at a voter registration  
20 location specifically designated for this purpose by the  
21 election authority. ~~During the 2014 general election, an~~  
22 ~~unregistered qualified elector may register to vote, and a~~  
23 ~~registered voter may submit a change of address form, in person~~  
24 ~~at any permanent polling place for early voting established~~  
25 ~~pursuant to Section 19A 10 through election day.~~ The election

1 authority shall register that individual, or change a  
2 registered voter's address, in the same manner as otherwise  
3 provided by this Article for registration and change of  
4 address.

5 If a voter who registers or changes address during this  
6 grace period wishes to vote at the ~~first~~ election or primary  
7 occurring during ~~after~~ the grace period, he or she must do so  
8 by grace period voting. The election authority shall offer  
9 in-person grace period voting at his or her office, ~~and~~ any  
10 permanent polling place established under Section 19A-10, and  
11 at any other early voting site beginning 15 days prior to the  
12 election, at a polling place on election day, where grace  
13 period registration is required by this Section; and may offer  
14 in-person grace period voting at additional hours and locations  
15 specifically designated for the purpose of grace period voting  
16 by the election authority. The election authority may allow  
17 grace period voting by mail only if the election authority has  
18 no ballots prepared at the authority's office. Grace period  
19 voting shall be in a manner substantially similar to voting  
20 under Article 19A ~~19~~.

21 Within one day after a voter casts a grace period ballot,  
22 or within one day after the ballot is received by the election  
23 authority if the election authority allows grace period voting  
24 by mail, the election authority shall transmit by electronic  
25 means pursuant to a process established by the State Board of  
26 Elections the voter's name, street address, e-mail address, and

1 precinct, ward, township, and district numbers, as the case may  
2 be, to the State Board of Elections, which shall maintain those  
3 names and that information in an electronic format on its  
4 website, arranged by county and accessible to State and local  
5 political committees. The name of each person issued a grace  
6 period ballot shall also be placed on the appropriate precinct  
7 list of persons to whom vote by mail ~~absentee~~ and early ballots  
8 have been issued, for use as provided in Sections 17-9 and  
9 18-5.

10 A person who casts a grace period ballot shall not be  
11 permitted to revoke that ballot and vote another ballot with  
12 respect to that primary or election. Ballots cast by persons  
13 who register or change address during the grace period at a  
14 location other than their designated polling place on election  
15 day must be transmitted to and counted at the election  
16 authority's central ballot counting location and shall not be  
17 transmitted to and counted at precinct polling places. The  
18 grace period ballots determined to be valid shall be added to  
19 the vote totals for the precincts for which they were cast in  
20 the order in which the ballots were opened.

21 In counties with a population of less than 100,000 that do  
22 not have electronic poll books, the election authority may opt  
23 out of registration in the polling place if the election  
24 authority establishes grace period registration and voting at  
25 other sites on election day at the following sites: (i) the  
26 election authority's main office and (ii) a polling place in



1 each municipality where 20% or more of the county's residents  
2 reside if the election authority's main office is not located  
3 in that municipality. The election authority may establish  
4 other grace period registration and voting sites on election  
5 day provided that the election authority has met the notice  
6 requirements of Section 19A-25 for permanent and temporary  
7 early voting sites.

8 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
9 98-691, eff. 7-1-14.)

10 (10 ILCS 5/5-105)

11 Sec. 5-105. First time voting. A person must vote for the  
12 first time in person and not ~~by a~~ vote by mail ~~mailed absentee~~  
13 ballot if the person registered to vote by mail, unless the  
14 person first provides the appropriate election authority with  
15 sufficient proof of identity and the election authority  
16 verifies the person's proof of identity. Sufficient proof of  
17 identity shall be demonstrated by submission of the person's  
18 driver's license number or State identification card number or,  
19 if the person does not have either of those, verification by  
20 the last 4 digits of the person's social security number, a  
21 copy of a current and valid photo identification, or a copy of  
22 a current utility bill, bank statement, paycheck, government  
23 check, or other federal, State, or local government document  
24 that shows the person's name and address. A person may also  
25 demonstrate sufficient proof of identity by submission of a

1 photo identification issued by a college or university  
2 accompanied by either a copy of the applicant's contract or  
3 lease for a residence or any postmarked mail delivered to the  
4 applicant at his or her current residence address. Persons who  
5 apply to register to vote by mail but provide inadequate proof  
6 of identity to the election authority shall be notified by the  
7 election authority that the registration has not been fully  
8 completed and that the person remains ineligible to vote by  
9 mail or in person until such proof is presented.

10 (Source: P.A. 95-699, eff. 11-9-07; 96-317, eff. 1-1-10.)

11 (10 ILCS 5/6-29) (from Ch. 46, par. 6-29)

12 Sec. 6-29. For the purpose of registering voters under this  
13 Article, the office of the Board of Election Commissioners  
14 shall be open during ordinary business hours of each week day,  
15 from 9 a.m. to 12 o'clock noon on the last four Saturdays  
16 immediately preceding the end of the period of registration  
17 preceding each election, and such other days and such other  
18 times as the board may direct. During the 27 days immediately  
19 preceding any election there shall be no registration of voters  
20 at the office of the Board of Election Commissioners in cities,  
21 villages and incorporated towns of fewer than 200,000  
22 inhabitants. In cities, villages and incorporated towns of  
23 200,000 or more inhabitants, there shall be no registration of  
24 voters at the office of the Board of Election Commissioners  
25 during the 35 days immediately preceding any election;

1 provided, however, where no precinct registration is being  
2 conducted prior to any election then registration may be taken  
3 in the office of the Board up to and including the 28th day  
4 prior to such election. The Board of Election Commissioners may  
5 set up and establish as many branch offices for the purpose of  
6 taking registrations as it may deem necessary, and the branch  
7 offices may be open on any or all dates and hours during which  
8 registrations may be taken in the main office. All officers and  
9 employees of the Board of Election Commissioners who are  
10 authorized by such board to take registrations under this  
11 Article shall be considered officers of the circuit court, and  
12 shall be subject to the same control as is provided by Section  
13 14-5 of this Act with respect to judges of election.

14 In any election called for the submission of the revision  
15 or alteration of, or the amendments to the Constitution,  
16 submitted by a Constitutional Convention, the final day for  
17 registration at the office of the election authority charged  
18 with the printing of the ballot of this election shall be the  
19 15th day prior to the date of election.

20 The Board of Election Commissioners shall appoint one or  
21 more registration teams, consisting of 2 of its employees for  
22 each team, for the purpose of accepting the registration of any  
23 voter who files an affidavit, within the period for taking  
24 registrations provided for in this Article, that he is  
25 physically unable to appear at the office of the Board or at  
26 any appointed place of registration. On the day or days when a

1 precinct registration is being conducted such teams shall  
2 consist of one member from each of the 2 leading political  
3 parties who are serving on the Precinct Registration Board.  
4 Each team so designated shall visit each disabled person and  
5 shall accept the registration of such person the same as if he  
6 had applied for registration in person.

7 Any otherwise qualified person who is absent from his  
8 county of residence due to business of the United States, or  
9 who is temporarily residing outside the territorial limits of  
10 the United States, may make application to become registered by  
11 mail to the Board of Election Commissioners within the periods  
12 for registration provided for in this Article or by  
13 simultaneous application for ~~absentee~~ registration by mail and  
14 vote by mail ~~absentee~~ ballot as provided in Article 20 of this  
15 Code.

16 Upon receipt of such application the Board of Election  
17 Commissioners shall immediately mail an affidavit of  
18 registration in duplicate, which affidavit shall contain the  
19 following and such other information as the State Board of  
20 Elections may think it proper to require for the identification  
21 of the applicant:

22 Name. The name of the applicant, giving surname and first  
23 or Christian name in full, and the middle name or the initial  
24 for such middle name, if any.

25 Sex.

26 Residence. The name and number of the street, avenue or

1 other location of the dwelling, and such additional clear and  
 2 definite description as may be necessary to determine the exact  
 3 location of the dwelling of the applicant. Where the location  
 4 cannot be determined by street and number, then the section,  
 5 congressional township and range number may be used, or such  
 6 other information as may be necessary, including post office  
 7 mailing address.

8 Electronic mail address, if the registrant has provided  
 9 this information.

10 Term of residence in the State of Illinois and the  
 11 precinct.

12 Nativity. The state or country in which the applicant was  
 13 born.

14 Citizenship. Whether the applicant is native born or  
 15 naturalized. If naturalized, the court, place and date of  
 16 naturalization.

17 Age. Date of birth, by month, day and year.

18 Out of State address of .....

19 AFFIDAVIT OF REGISTRATION

20 State of .....)

21 ) ss.

22 County of .....)

23 I hereby swear (or affirm) that I am a citizen of the  
 24 United States; that on the day of the next election I shall  
 25 have resided in the State of Illinois and in the election  
 26 precinct 30 days; that I am fully qualified to vote, that I am

1 not registered to vote anywhere else in the United States, that  
2 I intend to remain a resident of the State of Illinois, and of  
3 the election precinct, that I intend to return to the State of  
4 Illinois, and that the above statements are true.

5 .....

6 (His or her signature or mark)

7 Subscribed and sworn to before me, an officer qualified to  
8 administer oaths, on (insert date).

9 .....

10 Signature of officer administering oath.

11 Upon receipt of the executed duplicate affidavit of  
12 Registration, the Board of Election Commissioners shall  
13 transfer the information contained thereon to duplicate  
14 Registration Cards provided for in Section 6-35 of this Article  
15 and shall attach thereto a copy of each of the duplicate  
16 affidavit of registration and thereafter such registration  
17 card and affidavit shall constitute the registration of such  
18 person the same as if he had applied for registration in  
19 person.

20 (Source: P.A. 98-115, eff. 10-1-13.)

21 (10 ILCS 5/6-50.3) (from Ch. 46, par. 6-50.3)

22 Sec. 6-50.3. The board of election commissioners may  
23 establish temporary places of registration for such times and  
24 at such locations as the board may select. ~~However, no~~  
25 ~~temporary place of registration may be in operation during the~~

1 ~~27 days preceding an election.~~ Notice of the time and place of  
2 registration at any such temporary place of registration under  
3 this Section shall be published by the board of election  
4 commissioners in a newspaper having a general circulation in  
5 the city, village or incorporated town not less than 3 nor more  
6 than 15 days before the holding of such registration.

7 Temporary places of registration shall be established so  
8 that the areas of concentration of population or use by the  
9 public are served, whether by facilities provided in places of  
10 private business or in public buildings or in mobile units.  
11 Areas which may be designated as temporary places of  
12 registration include, but are not limited to, facilities  
13 licensed or certified pursuant to the Nursing Home Care Act,  
14 the Specialized Mental Health Rehabilitation Act of 2013, or  
15 the ID/DD Community Care Act, Soldiers' and Sailors' Homes,  
16 shopping centers, business districts, public buildings and  
17 county fairs.

18 Temporary places of registration shall be available to the  
19 public not less than 2 hours per year for each 1,000 population  
20 or fraction thereof in the county.

21 All temporary places of registration shall be manned by  
22 employees of the board of election commissioners or deputy  
23 registrars appointed pursuant to Section 6-50.2.

24 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
25 eff. 7-13-12; 98-104, eff. 7-22-13.)

1 (10 ILCS 5/6-100)

2 Sec. 6-100. Grace period. Notwithstanding any other  
3 provision of this Code to the contrary, each election authority  
4 shall establish procedures for the registration of voters and  
5 for change of address during the period from the close of  
6 registration for an ~~a primary or~~ election ~~and~~ until and  
7 including the ~~3rd~~ day of the ~~before the primary or~~ election,  
8 ~~except that during the 2014 general election the period shall~~  
9 ~~extend until the polls close on election day.~~ During this grace  
10 period, an unregistered qualified elector may register to vote,  
11 and a registered voter may submit a change of address form, in  
12 person in the office of the election authority, at a permanent  
13 polling place established under Section 19A-10, at any other  
14 early voting site beginning 15 days prior to the election, at a  
15 polling place on election day, or at a voter registration  
16 location specifically designated for this purpose by the  
17 election authority. ~~During the 2014 general election, an~~  
18 ~~unregistered qualified elector may register to vote, and a~~  
19 ~~registered voter may submit a change of address form, in person~~  
20 ~~at any permanent polling place for early voting established~~  
21 ~~pursuant to Section 19A-10 through election day.~~ The election  
22 authority shall register that individual, or change a  
23 registered voter's address, in the same manner as otherwise  
24 provided by this Article for registration and change of  
25 address.

26 If a voter who registers or changes address during this



1 grace period wishes to vote at the ~~first~~ election or primary  
2 occurring during ~~after~~ the grace period. The election authority  
3 shall offer in-person grace period voting at the authority's  
4 office, ~~and~~ any permanent polling place established under  
5 Section 19A-10, and at any other early voting site beginning 15  
6 days prior to the election, at a polling place on election day,  
7 where grace period registration is required by this Section;  
8 and may offer in-person grace period voting at additional hours  
9 and locations specifically designated for the purpose of grace  
10 period voting by the election authority. The election authority  
11 may allow grace period voting by mail only if the election  
12 authority has no ballots prepared at the authority's office.  
13 Grace period voting shall be in a manner substantially similar  
14 to voting under Article 19A ~~19~~.

15       Within one day after a voter casts a grace period ballot,  
16 or within one day after the ballot is received by the election  
17 authority if the election authority allows grace period voting  
18 by mail, the election authority shall transmit by electronic  
19 means pursuant to a process established by the State Board of  
20 Elections the voter's name, street address, e-mail address, and  
21 precinct, ward, township, and district numbers, as the case may  
22 be, to the State Board of Elections, which shall maintain those  
23 names and that information in an electronic format on its  
24 website, arranged by county and accessible to State and local  
25 political committees. The name of each person issued a grace  
26 period ballot shall also be placed on the appropriate precinct

1 list of persons to whom vote by mail ~~absentee~~ and early ballots  
2 have been issued, for use as provided in Sections 17-9 and  
3 18-5.

4 A person who casts a grace period ballot shall not be  
5 permitted to revoke that ballot and vote another ballot with  
6 respect to that primary or election. Ballots cast by persons  
7 who register or change address during the grace period at a  
8 location other than their designated polling place on election  
9 day must be transmitted to and counted at the election  
10 authority's central ballot counting location and shall not be  
11 transmitted to and counted at precinct polling places. The  
12 grace period ballots determined to be valid shall be added to  
13 the vote totals for the precincts for which they were cast in  
14 the order in which the ballots were opened.

15 In counties with a population of less than 100,000 that do  
16 not have electronic poll books, the election authority may opt  
17 out of registration in the polling place if the election  
18 authority establishes grace period registration and voting at  
19 other sites on election day at the following sites: (i) the  
20 election authority's main office and (ii) a polling place in  
21 each municipality where 20% or more of the county's residents  
22 reside if the election authority's main office is not located  
23 in that municipality. The election authority may establish  
24 other grace period registration and voting sites on election  
25 day provided that the election authority has met the notice  
26 requirements of Section 19A-25 for permanent and temporary

1 early voting sites.

2 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
3 98-691, eff. 7-1-14.)

4 (10 ILCS 5/6-105)

5 Sec. 6-105. First time voting. A person must vote for the  
6 first time in person and not ~~by a~~ vote by mail ~~mailed absentee~~  
7 ballot if the person registered to vote by mail, unless the  
8 person first provides the appropriate election authority with  
9 sufficient proof of identity and the election authority  
10 verifies the person's proof of identity. Sufficient proof of  
11 identity shall be demonstrated by submission of the person's  
12 driver's license number or State identification card number or,  
13 if the person does not have either of those, verification by  
14 the last 4 digits of the person's social security number, a  
15 copy of a current and valid photo identification, or a copy of  
16 a current utility bill, bank statement, paycheck, government  
17 check, or other federal, State, or local government document  
18 that shows the person's name and address. A person may also  
19 demonstrate sufficient proof of identity by submission of a  
20 photo identification issued by a college or university  
21 accompanied by either a copy of the applicant's contract or  
22 lease for a residence or any postmarked mail delivered to the  
23 applicant at his or her current residence address. Persons who  
24 apply to register to vote by mail but provide inadequate proof  
25 of identity to the election authority shall be notified by the

1 election authority that the registration has not been fully  
2 completed and that the person remains ineligible to vote by  
3 mail or in person until such proof is presented.

4 (Source: P.A. 95-699, eff. 11-9-07; 96-317, eff. 1-1-10.)

5 (10 ILCS 5/7-15) (from Ch. 46, par. 7-15)

6 Sec. 7-15. At least 60 days prior to each general and  
7 consolidated primary, the election authority shall provide  
8 public notice, calculated to reach elderly and handicapped  
9 voters, of the availability of registration and voting aids  
10 under the Federal Voting Accessibility for the Elderly and  
11 Handicapped Act, of the availability of assistance in marking  
12 the ballot, procedures for voting by a vote by mail ~~absentee~~  
13 ballot, and procedures for early voting by personal appearance.  
14 At least 20 days before the general primary the county clerk of  
15 each county, and not more than 30 nor less than 10 days before  
16 the consolidated primary the election authority, shall prepare  
17 in the manner provided in this Act, a notice of such primary  
18 which notice shall state the time and place of holding the  
19 primary, the hours during which the polls will be open, the  
20 offices for which candidates will be nominated at such primary  
21 and the political parties entitled to participate therein,  
22 notwithstanding that no candidate of any such political party  
23 may be entitled to have his name printed on the primary ballot.  
24 Such notice shall also include the list of addresses of  
25 precinct polling places for the consolidated primary unless

1 such list is separately published by the election authority not  
2 less than 10 days before the consolidated primary.

3 In counties, municipalities, or towns having fewer than  
4 500,000 inhabitants notice of the general primary shall be  
5 published once in two or more newspapers published in the  
6 county, municipality or town, as the case may be, or if there  
7 is no such newspaper, then in any two or more newspapers  
8 published in the county and having a general circulation  
9 throughout the community.

10 In counties, municipalities, or towns having 500,000 or  
11 more inhabitants notice of the general primary shall be  
12 published at least 15 days prior to the primary by the same  
13 authorities and in the same manner as notice of election for  
14 general elections are required to be published in counties,  
15 municipalities or towns of 500,000 or more inhabitants under  
16 this Act.

17 Notice of the consolidated primary shall be published once  
18 in one or more newspapers published in each political  
19 subdivision having such primary, and if there is no such  
20 newspaper, then published once in a local, community newspaper  
21 having general circulation in the subdivision, and also once in  
22 a newspaper published in the county wherein the political  
23 subdivisions, or portions thereof, having such primary are  
24 situated.

25 (Source: P.A. 94-645, eff. 8-22-05.)

1 (10 ILCS 5/7-34) (from Ch. 46, par. 7-34)

2 Sec. 7-34. Pollwatchers in a primary election shall be  
3 authorized in the following manner:

4 (1) Each established political party shall be entitled to  
5 appoint one pollwatcher per precinct. Such pollwatchers must be  
6 affiliated with the political party for which they are  
7 pollwatching and must be a registered voter in Illinois.

8 (2) Each candidate shall be entitled to appoint two  
9 pollwatchers per precinct. For Federal, State, county,  
10 township, and municipal primary elections, the pollwatchers  
11 must be registered to vote in Illinois.

12 (3) Each organization of citizens within the county or  
13 political subdivision, which has among its purposes or  
14 interests the investigation or prosecution of election frauds,  
15 and which shall have registered its name and address and the  
16 names and addresses of its principal officers with the proper  
17 election authority at least 40 days before the primary  
18 election, shall be entitled to appoint one pollwatcher per  
19 precinct. For all primary elections, the pollwatcher must be  
20 registered to vote in Illinois.

21 (3.5) Each State nonpartisan civic organization within the  
22 county or political subdivision shall be entitled to appoint  
23 one pollwatcher per precinct, provided that no more than 2  
24 pollwatchers appointed by State nonpartisan civic  
25 organizations shall be present in a precinct polling place at  
26 the same time. Each organization shall have registered the

1 names and addresses of its principal officers with the proper  
2 election authority at least 40 days before the primary  
3 election. The pollwatchers must be registered to vote in  
4 Illinois. For the purpose of this paragraph, a "State  
5 nonpartisan civic organization" means any corporation,  
6 unincorporated association, or organization that:

7 (i) as part of its written articles of incorporation,  
8 bylaws, or charter or by separate written declaration, has  
9 among its stated purposes the provision of voter  
10 information and education, the protection of individual  
11 voters' rights, and the promotion of free and equal  
12 elections;

13 (ii) is organized or primarily conducts its activities  
14 within the State of Illinois; and

15 (iii) continuously maintains an office or business  
16 location within the State of Illinois, together with a  
17 current listed telephone number (a post office box number  
18 without a current listed telephone number is not  
19 sufficient).

20 (4) Each organized group of proponents or opponents of a  
21 ballot proposition, which shall have registered the name and  
22 address of its organization or committee and the name and  
23 address of its chairman with the proper election authority at  
24 least 40 days before the primary election, shall be entitled to  
25 appoint one pollwatcher per precinct. The pollwatcher must be  
26 registered to vote in Illinois.





1 at ..... (address) in the county of .....,  
 2 ..... (township or municipality) of ..... (name),  
 3 State of Illinois and who is duly registered to vote from this  
 4 address, to act as a pollwatcher in the ..... precinct of  
 5 the ..... ward (if applicable) of the .....  
 6 (township or municipality) of ..... at the .....  
 7 election to be held on (insert date).

8 ..... (Signature of Appointing Authority)  
 9 ..... TITLE (party official, candidate,  
 10 civic organization president,  
 11 proponent or opponent group chairman)

12 Under penalties provided by law pursuant to Section 29-10  
 13 of the Election Code, the undersigned pollwatcher certifies  
 14 that he or she resides at ..... (address) in the  
 15 county of ....., ..... (township or municipality) of  
 16 ..... (name), State of Illinois, and is duly registered to  
 17 vote in Illinois.

18 .....  
 19 (Precinct and/or Ward in ..... (Signature of Pollwatcher)  
 20 Which Pollwatcher Resides)

21 Pollwatchers must present their credentials to the Judges  
 22 of Election upon entering the polling place. Pollwatcher  
 23 credentials properly executed and signed shall be proof of the  
 24 qualifications of the pollwatcher authorized thereby. Such  
 25 credentials are retained by the Judges and returned to the

1 Election Authority at the end of the day of election with the  
2 other election materials. Once a pollwatcher has surrendered a  
3 valid credential, he may leave and reenter the polling place  
4 provided that such continuing action does not disrupt the  
5 conduct of the election. Pollwatchers may be substituted during  
6 the course of the day, but established political parties,  
7 candidates, qualified civic organizations and proponents and  
8 opponents of a ballot proposition can have only as many  
9 pollwatchers at any given time as are authorized in this  
10 Article. A substitute must present his signed credential to the  
11 judges of election upon entering the polling place. Election  
12 authorities must provide a sufficient number of credentials to  
13 allow for substitution of pollwatchers. After the polls have  
14 closed, pollwatchers shall be allowed to remain until the  
15 canvass of votes is completed; but may leave and reenter only  
16 in cases of necessity, provided that such action is not so  
17 continuous as to disrupt the canvass of votes.

18 Candidates seeking office in a district or municipality  
19 encompassing 2 or more counties shall be admitted to any and  
20 all polling places throughout such district or municipality  
21 without regard to the counties in which such candidates are  
22 registered to vote. Actions of such candidates shall be  
23 governed in each polling place by the same privileges and  
24 limitations that apply to pollwatchers as provided in this  
25 Section. Any such candidate who engages in an activity in a  
26 polling place which could reasonably be construed by a majority

1 of the judges of election as campaign activity shall be removed  
2 forthwith from such polling place.

3 Candidates seeking office in a district or municipality  
4 encompassing 2 or more counties who desire to be admitted to  
5 polling places on election day in such district or municipality  
6 shall be required to have proper credentials. Such credentials  
7 shall be printed in sufficient quantities, shall be issued by  
8 and under the facsimile signature of the election authority of  
9 the election jurisdiction where the polling place in which the  
10 candidate seeks admittance is located, and shall be available  
11 for distribution at least 2 weeks prior to the election. Such  
12 credentials shall be signed by the candidate.

13 Candidate credentials shall be in substantially the  
14 following form:

15 CANDIDATE CREDENTIALS

16 TO THE JUDGES OF ELECTION:

17 In accordance with the provisions of the Election Code, I  
18 ..... (name of candidate) hereby certify that I am a candidate  
19 for ..... (name of office) and seek admittance to .....  
20 precinct of the ..... ward (if applicable) of the .....  
21 (township or municipality) of ..... at the ..... election  
22 to be held on (insert date).

23 ..... ..

24 (Signature of Candidate)

OFFICE FOR WHICH

25 CANDIDATE SEEKS

1 NOMINATION OR  
2 ELECTION

3 Pollwatchers shall be permitted to observe all proceedings  
4 and view all reasonably requested records relating to the  
5 conduct of the election, provided the secrecy of the ballot is  
6 not impinged, and to station themselves in a position in the  
7 voting room as will enable them to observe the judges making  
8 the signature comparison between the voter application and the  
9 voter registration record card; provided, however, that such  
10 pollwatchers shall not be permitted to station themselves in  
11 such close proximity to the judges of election so as to  
12 interfere with the orderly conduct of the election and shall  
13 not, in any event, be permitted to handle election materials.  
14 Pollwatchers may challenge for cause the voting qualifications  
15 of a person offering to vote and may call to the attention of  
16 the judges of election any incorrect procedure or apparent  
17 violations of this Code.

18 If a majority of the judges of election determine that the  
19 polling place has become too overcrowded with pollwatchers so  
20 as to interfere with the orderly conduct of the election, the  
21 judges shall, by lot, limit such pollwatchers to a reasonable  
22 number, except that each candidate and each established or new  
23 political party shall be permitted to have at least one  
24 pollwatcher present.

25 Representatives of an election authority, with regard to an

1 election under its jurisdiction, the State Board of Elections,  
2 and law enforcement agencies, including but not limited to a  
3 United States Attorney, a State's attorney, the Attorney  
4 General, and a State, county, or local police department, in  
5 the performance of their official election duties, shall be  
6 permitted at all times to enter and remain in the polling  
7 place. Upon entering the polling place, such representatives  
8 shall display their official credentials or other  
9 identification to the judges of election.

10 Uniformed police officers assigned to polling place duty  
11 shall follow all lawful instructions of the judges of election.

12 The provisions of this Section shall also apply to  
13 supervised casting of vote by mail ~~absentee~~ ballots as provided  
14 in Section 19-12.2 of this Act.

15 (Source: P.A. 94-645, eff. 8-22-05; 95-267, eff. 8-17-07.)

16 (10 ILCS 5/10-7) (from Ch. 46, par. 10-7)

17 Sec. 10-7. Any person whose name has been presented as a  
18 candidate, including nonpartisan and independent candidates,  
19 may cause his name to be withdrawn from any such nomination by  
20 his request in writing, signed by him and duly acknowledged  
21 before an officer qualified to take acknowledgment of deeds,  
22 and presented to the principal office or permanent branch  
23 office of the Board, the election authority, or the local  
24 election official, as the case may be, not later than the date  
25 for certification of candidates for the ballot. No name so

1 withdrawn shall be printed upon the ballots under the party  
2 appellation or title from which the candidate has withdrawn his  
3 name. If such a request for withdrawal is received after the  
4 date for certification of the candidates for the ballot, then  
5 the votes cast for the withdrawn candidate are invalid and  
6 shall not be reported by the election authority. If the name of  
7 the same person has been presented as a candidate for 2 or more  
8 offices which are incompatible so that the same person could  
9 not serve in more than one of such offices if elected, that  
10 person must withdraw as a candidate for all but one of such  
11 offices within the 5 business days following the last day for  
12 petition filing. If he fails to withdraw as a candidate for all  
13 but one of such offices within such time, his name shall not be  
14 certified, nor printed on the ballot, for any office. However,  
15 nothing in this section shall be construed as precluding a  
16 judge who is seeking retention in office from also being a  
17 candidate for another judicial office. Except as otherwise  
18 herein provided, in case the certificate of nomination or  
19 petition as provided for in this Article shall contain or  
20 exhibit the name of any candidate for any office upon more than  
21 one of said certificates or petitions (for the same office),  
22 then and in that case the Board or election authority or local  
23 election official, as the case may be, shall immediately notify  
24 said candidate of said fact and that his name appears  
25 unlawfully upon more than one of said certificates or petitions  
26 and that within 3 days from the receipt of said notification,

1 said candidate must elect as to which of said political party  
2 appellations or groups he desires his name to appear and remain  
3 under upon said ballot, and if said candidate refuses, fails or  
4 neglects to make such election, then and in that case the Board  
5 or election authority or local election official, as the case  
6 may be, shall permit the name of said candidate to appear or be  
7 printed or placed upon said ballot only under the political  
8 party appellation or group appearing on the certificate of  
9 nomination or petition, as the case may be, first filed, and  
10 shall strike or cause to be stricken the name of said candidate  
11 from all certificates of nomination and petitions filed after  
12 the first such certificate of nomination or petition.

13 Whenever the name of a candidate for an office is withdrawn  
14 from a new political party petition, it shall constitute a  
15 vacancy in nomination for that office which may be filled in  
16 accordance with Section 10-11 of this Article; provided, that  
17 if the names of all candidates for all offices on a new  
18 political party petition are withdrawn or such petition is  
19 declared invalid by an electoral board or upon judicial review,  
20 no vacancies in nomination for those offices shall exist and  
21 the filing of any notice or resolution purporting to fill  
22 vacancies in nomination shall have no legal effect.

23 Whenever the name of an independent candidate for an office  
24 is withdrawn or an independent candidate's petition is declared  
25 invalid by an electoral board or upon judicial review, no  
26 vacancy in nomination for that office shall exist and the

1 filing of any notice or resolution purporting to fill a vacancy  
2 in nomination shall have no legal effect.

3 All certificates of nomination and nomination papers when  
4 presented or filed shall be open, under proper regulation, to  
5 public inspection, and the State Board of Elections and the  
6 several election authorities and local election officials  
7 having charge of nomination papers shall preserve the same in  
8 their respective offices not less than 6 months.

9 (Source: P.A. 98-115, eff. 7-29-13.)

10 (10 ILCS 5/10-9) (from Ch. 46, par. 10-9)

11 Sec. 10-9. The following electoral boards are designated  
12 for the purpose of hearing and passing upon the objector's  
13 petition described in Section 10-8.

14 1. The State Board of Elections will hear and pass upon  
15 objections to the nominations of candidates for State  
16 offices, nominations of candidates for congressional or 7  
17 legislative offices that are in more than one county or are  
18 wholly located within a single county with a population of  
19 less than 3,000,000 and judicial offices of districts,  
20 subcircuits, or circuits situated in more than one county,  
21 nominations of candidates for the offices of State's  
22 attorney or regional superintendent of schools to be  
23 elected from more than one county, and petitions for  
24 proposed amendments to the Constitution of the State of  
25 Illinois as provided for in Section 3 of Article XIV of the



1 Constitution.

2 2. The county officers electoral board of a county with  
3 a population of less than 3,000,000 to hear and pass upon  
4 objections to the nominations of candidates for county  
5 offices, ~~for congressional, legislative~~ and judicial  
6 offices of a district, subcircuit, or circuit coterminous  
7 with or less than a county, for any school district  
8 offices, for the office of multi-township assessor where  
9 candidates for such office are nominated in accordance with  
10 this Code, and for all special district offices, shall be  
11 composed of the county clerk, or an assistant designated by  
12 the county clerk, the State's attorney of the county or an  
13 Assistant State's Attorney designated by the State's  
14 Attorney, and the clerk of the circuit court, or an  
15 assistant designated by the clerk of the circuit court, of  
16 the county, of whom the county clerk or his designee shall  
17 be the chairman, except that in any county which has  
18 established a county board of election commissioners that  
19 board shall constitute the county officers electoral board  
20 ex-officio. If a school district is located in 2 or more  
21 counties, the county officers electoral board of the county  
22 in which the principal office of the school district is  
23 located shall hear and pass upon objections to nominations  
24 of candidates for school district office in that school  
25 district.

26 2.5. The county officers electoral board of a county

1 with a population of 3,000,000 or more to hear and pass  
2 upon objections to the nominations of candidates for county  
3 offices, candidates for congressional and legislative  
4 offices if the district is wholly within a county with a  
5 population of 3,000,000 or more, unless the district is  
6 wholly or partially within the jurisdiction of a municipal  
7 board of election commissioners, and judicial offices of a  
8 district, subcircuit, or circuit coterminous with or less  
9 than a county, for any school district offices, for the  
10 office of multi-township assessor where candidates for  
11 such office are nominated in accordance with this Code, and  
12 for all special district offices, shall be composed of the  
13 county clerk, or an assistant designated by the county  
14 clerk, the State's Attorney of the county or an Assistant  
15 State's Attorney designated by the State's Attorney, and  
16 the clerk of the circuit court, or an assistant designated  
17 by the clerk of the circuit court, of the county, of whom  
18 the county clerk or his designee shall be the chairman,  
19 except that, in any county which has established a county  
20 board of election commissioners, that board shall  
21 constitute the county officers electoral board ex-officio.  
22 If a school district is located in 2 or more counties, the  
23 county officers electoral board of the county in which the  
24 principal office of the school district is located shall  
25 hear and pass upon objections to nominations of candidates  
26 for school district office in that school district.

1           3. The municipal officers electoral board to hear and  
2           pass upon objections to the nominations of candidates for  
3           officers of municipalities shall be composed of the mayor  
4           or president of the board of trustees of the city, village  
5           or incorporated town, and the city, village or incorporated  
6           town clerk, and one member of the city council or board of  
7           trustees, that member being designated who is eligible to  
8           serve on the electoral board and has served the greatest  
9           number of years as a member of the city council or board of  
10          trustees, of whom the mayor or president of the board of  
11          trustees shall be the chairman.

12          4. The township officers electoral board to pass upon  
13          objections to the nominations of township officers shall be  
14          composed of the township supervisor, the town clerk, and  
15          that eligible town trustee elected in the township who has  
16          had the longest term of continuous service as town trustee,  
17          of whom the township supervisor shall be the chairman.

18          5. The education officers electoral board to hear and  
19          pass upon objections to the nominations of candidates for  
20          offices in community college districts shall be composed of  
21          the presiding officer of the community college district  
22          board, who shall be the chairman, the secretary of the  
23          community college district board and the eligible elected  
24          community college board member who has the longest term of  
25          continuous service as a board member.

26          6. In all cases, however, where the Congressional,

1 Legislative, or Representative district is wholly or  
2 partially within the jurisdiction of a single municipal  
3 board of election commissioners in Cook County and in all  
4 cases where the school district or special district is  
5 wholly within the jurisdiction of a municipal board of  
6 election commissioners and in all cases where the  
7 municipality or township is wholly or partially within the  
8 jurisdiction of a municipal board of election  
9 commissioners, the board of election commissioners shall  
10 ex-officio constitute the electoral board.

11 For special districts situated in more than one county, the  
12 county officers electoral board of the county in which the  
13 principal office of the district is located has jurisdiction to  
14 hear and pass upon objections. For purposes of this Section,  
15 "special districts" means all political subdivisions other  
16 than counties, municipalities, townships and school and  
17 community college districts.

18 In the event that any member of the appropriate board is a  
19 candidate for the office with relation to which the objector's  
20 petition is filed, he shall not be eligible to serve on that  
21 board and shall not act as a member of the board and his place  
22 shall be filled as follows:

23 a. In the county officers electoral board by the county  
24 treasurer, and if he or she is ineligible to serve, by the  
25 sheriff of the county.

26 b. In the municipal officers electoral board by the

1 eligible elected city council or board of trustees member  
2 who has served the second greatest number of years as a  
3 city council or board of trustees member.

4 c. In the township officers electoral board by the  
5 eligible elected town trustee who has had the second  
6 longest term of continuous service as a town trustee.

7 d. In the education officers electoral board by the  
8 eligible elected community college district board member  
9 who has had the second longest term of continuous service  
10 as a board member.

11 In the event that the chairman of the electoral board is  
12 ineligible to act because of the fact that he or she is a  
13 candidate for the office with relation to which the objector's  
14 petition is filed, then the substitute chosen under the  
15 provisions of this Section shall be the chairman; In this case,  
16 the officer or board with whom the objector's petition is  
17 filed, shall transmit the certificate of nomination or  
18 nomination papers as the case may be, and the objector's  
19 petition to the substitute chairman of the electoral board.

20 When 2 or more eligible individuals, by reason of their  
21 terms of service on a city council or board of trustees,  
22 township board of trustees, or community college district  
23 board, qualify to serve on an electoral board, the one to serve  
24 shall be chosen by lot.

25 Any vacancies on an electoral board not otherwise filled  
26 pursuant to this Section shall be filled by public members

1 appointed by the Chief Judge of the Circuit Court for the  
2 county wherein the electoral board hearing is being held upon  
3 notification to the Chief Judge of such vacancies. The Chief  
4 Judge shall be so notified by a member of the electoral board  
5 or the officer or board with whom the objector's petition was  
6 filed. In the event that none of the individuals designated by  
7 this Section to serve on the electoral board are eligible, the  
8 chairman of an electoral board shall be designated by the Chief  
9 Judge.

10 (Source: P.A. 98-115, eff. 7-29-13.)

11 (10 ILCS 5/11-4.1) (from Ch. 46, par. 11-4.1)

12 Sec. 11-4.1. (a) In appointing polling places under this  
13 Article, the county board or board of election commissioners  
14 shall, insofar as they are convenient and available, use  
15 schools and other public buildings as polling places.

16 (b) Upon request of the county board or board of election  
17 commissioners, the proper agency of government (including  
18 school districts and units of local government) shall make a  
19 public building under its control available for use as a  
20 polling place on an election day and for a reasonably necessary  
21 time before and after election day, without charge. If the  
22 county board or board of election commissioners chooses a  
23 school to be a polling place, then the school district must  
24 make the school available for use as a polling place. However,  
25 for the day of the election, a school district is encouraged to

1 (i) close the school or (ii) hold a teachers institute on that  
2 day with students not in attendance.

3 (c) A government agency which makes a public building under  
4 its control available for use as a polling place shall (i)  
5 ensure the portion of the building to be used as the polling  
6 place is accessible to handicapped and elderly voters and (ii)  
7 allow the election authority to administer the election as  
8 authorized under this Code.

9 (d) If a qualified elector's precinct polling place is a  
10 school and the elector will be unable to enter that polling  
11 place without violating Section 11-9.3 of the Criminal Code of  
12 2012 because the elector is a child sex offender as defined in  
13 Section 11-9.3 of the Criminal Code of 2012, that elector may  
14 vote by a vote by mail ~~absentee~~ ballot in accordance with  
15 Article 19 of this Code or may vote early in accordance with  
16 Article 19A of this Code.

17 (Source: P.A. 97-1150, eff. 1-25-13; 98-773, eff. 7-18-14.)

18 (10 ILCS 5/11-7) (from Ch. 46, par. 11-7)

19 Sec. 11-7. For the purpose of the conduct of any  
20 consolidated election, consolidated primary election, special  
21 municipal primary election or emergency referendum, an  
22 election authority may cluster up to four contiguous precincts  
23 as provided in this Section, which shall constitute a clustered  
24 voting zone. The common polling place for the clustered voting  
25 zone shall be located within the territory comprising the

1 clustered precincts. Unless the election authority specifies a  
2 larger number, only one election judge shall be appointed for  
3 each of the precincts in each clustered voting zone.

4 The judges so appointed may not all be affiliated with the  
5 same political party.

6 The conduct of an election in a clustered voting zone shall  
7 be under the general supervision of all the judges of election  
8 designated to serve in the clustered voting zone. The  
9 designated judges may perform the duties of election judges for  
10 the entire clustered voting zone. However, the requirements of  
11 Section 17-14 shall apply to voter assistance, the requirements  
12 of Section 24-10 shall apply to voter instruction, the  
13 requirement of Section 24A-10 shall apply to examination of  
14 vote by mail ~~absentee~~ ballots, and any disputes as to  
15 entitlement to vote, challenges, counting of ballots or other  
16 matters pertaining directly to voting shall be decided by those  
17 designated judges appointed for the precinct in which the  
18 affected voter resides or the disputed vote is to be counted.

19 This Section does not apply to any elections in  
20 municipalities with more than 1,000,000 inhabitants.

21 (Source: P.A. 90-358, eff. 1-1-98.)

22 (10 ILCS 5/12-1) (from Ch. 46, par. 12-1)

23 Sec. 12-1. At least 60 days prior to each general and  
24 consolidated election, the election authority shall provide  
25 public notice, calculated to reach elderly and handicapped



1 voters, of the availability of registration and voting aids  
2 under the Federal Voting Accessibility for the Elderly and  
3 Handicapped Act, of the availability of assistance in marking  
4 the ballot, procedures for voting by vote by mail ~~absentee~~  
5 ballot, and procedures for voting early by personal appearance.

6 At least 30 days before any general election, and at least  
7 20 days before any special congressional election, the county  
8 clerk shall publish a notice of the election in 2 or more  
9 newspapers published in the county, city, village,  
10 incorporated town or town, as the case may be, or if there is  
11 no such newspaper, then in any 2 or more newspapers published  
12 in the county and having a general circulation throughout the  
13 community. The notice may be substantially as follows:

14 Notice is hereby given that on (give date), at (give the  
15 place of holding the election and the name of the precinct or  
16 district) in the county of (name county), an election will be  
17 held for (give the title of the several offices to be filled),  
18 which election will be open at 6:00 a.m. and continued open  
19 until 7:00 p.m. of that day.

20 Dated at .... on (insert date).

21 (Source: P.A. 94-645, eff. 8-22-05.)

22 (10 ILCS 5/13-1) (from Ch. 46, par. 13-1)

23 Sec. 13-1. In counties not under township organization, the  
24 county board of commissioners shall at its meeting in July in  
25 each even-numbered year appoint in each election precinct 5

1 capable and discreet persons meeting the qualifications of  
2 Section 13-4 to be judges of election. Where neither voting  
3 machines nor electronic, mechanical or electric voting systems  
4 are used, the county board may, for any precinct with respect  
5 to which the board considers such action necessary or desirable  
6 in view of the number of voters, and shall for general  
7 elections for any precinct containing more than 600 registered  
8 voters, appoint in addition to the 5 judges of election a team  
9 of 5 tally judges. In such precincts the judges of election  
10 shall preside over the election during the hours the polls are  
11 open, and the tally judges, with the assistance of the holdover  
12 judges designated pursuant to Section 13-6.2, shall count the  
13 vote after the closing of the polls. However, the County Board  
14 of Commissioners may appoint 3 judges of election to serve in  
15 lieu of the 5 judges of election otherwise required by this  
16 Section to serve in any emergency referendum, or in any  
17 odd-year regular election or in any special primary or special  
18 election called for the purpose of filling a vacancy in the  
19 office of representative in the United States Congress or to  
20 nominate candidates for such purpose. The tally judges shall  
21 possess the same qualifications and shall be appointed in the  
22 same manner and with the same division between political  
23 parties as is provided for judges of election.

24 In addition to such precinct judges, the county board of  
25 commissioners shall appoint special panels of 3 judges each,  
26 who shall possess the same qualifications and shall be

1 appointed in the same manner and with the same division between  
2 political parties as is provided for other judges of election.  
3 The number of such panels of judges required shall be  
4 determined by regulations of the State Board of Elections which  
5 shall base the required numbers of special panels on the number  
6 of registered voters in the jurisdiction or the number of vote  
7 by mail ~~absentee~~ ballots voted at recent elections, or any  
8 combination of such factors.

9 Such appointment shall be confirmed by the court as  
10 provided in Section 13-3 of this Article. No more than 3  
11 persons of the same political party shall be appointed judges  
12 of the same election precinct or election judge panel. The  
13 appointment shall be made in the following manner: The county  
14 board of commissioners shall select and approve 3 persons as  
15 judges of election in each election precinct from a certified  
16 list, furnished by the chairman of the County Central Committee  
17 of the first leading political party in such precinct; and the  
18 county board of commissioners shall also select and approve 2  
19 persons as judges of election in each election precinct from a  
20 certified list, furnished by the chairman of the County Central  
21 Committee of the second leading political party. However, if  
22 only 3 judges of election serve in each election precinct, no  
23 more than 2 persons of the same political party shall be judges  
24 of election in the same election precinct; and which political  
25 party is entitled to 2 judges of election and which political  
26 party is entitled to one judge of election shall be determined

1 in the same manner as set forth in the next two preceding  
2 sentences with regard to 5 election judges in each precinct.  
3 Such certified list shall be filed with the county clerk not  
4 less than 10 days before the annual meeting of the county board  
5 of commissioners. Such list shall be arranged according to  
6 precincts. The chairman of each county central committee shall,  
7 insofar as possible, list persons who reside within the  
8 precinct in which they are to serve as judges. However, he may,  
9 in his sole discretion, submit the names of persons who reside  
10 outside the precinct but within the county embracing the  
11 precinct in which they are to serve. He must, however, submit  
12 the names of at least 2 residents of the precinct for each  
13 precinct in which his party is to have 3 judges and must submit  
14 the name of at least one resident of the precinct for each  
15 precinct in which his party is to have 2 judges. The county  
16 board of commissioners shall acknowledge in writing to each  
17 county chairman the names of all persons submitted on such  
18 certified list and the total number of persons listed thereon.  
19 If no such list is filed or such list is incomplete (that is,  
20 no names or an insufficient number of names are furnished for  
21 certain election precincts), the county board of commissioners  
22 shall make or complete such list from the names contained in  
23 the supplemental list provided for in Section 13-1.1. The  
24 election judges shall hold their office for 2 years from their  
25 appointment, and until their successors are duly appointed in  
26 the manner provided in this Act. The county board of

1 commissioners shall fill all vacancies in the office of judge  
2 of election at any time in the manner provided in this Act.

3 (Source: P.A. 94-1000, eff. 7-3-06.)

4 (10 ILCS 5/13-1.1) (from Ch. 46, par. 13-1.1)

5 Sec. 13-1.1. In addition to the list provided for in  
6 Section 13-1 or 13-2, the chairman of the county central  
7 committee, or each township committeeperson in a county with a  
8 population of more than 3,000,000, of each of the two leading  
9 political parties shall submit to the county board a  
10 supplemental list, arranged according to precincts in which  
11 they are to serve, of persons available as judges of election,  
12 the names and number of all persons listed thereon to be  
13 acknowledged in writing to the county chairman or township  
14 committeeperson, as the case may be, submitting such list by  
15 the county board. Vacancies among the judges of election shall  
16 be filled by selection from this supplemental list of persons  
17 qualified under Section 13-4. If the list provided for in  
18 Section 13-1 or 13-2 for any precinct is exhausted, then  
19 selection shall be made from the supplemental list submitted by  
20 the chairman of the county central committee, or each township  
21 committeeperson in a county with a population of more than  
22 3,000,000, of the party. If such supplemental list is exhausted  
23 for any precinct, then selection shall be made from any of the  
24 persons on the supplemental list without regard to the  
25 precincts in which they are listed to serve. No selection or

1 appointment from the supplemental list shall be made more than  
2 21 days prior to the date of precinct registration for those  
3 judges needed as precinct registrars, and more than 60 ~~45~~ days  
4 prior to the date of an election for those additional persons  
5 needed as election judges. In any case where selection cannot  
6 be made from the supplemental list without violating Section  
7 13-4, selection shall be made from outside the supplemental  
8 list of some person qualified under Section 13-4.

9 (Source: P.A. 93-574, eff. 8-21-03.)

10 (10 ILCS 5/13-2) (from Ch. 46, par. 13-2)

11 Sec. 13-2. In counties under the township organization the  
12 county board shall at its meeting in July in each even-numbered  
13 year except in counties containing a population of 3,000,000  
14 inhabitants or over and except when such judges are appointed  
15 by election commissioners, select in each election precinct in  
16 the county, 5 capable and discreet persons to be judges of  
17 election who shall possess the qualifications required by this  
18 Act for such judges. Where neither voting machines nor  
19 electronic, mechanical or electric voting systems are used, the  
20 county board may, for any precinct with respect to which the  
21 board considers such action necessary or desirable in view of  
22 the number of voters, and shall for general elections for any  
23 precinct containing more than 600 registered voters, appoint in  
24 addition to the 5 judges of election a team of 5 tally judges.  
25 In such precincts the judges of election shall preside over the

1 election during the hours the polls are open, and the tally  
2 judges, with the assistance of the holdover judges designated  
3 pursuant to Section 13-6.2, shall count the vote after the  
4 closing of the polls. The tally judges shall possess the same  
5 qualifications and shall be appointed in the same manner and  
6 with the same division between political parties as is provided  
7 for judges of election.

8 However, the county board may appoint 3 judges of election  
9 to serve in lieu of the 5 judges of election otherwise required  
10 by this Section to serve in any emergency referendum, or in any  
11 odd-year regular election or in any special primary or special  
12 election called for the purpose of filling a vacancy in the  
13 office of representative in the United States Congress or to  
14 nominate candidates for such purpose.

15 In addition to such precinct judges, the county board shall  
16 appoint special panels of 3 judges each, who shall possess the  
17 same qualifications and shall be appointed in the same manner  
18 and with the same division between political parties as is  
19 provided for other judges of election. The number of such  
20 panels of judges required shall be determined by regulations of  
21 the State Board of Elections, which shall base the required  
22 number of special panels on the number of registered voters in  
23 the jurisdiction or the number of absentee ballots voted at  
24 recent elections or any combination of such factors.

25 No more than 3 persons of the same political party shall be  
26 appointed judges in the same election district or undivided

1 precinct. The election of the judges of election in the various  
2 election precincts shall be made in the following manner: The  
3 county board shall select and approve 3 of the election judges  
4 in each precinct from a certified list furnished by the  
5 chairman of the County Central Committee of the first leading  
6 political party in such election precinct and shall also select  
7 and approve 2 judges of election in each election precinct from  
8 a certified list furnished by the chairman of the County  
9 Central Committee of the second leading political party in such  
10 election precinct. However, if only 3 judges of election serve  
11 in each election precinct, no more than 2 persons of the same  
12 political party shall be judges of election in the same  
13 election precinct; and which political party is entitled to 2  
14 judges of election and which political party is entitled to one  
15 judge of election shall be determined in the same manner as set  
16 forth in the next two preceding sentences with regard to 5  
17 election judges in each precinct. The respective County Central  
18 Committee chairman shall notify the county board by June 1 of  
19 each odd-numbered year immediately preceding the annual  
20 meeting of the county board whether or not such certified list  
21 will be filed by such chairman. Such list shall be arranged  
22 according to precincts. The chairman of each county central  
23 committee shall, insofar as possible, list persons who reside  
24 within the precinct in which they are to serve as judges.  
25 However, he may, in his sole discretion, submit the names of  
26 persons who reside outside the precinct but within the county



1 embracing the precinct in which they are to serve. He must,  
2 however, submit the names of at least 2 residents of the  
3 precinct for each precinct in which his party is to have 3  
4 judges and must submit the name of at least one resident of the  
5 precinct for each precinct in which his party is to have 2  
6 judges. Such certified list, if filed, shall be filed with the  
7 county clerk not less than 20 days before the annual meeting of  
8 the county board. The county board shall acknowledge in writing  
9 to each county chairman the names of all persons submitted on  
10 such certified list and the total number of persons listed  
11 thereon. If no such list is filed or the list is incomplete  
12 (that is, no names or an insufficient number of names are  
13 furnished for certain election precincts), the county board  
14 shall make or complete such list from the names contained in  
15 the supplemental list provided for in Section 13-1.1. Provided,  
16 further, that in any case where a township has been or shall be  
17 redistricted, in whole or in part, subsequent to one general  
18 election for Governor, and prior to the next, the judges of  
19 election to be selected for all new or altered precincts shall  
20 be selected in that one of the methods above detailed, which  
21 shall be applicable according to the facts and circumstances of  
22 the particular case, but the majority of such judges for each  
23 such precinct shall be selected from the first leading  
24 political party, and the minority judges from the second  
25 leading political party. Provided, further, that in counties  
26 having a population of 3,000,000 ~~1,000,000~~ inhabitants or over

1 the selection of judges of election shall be made in the same  
2 manner in all respects as in other counties, except that the  
3 provisions relating to tally judges are inapplicable to such  
4 counties and except that the county board shall meet during the  
5 month of January for the purpose of making such selection, each  
6 township committeeperson shall assume the responsibilities  
7 given to the chairman of the county central committee in this  
8 Section for the precincts within his or her township, and the  
9 township committeeperson ~~chairman of each county central~~  
10 ~~committee~~ shall notify the county board by the preceding  
11 October 1 whether or not the certified list will be filed. Such  
12 judges of election shall hold their office for 2 years from  
13 their appointment and until their successors are duly appointed  
14 in the manner provided in this Act. The county board shall fill  
15 all vacancies in the office of judges of elections at any time  
16 in the manner herein provided.

17 Such selections under this Section shall be confirmed by  
18 the circuit court as provided in Section 13-3 of this Article.

19 (Source: P.A. 94-1000, eff. 7-3-06.)

20 (10 ILCS 5/13-10) (from Ch. 46, par. 13-10)

21 Sec. 13-10. The compensation of the judges of all primaries  
22 and all elections, except judges supervising vote by mail  
23 ~~absentee~~ ballots as provided in Section 19-12.2 of this Act, in  
24 counties of less than 600,000 inhabitants shall be fixed by the  
25 respective county boards or boards of election commissioners in

1 all counties and municipalities, but in no case shall such  
2 compensation be less than \$35 per day. The compensation of  
3 judges of all primaries and all elections not under the  
4 jurisdiction of the county clerk, except judges supervising  
5 vote by mail ~~absentee~~ balloting as provided in Section 19-12.2  
6 of this Act, in counties having a population of 2,000,000 or  
7 more shall be not less than \$60 per day. The compensation of  
8 judges of all primaries and all elections under the  
9 jurisdiction of the county clerk, except judges supervising  
10 vote by mail ~~absentee~~ balloting as provided in Section 19-12.2  
11 of this Act, in counties having a population of 2,000,000 or  
12 more shall be not less than \$60 per day. The compensation of  
13 judges of all primaries and all elections, except judges  
14 supervising vote by mail ~~absentee~~ ballots as provided in  
15 Section 19-12.2 of this Act, in counties having a population of  
16 at least 600,000 but less than 2,000,000 inhabitants shall be  
17 not less than \$45 per day as fixed by the county board of  
18 election commissioners of each such county. In addition to  
19 their per day compensation and notwithstanding the limitations  
20 thereon stated herein, the judges of election, in all counties  
21 with a population of less than 600,000, shall be paid \$3 each  
22 for each 100 voters or portion thereof, in excess of 200 voters  
23 voting for candidates in the election district or precinct  
24 wherein the judge is serving, whether a primary or an election  
25 is being held. However, no such extra compensation shall be  
26 paid to the judges of election in any precinct in which no

1 paper ballots are counted by such judges of election. The 2  
2 judges of election in counties having a population of less than  
3 600,000 who deliver the returns to the county clerk shall each  
4 be allowed and paid a sum to be determined by the election  
5 authority for such services and an additional sum per mile to  
6 be determined by the election authority for every mile  
7 necessarily travelled in going to and returning from the office  
8 or place to which they deliver the returns. The compensation  
9 for mileage shall be consistent with current rates paid for  
10 mileage to employees of the county.

11 However, all judges who have been certified by the County  
12 Clerk or Board of Election Commissioners as having  
13 satisfactorily completed, within the 2 years preceding the day  
14 of election, the training course for judges of election, as  
15 provided in Sections 13-2.1, 13-2.2 and 14-4.1 of this Act,  
16 shall receive additional compensation of not less than \$10 per  
17 day in counties of less than 600,000 inhabitants, the  
18 additional compensation of not less than \$10 per day in  
19 counties having a population of at least 600,000 but less than  
20 2,000,000 inhabitants as fixed by the county board of election  
21 commissioners of each such county, and additional compensation  
22 of not less than \$20 per day in counties having a population of  
23 2,000,000 or more for primaries and elections not under the  
24 jurisdiction of the county clerk, and additional compensation  
25 of not less than \$20 per day in counties having a population of  
26 2,000,000 or more for primaries and elections under the

1 jurisdiction of the county clerk.

2 In precincts in which there are tally judges, the  
3 compensation of the tally judges shall be 2/3 of that of the  
4 judges of election and each holdover judge shall be paid the  
5 compensation of a judge of election plus that of a tally judge.

6 Beginning on the effective date of this amendatory Act of  
7 1998, the portion of an election judge's daily compensation  
8 reimbursed by the State Board of Elections is increased by \$15.  
9 The increase provided by this amendatory Act of 1998 must be  
10 used to increase each judge's compensation and may not be used  
11 by the county to reduce its portion of a judge's compensation.

12 Beginning on the effective date of this amendatory Act of  
13 the 95th General Assembly, the portion of an election judge's  
14 daily compensation reimbursement by the State Board of  
15 Elections is increased by an additional \$20. The increase  
16 provided by this amendatory Act of the 95th General Assembly  
17 must be used to increase each judge's compensation and may not  
18 be used by the election authority or election jurisdiction to  
19 reduce its portion of a judge's compensation.

20 (Source: P.A. 95-699, eff. 11-9-07.)

21 (10 ILCS 5/14-3.1) (from Ch. 46, par. 14-3.1)

22 Sec. 14-3.1. The board of election commissioners shall,  
23 during the month of July of each even-numbered year, select for  
24 each election precinct within the jurisdiction of the board 5  
25 persons to be judges of election who shall possess the

1 qualifications required by this Act for such judges. The  
2 selection shall be made by a county board of election  
3 commissioners in the following manner: the county board of  
4 election commissioners shall select and approve 3 persons as  
5 judges of election in each election precinct from a certified  
6 list furnished by the chairman of the county central committee  
7 of the first leading political party in that precinct; the  
8 county board of election commissioners also shall select and  
9 approve 2 persons as judges of election in each election  
10 precinct from a certified list furnished by the chairman of the  
11 county central committee of the second leading political party  
12 in that precinct. The selection by a municipal board of  
13 election commissioners shall be made in the following manner:  
14 for each precinct, 3 judges shall be selected from one of the 2  
15 leading political parties and the other 2 judges shall be  
16 selected from the other leading political party; the parties  
17 entitled to 3 and 2 judges, respectively, in the several  
18 precincts shall be determined as provided in Section 14-4.  
19 However, a Board of Election Commissioners may appoint three  
20 judges of election to serve in lieu of the 5 judges of election  
21 otherwise required by this Section to serve in any emergency  
22 referendum, or in any odd-year regular election or in any  
23 special primary or special election called for the purpose of  
24 filling a vacancy in the office of representative in the United  
25 States Congress or to nominate candidates for such purpose.

26 If only 3 judges of election serve in each election

1 precinct, no more than 2 persons of the same political party  
2 shall be judges of election in the same election precinct, and  
3 which political party is entitled to 2 judges of election and  
4 which political party is entitled to one judge of election  
5 shall be determined as set forth in this Section for a county  
6 board of election commissioners' selection of 5 election judges  
7 in each precinct or in Section 14-4 for a municipal board of  
8 election commissioners' selection of election judges in each  
9 precinct, whichever is appropriate. In addition to such  
10 precinct judges, the board of election commissioners shall  
11 appoint special panels of 3 judges each, who shall possess the  
12 same qualifications and shall be appointed in the same manner  
13 and with the same division between political parties as is  
14 provided for other judges of election. The number of such  
15 panels of judges required shall be determined by regulation of  
16 the State Board of Elections, which shall base the required  
17 number of special panels on the number of registered voters in  
18 the jurisdiction or the number of absentee ballots voted at  
19 recent elections or any combination of such factors. A  
20 municipal board of election commissioners shall make the  
21 selections of persons qualified under Section 14-1 from  
22 certified lists furnished by the chairman of the respective  
23 county central committees, or each ward committeeperson in a  
24 municipality of 500,000 or more inhabitants, of the 2 leading  
25 political parties. Lists furnished by chairmen of county  
26 central committees or ward committeepersons, as the case may

1 be, under this Section shall be arranged according to  
2 precincts. The chairman of each county central committee or  
3 ward committeepersons, as the case may be, shall, insofar as  
4 possible, list persons who reside within the precinct in which  
5 they are to serve as judges. However, he may, in his sole  
6 discretion, submit the names of persons who reside outside the  
7 precinct but within the county embracing the precinct in which  
8 they are to serve. He must, however, submit the names of at  
9 least 2 residents of the precinct for each precinct in which  
10 his party is to have 3 judges and must submit the name of at  
11 least one resident of the precinct for each precinct in which  
12 his party is to have 2 judges. The board of election  
13 commissioners shall no later than March 1 of each even-numbered  
14 year notify the chairmen of the respective county central  
15 committees or ward committeepersons, as the case may be, of  
16 their responsibility to furnish such lists, and each such  
17 chairman shall furnish the board of election commissioners with  
18 the list for his party on or before May 1 of each even-numbered  
19 year. The board of election commissioners shall acknowledge in  
20 writing to each county chairman or ward committeepersons, as  
21 the case may be, the names of all persons submitted on such  
22 certified list and the total number of persons listed thereon.  
23 If no such list is furnished or if no names or an insufficient  
24 number of names are furnished for certain precincts, the board  
25 of election commissioners shall make or complete such list from  
26 the names contained in the supplemental list provided for in



1 Section 14-3.2. Judges of election shall hold their office for  
2 2 years from their appointment and until their successors are  
3 duly appointed in the manner herein provided. The board of  
4 election commissioners shall, subject to the provisions of  
5 Section 14-3.2, fill all vacancies in the office of judges of  
6 election at any time in the manner herein provided.

7 Such selections under this Section shall be confirmed by  
8 the court as provided in Section 14-5.

9 (Source: P.A. 94-1000, eff. 7-3-06.)

10 (10 ILCS 5/14-3.2) (from Ch. 46, par. 14-3.2)

11 Sec. 14-3.2. In addition to the list provided for in  
12 Section 14-3.1, the chairman of the county central committee,  
13 or each ward committeeperson in a municipality of 500,000 or  
14 more inhabitants, of each of the 2 leading political parties  
15 shall furnish to the board of election commissioners a  
16 supplemental list, arranged according to precinct in which they  
17 are to serve, of persons available as judges of election, the  
18 names and number of all persons listed thereon to be  
19 acknowledged in writing to the county chairman or ward  
20 committeepersons, as the case may be, submitting such list by  
21 the board of election commissioners. The board of election  
22 commissioners shall select from this supplemental list persons  
23 qualified under Section 14-1, to fill vacancies among the  
24 judges of election. If the list provided for in Section 14-3.1  
25 for any precinct is exhausted, then selection shall be made

1 from the supplemental list furnished by the chairman of the  
2 county central committee or ward committeepersons, as the case  
3 may be, of the party. If such supplemental list is exhausted  
4 for any precinct, then selection shall be made from any of the  
5 persons on the supplemental list without regard to the  
6 precincts in which they are listed to serve. No selection or  
7 appointment from the supplemental list shall be made more than  
8 21 days prior to the date of precinct registration for those  
9 judges needed as precinct registrars, and more than 60 ~~45~~ days  
10 prior to the date of an election for those additional persons  
11 needed as election judges. In any case where selection cannot  
12 be made from the supplemental list without violating Section  
13 14-1, selection shall be made from outside the supplemental  
14 list of some person qualified under Section 14-1.

15 (Source: P.A. 93-574, eff. 8-21-03.)

16 (10 ILCS 5/16-5.01) (from Ch. 46, par. 16-5.01)

17 Sec. 16-5.01. (a) The election authority shall, at least 46  
18 days prior to the date of any election at which federal  
19 officers are elected and 45 days prior to any other regular  
20 election, have a sufficient number of ballots printed so that  
21 such ballots will be available for mailing 45 days prior to the  
22 date of the election to persons who have filed application for  
23 a ballot under the provisions of Article 20 of this Act.

24 (b) If at any election at which federal offices are elected  
25 or nominated the election authority is unable to comply with

1 the provisions of subsection (a), the election authority shall  
 2 mail to each such person, in lieu of the ballot, a Special  
 3 Write-in Vote by Mail ~~Absentee~~ Voter's Blank Ballot. The  
 4 Special Write-in Vote by Mail ~~Absentee~~ Voter's Blank Ballot  
 5 shall be used at all elections at which federal officers are  
 6 elected or nominated and shall be prepared by the election  
 7 authority in substantially the following form:

8 Special Write-in Vote by Mail ~~Absentee~~ Voter's Blank Ballot

9 (To vote for a person, write the title of the office and  
 10 his or her name on the lines provided. Place to the left of and  
 11 opposite the title of office a square and place a cross (X) in  
 12 the square.)

| 13 | Title of Office | Name of Candidate |
|----|-----------------|-------------------|
| 14 | ( )             |                   |
| 15 | ( )             |                   |
| 16 | ( )             |                   |
| 17 | ( )             |                   |
| 18 | ( )             |                   |
| 19 | ( )             |                   |

20 The election authority shall send with the Special Write-in  
 21 Vote by Mail ~~Absentee~~ Voter's Blank Ballot a list of all  
 22 referenda for which the voter is qualified to vote and all  
 23 candidates for whom nomination papers have been filed and for  
 24 whom the voter is qualified to vote. The voter shall be  
 25 entitled to write in the name of any candidate seeking election  
 26 and any referenda for which he or she is entitled to vote.

1           On the back or outside of the ballot, so as to appear when  
2 folded, shall be printed the words "Official Ballot", the date  
3 of the election and a facsimile of the signature of the  
4 election authority who has caused the ballot to be printed.

5           The provisions of Article 20, insofar as they may be  
6 applicable to the Special Write-in Vote by Mail ~~Absentee~~  
7 Voter's Blank Ballot, shall be applicable herein.

8           (c) Notwithstanding any provision of this Code or other law  
9 to the contrary, the governing body of a municipality may  
10 adopt, upon submission of a written statement by the  
11 municipality's election authority attesting to the  
12 administrative ability of the election authority to administer  
13 an election using a ranked ballot to the municipality's  
14 governing body, an ordinance requiring, and that  
15 municipality's election authority shall prepare, a ranked vote  
16 by mail ~~absentee~~ ballot for municipal and township office  
17 candidates to be voted on in the consolidated election. This  
18 ranked ballot shall be for use only by a qualified voter who  
19 either is a member of the United States military or will be  
20 outside of the United States on the consolidated primary  
21 election day and the consolidated election day. The ranked  
22 ballot shall contain a list of the titles of all municipal and  
23 township offices potentially contested at both the  
24 consolidated primary election and the consolidated election  
25 and the candidates for each office and shall permit the elector  
26 to vote in the consolidated election by indicating his or her

1 order of preference for each candidate for each office. To  
2 indicate his or her order of preference for each candidate for  
3 each office, the voter shall put the number one next to the  
4 name of the candidate who is the voter's first choice, the  
5 number 2 for his or her second choice, and so forth so that, in  
6 consecutive numerical order, a number indicating the voter's  
7 preference is written by the voter next to each candidate's  
8 name on the ranked ballot. The voter shall not be required to  
9 indicate his or her preference for more than one candidate on  
10 the ranked ballot. The voter may not cast a write-in vote using  
11 the ranked ballot for the consolidated election. The election  
12 authority shall, if using the ranked vote by mail ~~absentee~~  
13 ballot authorized by this subsection, also prepare  
14 instructions for use of the ranked ballot. The ranked ballot  
15 for the consolidated election shall be mailed to the voter at  
16 the same time that the ballot for the consolidated primary  
17 election is mailed to the voter and the election authority  
18 shall accept the completed ranked ballot for the consolidated  
19 election when the authority accepts the completed ballot for  
20 the consolidated primary election.

21 The voter shall also be sent a vote by mail ~~an absentee~~  
22 ballot for the consolidated election for those races that are  
23 not related to the results of the consolidated primary election  
24 as soon as the consolidated election ballot is certified.

25 The State Board of Elections shall adopt rules for election  
26 authorities for the implementation of this subsection,

1 including but not limited to the application for and counting  
2 of ranked ballots.

3 (Source: P.A. 96-1004, eff. 1-1-11; 97-81, eff. 7-5-11.)

4 (10 ILCS 5/17-8) (from Ch. 46, par. 17-8)

5 Sec. 17-8. The county clerk shall provide in each polling  
6 place, so designated or provided a sufficient number of booths,  
7 which shall be provided with such supplies and conveniences,  
8 including shelves, pens, penholders, ink, blotters and  
9 pencils, as will enable the voter to prepare his ballot for  
10 voting, and in which voters may prepare their ballots screened  
11 from all observation as to the manner in which they do so. They  
12 shall be within plain view of election officers, and both they  
13 and the ballot boxes shall be within plain view of those within  
14 the proximity of the voting booths. Each of said booths shall  
15 have 3 sides enclosed, one side in front, to be closed with a  
16 curtain. Each side of each booth shall be 6 feet 4 inches and  
17 the curtain shall extend within 2 feet of the floor, which  
18 shall be closed while the voter is preparing his ballot. Each  
19 booth shall be at least 32 inches square and shall contain a  
20 shelf at least one foot wide, at a convenient height for  
21 writing. No person other than the election officers and the  
22 challengers allowed by law, and those admitted for the purpose  
23 of voting as herein provided, shall be permitted within the  
24 proximity of the voting booths, (i) except by authority of the  
25 election officers to keep order and enforce the law and (ii)

1 except that one or more children under the age of 18 may  
2 accompany their parent or guardian into the voting booth as  
3 long as a request to do so is made to the election officers  
4 and, in the sole discretion of the election officers, the child  
5 or children are not likely to disrupt or interfere with the  
6 voting process or influence the casting of a vote. The number  
7 of such voting booths shall not be less than one to every 75  
8 voters or fraction thereof who voted at the last preceding  
9 election in the precinct. The expense of providing booths and  
10 other things required in this Act shall be paid in the same  
11 manner as other election expenses.

12 Where electronic voting systems are used, a booth with a  
13 self-contained electronic voting device may be used. Each such  
14 booth shall have 3 sides enclosed and shall be equipped with a  
15 curtain for closing the front of the booth. The curtain must  
16 extend to within 2 feet of the floor. Each side shall be of  
17 such a height, in no event less than 5 feet, one inch, as to  
18 insure the secrecy of the voter. Each booth shall be at least  
19 32 inches square, provided, however, that where a booth is no  
20 more than 23 inches wide and the sides of such booth extend  
21 from a point below the device to a height of 5 feet, one inch,  
22 at the front of the booth, and such booth insures that voters  
23 may prepare their ballots in secrecy, such booth may be used.  
24 If an election authority provides each polling place with  
25 stickers or emblems to be given to voters indicating that the  
26 person has voted, no person who has voted shall be denied such

1 sticker or emblem.

2 (Source: P.A. 94-288, eff. 1-1-06.)

3 (10 ILCS 5/17-9) (from Ch. 46, par. 17-9)

4 Sec. 17-9. Any person desiring to vote shall give his name  
5 and, if required to do so, his residence to the judges of  
6 election, one of whom shall thereupon announce the same in a  
7 loud and distinct tone of voice, clear, and audible; the judges  
8 of elections shall check each application for ballot against  
9 the list of voters registered in that precinct to whom grace  
10 period, vote by mail ~~absentee~~, or early ballots have been  
11 issued for that election, which shall be provided by the  
12 election authority and which list shall be available for  
13 inspection by pollwatchers. A voter applying to vote in the  
14 precinct on election day whose name appears on the list as  
15 having been issued a grace period, vote by mail ~~absentee~~, or  
16 early ballot shall not be permitted to vote in the precinct,  
17 except that a voter to whom a vote by mail ~~an absentee~~ ballot  
18 was issued may vote in the precinct if the voter submits to the  
19 election judges that vote by mail ~~absentee~~ ballot for  
20 cancellation. If the voter is unable to submit the vote by mail  
21 ~~absentee~~ ballot, it shall be sufficient for the voter to submit  
22 to the election judges (i) a portion of the vote by mail  
23 ~~absentee~~ ballot if the vote by mail ~~absentee~~ ballot was torn or  
24 mutilated or (ii) an affidavit executed before the election  
25 judges specifying that (A) the voter never received a vote by



1 mail ~~an absentee~~ ballot or (B) the voter completed and returned  
2 a vote by mail ~~an absentee~~ ballot and was informed that the  
3 election authority did not receive that vote by mail ~~absentee~~  
4 ballot. All applicable provisions of Articles 4, 5 or 6 shall  
5 be complied with and if such name is found on the register of  
6 voters by the officer having charge thereof, he shall likewise  
7 repeat said name, and the voter shall be allowed to enter  
8 within the proximity of the voting booths, as above provided.  
9 One of the judges shall give the voter one, and only one of  
10 each ballot to be voted at the election, on the back of which  
11 ballots such judge shall indorse his initials in such manner  
12 that they may be seen when each such ballot is properly folded,  
13 and the voter's name shall be immediately checked on the  
14 register list. In those election jurisdictions where  
15 perforated ballot cards are utilized of the type on which  
16 write-in votes can be cast above the perforation, the election  
17 authority shall provide a space both above and below the  
18 perforation for the judge's initials, and the judge shall  
19 endorse his or her initials in both spaces. Whenever a proposal  
20 for a constitutional amendment or for the calling of a  
21 constitutional convention is to be voted upon at the election,  
22 the separate blue ballot or ballots pertaining thereto shall,  
23 when being handed to the voter, be placed on top of the other  
24 ballots to be voted at the election in such manner that the  
25 legend appearing on the back thereof, as prescribed in Section  
26 16-6 of this Act, shall be plainly visible to the voter. At all

1 elections, when a registry may be required, if the name of any  
2 person so desiring to vote at such election is not found on the  
3 register of voters, he or she shall not receive a ballot until  
4 he or she shall have complied with the law prescribing the  
5 manner and conditions of voting by unregistered voters. If any  
6 person desiring to vote at any election shall be challenged, he  
7 or she shall not receive a ballot until he or she shall have  
8 established his right to vote in the manner provided  
9 hereinafter; and if he or she shall be challenged after he has  
10 received his ballot, he shall not be permitted to vote until he  
11 or she has fully complied with such requirements of the law  
12 upon being challenged. Besides the election officer, not more  
13 than 2 voters in excess of the whole number of voting booths  
14 provided shall be allowed within the proximity of the voting  
15 booths at one time. The provisions of this Act, so far as they  
16 require the registration of voters as a condition to their  
17 being allowed to vote shall not apply to persons otherwise  
18 entitled to vote, who are, at the time of the election, or at  
19 any time within 60 days prior to such election have been  
20 engaged in the military or naval service of the United States,  
21 and who appear personally at the polling place on election day  
22 and produce to the judges of election satisfactory evidence  
23 thereof, but such persons, if otherwise qualified to vote,  
24 shall be permitted to vote at such election without previous  
25 registration.

26 All such persons shall also make an affidavit which shall

1 be in substantially the following form:

2 State of Illinois,)

3 ) ss.

4 County of .....)

5 ..... Precinct ..... Ward

6 I, ....., do solemnly swear (or affirm) that I am a citizen  
7 of the United States, of the age of 18 years or over, and that  
8 within the past 60 days prior to the date of this election at  
9 which I am applying to vote, I have been engaged in the ....  
10 (military or naval) service of the United States; and I am  
11 qualified to vote under and by virtue of the Constitution and  
12 laws of the State of Illinois, and that I am a legally  
13 qualified voter of this precinct and ward except that I have,  
14 because of such service, been unable to register as a voter;  
15 that I now reside at .... (insert street and number, if any) in  
16 this precinct and ward; that I have maintained a legal  
17 residence in this precinct and ward for 30 days and in this  
18 State 30 days next preceding this election.

19 .....

20 Subscribed and sworn to before me on (insert date).

21 .....

22 Judge of Election.

23 The affidavit of any such person shall be supported by the  
24 affidavit of a resident and qualified voter of any such  
25 precinct and ward, which affidavit shall be in substantially

1 the following form:

2 State of Illinois,)

3 ) ss.

4 County of .....)

5 ..... Precinct ..... Ward

6 I, ....., do solemnly swear (or affirm), that I am a  
7 resident of this precinct and ward and entitled to vote at this  
8 election; that I am acquainted with .... (name of the  
9 applicant); that I verily believe him to be an actual bona fide  
10 resident of this precinct and ward and that I verily believe  
11 that he or she has maintained a legal residence therein 30 days  
12 and in this State 30 days next preceding this election.

13 .....

14 Subscribed and sworn to before me on (insert date).

15 .....

16 Judge of Election.

17 All affidavits made under the provisions of this Section  
18 shall be enclosed in a separate envelope securely sealed, and  
19 shall be transmitted with the returns of the elections to the  
20 county clerk or to the board of election commissioners, who  
21 shall preserve the said affidavits for the period of 6 months,  
22 during which period such affidavits shall be deemed public  
23 records and shall be freely open to examination as such.

24 (Source: P.A. 94-645, eff. 8-22-05; 94-1000, eff. 7-3-06.)

1 (10 ILCS 5/17-18.1) (from Ch. 46, par. 17-18.1)

2 Sec. 17-18.1. Wherever the judicial retention ballot to be  
3 used in any general election contains the names of more than 15  
4 judges on a separate paper ballot, the County Clerk or Board of  
5 Election Commissioners as the case may be, shall designate  
6 special judges of election for the purpose of tallying and  
7 canvassing the votes cast for and against the propositions for  
8 the retention of judges in office in such places and at such  
9 times as the County Clerk or Board of Election Commissioners  
10 determine. Special judges of election shall be designated from  
11 certified lists submitted by the respective chairmen of the  
12 county central committees of the two leading political parties.  
13 In the event that the County Clerk or Board of Election  
14 Commissioners as the case may be, decides that the counting of  
15 the retention ballots shall be performed in the precinct where  
16 such ballots are cast, 2 special judges of election shall be  
17 designated to tally and canvass the vote of each precinct with  
18 one being named from each of the 2 leading political parties.

19 In the event that the County Clerk or Board of Election  
20 Commissioners decides that the judicial retention ballots from  
21 several precincts shall be tallied and canvassed in a central  
22 or common location, then each major political party shall be  
23 entitled to an equal number of special election judges in each  
24 such central or common location. The County Clerk or Board of  
25 Election Commissioners, as the case may be, shall inform, no  
26 later than 75 days prior to such election, the respective

1 chairmen of the county central committees of the location or  
2 locations where the counting of retention ballots will be done,  
3 the number of names to be included on the certified lists, and  
4 the number of special election judges to be selected from those  
5 lists. If the certified list for either party is not submitted  
6 within thirty days after the chairmen have been so informed,  
7 the County Clerk or Board of Election Commissioners shall  
8 designate special judges of election for that party in whatever  
9 manner it determines.

10 The County Clerk or Board of Election Commissioners shall  
11 apply to the Circuit Court for the confirmation of the special  
12 judges of election designated under this Section. The court  
13 shall confirm or refuse to confirm such designations as the  
14 interest of the public may require. Those confirmed shall be  
15 officers of the court and subject to its disciplinary powers.

16 The County Clerk or Board of Election Commissioners shall,  
17 in the exercise of sound discretion, prescribe the forms,  
18 materials and supplies together with the procedures for  
19 completion and return thereof for use in such election by  
20 special judges of election. The special judges of election  
21 designated under this Section shall have full responsibility  
22 and authority for tallying and canvassing the votes pertaining  
23 to the retention of judges and the return of ballots and  
24 supplies.

25 If the County Clerk or Board of Election Commissioners  
26 decides that the counting of the retention ballots shall be

1 performed in the precinct where such ballots were cast, at  
2 least 2 ballot boxes shall be provided for paper retention  
3 ballots, one of which shall be used from the opening of the  
4 polls until 9:00 a.m. and from 12:00 noon until 3:00 p.m. and  
5 the second of which shall be used from 9:00 a.m. until 12:00  
6 noon and from 3:00 p.m. until the closing of the polls;  
7 provided that if additional ballot boxes are provided, the  
8 additional boxes shall be used instead of reusing boxes used  
9 earlier. At the close of each such period of use, a ballot box  
10 used for retention ballots shall be immediately unsealed and  
11 opened and the ballots therein counted and tallied by the  
12 special judges of election. After counting and tallying the  
13 retention ballots, the special judges of election shall place  
14 the counted ballots in a container provided for that purpose by  
15 the County Clerk or Board of Election Commissioners and clearly  
16 marked with the appropriate printing and shall thereupon seal  
17 such container. One such container shall be provided for each  
18 of the four time periods and clearly designated as the  
19 container for the respective period. The tally shall be  
20 recorded on sheets provided by the County Clerk or Board of  
21 Election Commissioners and designated as tally sheets for the  
22 respective time periods. Before a ballot box may be reused, it  
23 shall in the presence of all of the judges of election be  
24 verified to be empty, whereupon it shall be resealed. After the  
25 close of the polls, and after the tally of votes cast by vote  
26 by mail ~~absentee~~ voters, the special judges of election shall

1 add together the tallies of all the ballot boxes used  
2 throughout the day, and complete the canvass of votes for  
3 retention of judges in the manner established by this Act. All  
4 of these procedures shall be carried out within the clear view  
5 of the other judges of election. The sealed containers of used  
6 retention ballots shall be returned with other voted ballots to  
7 the County Clerk or Board of Election Commissioners in the  
8 manner provided by this Act.

9 The compensation of a special judge of election may not  
10 exceed \$30 per judge per precinct or district canvassed.

11 This Section does not affect any other office or the  
12 conduct of any other election held at the same time as the  
13 election for the retention of judges in office.

14 (Source: P.A. 81-850; 81-1149.)

15 (10 ILCS 5/17-19.2) (from Ch. 46, par. 17-19.2)

16 Sec. 17-19.2. Where a vacancy in nomination is filled  
17 pursuant to Section 7-61 or Section 10-11, the vote by mail  
18 ~~absentee~~ votes cast for the original candidate on the first  
19 ballot shall not be counted. For this purpose, in those  
20 jurisdictions where electronic voting systems are used, the  
21 election authority shall determine a method by which the first  
22 ballots containing the name of the original candidate may be  
23 segregated from the revised ballots containing the name of the  
24 successor candidate and separately counted.

25 Where a vacancy in nomination is not filled pursuant to



1 Section 7-61 or Section 10-11, all votes cast for the original  
2 candidate shall be counted for such candidate.

3 (Source: P.A. 84-861.)

4 (10 ILCS 5/17-21) (from Ch. 46, par. 17-21)

5 Sec. 17-21. When the votes shall have been examined and  
6 counted, the judges shall set down on a sheet or return form to  
7 be supplied to them, the name of every person voted for,  
8 written or printed at full length, the office for which such  
9 person received such votes, and the number he did receive and  
10 such additional information as is necessary to complete, as  
11 nearly as circumstances will admit, the following form, to-wit:

12 TALLY SHEET AND CERTIFICATE OF

13 RESULTS

14 We do hereby certify that at the .... election held in the  
15 precinct hereinafter (general or special) specified on (insert  
16 date), a total of .... voters requested and received ballots  
17 and we do further certify:

18 Number of blank ballots delivered to us ....

19 Number of vote by mail ~~absentee~~ ballots delivered to us  
20 ....

21 Total number of ballots delivered to us ....

22 Number of blank and spoiled ballots returned.

23 (1) Total number of ballots cast (in box)....

24 .... Defective and Objected To ballots sealed in envelope

25 (2) .... Total number of ballots cast (in box)

1                   Line (2) equals line (1)

2           We further certify that each of the candidates for  
3 representative in the General Assembly received the number of  
4 votes ascribed to him on the separate tally sheet.

5           We further certify that each candidate received the number  
6 of votes set forth opposite his name or in the box containing  
7 his name on the tally sheet contained in the page or pages  
8 immediately following our signatures.

9           The undersigned actually served as judges and counted the  
10 ballots at the election on the .... day of .... in the ....  
11 precinct of the (1) \*township of ....., or (2) \*City of ....., or  
12 (3) \*..... ward in the city of .... and the polls were opened at  
13 6:00 A.M. and closed at 7:00 P.M. Certified by us.

14                   \*Fill in either (1), (2) or (3)

15                   A B, ....(Address)

16                   C D, ....(Address)

17                   E F, ....(Address)

18                   G H, ....(Address)

19                   I J, ....(Address)

20           Each tally sheet shall be in substantially one of the  
21 following forms:

22 -----

|    |         |            |             |   |    |       |
|----|---------|------------|-------------|---|----|-------|
| 23 |         |            | Candidate's |   |    |       |
| 24 | Name of | Candidates | Total       |   |    |       |
| 25 | office  | Names      | Vote        | 5 | 10 | 15 20 |

1 -----  
 2 United John Smith 77 11  
 3 States  
 4 Senator

5 -----  
 6 -----

7 Names of candidates  
 8 Name of and total vote  
 9 office for each 5 10 15 20

10 -----  
 11 For United John Smith  
 12 States  
 13 Senator  
 14 Total Vote.....

15 -----

16 (Source: P.A. 98-463, eff. 8-16-13.)

17 (10 ILCS 5/17-23) (from Ch. 46, par. 17-23)  
 18 Sec. 17-23. Pollwatchers in a general election shall be  
 19 authorized in the following manner:

20 (1) Each established political party shall be entitled to  
 21 appoint two pollwatchers per precinct. Such pollwatchers must  
 22 be affiliated with the political party for which they are  
 23 pollwatching. For all elections, the pollwatchers must be  
 24 registered to vote in Illinois.

25 (2) Each candidate shall be entitled to appoint two

1 pollwatchers per precinct. For all elections, the pollwatchers  
2 must be registered to vote in Illinois.

3 (3) Each organization of citizens within the county or  
4 political subdivision, which has among its purposes or  
5 interests the investigation or prosecution of election frauds,  
6 and which shall have registered its name and address and the  
7 name and addresses of its principal officers with the proper  
8 election authority at least 40 days before the election, shall  
9 be entitled to appoint one pollwatcher per precinct. For all  
10 elections, the pollwatcher must be registered to vote in  
11 Illinois.

12 (3.5) Each State nonpartisan civic organization within the  
13 county or political subdivision shall be entitled to appoint  
14 one pollwatcher per precinct, provided that no more than 2  
15 pollwatchers appointed by State nonpartisan civic  
16 organizations shall be present in a precinct polling place at  
17 the same time. Each organization shall have registered the  
18 names and addresses of its principal officers with the proper  
19 election authority at least 40 days before the election. The  
20 pollwatchers must be registered to vote in Illinois. For the  
21 purpose of this paragraph, a "State nonpartisan civic  
22 organization" means any corporation, unincorporated  
23 association, or organization that:

24 (i) as part of its written articles of incorporation,  
25 bylaws, or charter or by separate written declaration, has  
26 among its stated purposes the provision of voter

1 information and education, the protection of individual  
2 voters' rights, and the promotion of free and equal  
3 elections;

4 (ii) is organized or primarily conducts its activities  
5 within the State of Illinois; and

6 (iii) continuously maintains an office or business  
7 location within the State of Illinois, together with a  
8 current listed telephone number (a post office box number  
9 without a current listed telephone number is not  
10 sufficient).

11 (4) In any general election held to elect candidates for  
12 the offices of a municipality of less than 3,000,000 population  
13 that is situated in 2 or more counties, a pollwatcher who is a  
14 resident of Illinois shall be eligible to serve as a  
15 pollwatcher in any poll located within such municipality,  
16 provided that such pollwatcher otherwise complies with the  
17 respective requirements of subsections (1) through (3) of this  
18 Section and is a registered voter in Illinois.

19 (5) Each organized group of proponents or opponents of a  
20 ballot proposition, which shall have registered the name and  
21 address of its organization or committee and the name and  
22 address of its chairman with the proper election authority at  
23 least 40 days before the election, shall be entitled to appoint  
24 one pollwatcher per precinct. The pollwatcher must be  
25 registered to vote in Illinois.

26 All pollwatchers shall be required to have proper

1 credentials. Such credentials shall be printed in sufficient  
 2 quantities, shall be issued by and under the facsimile  
 3 signature(s) of the election authority or the State Board of  
 4 Elections and shall be available for distribution by the  
 5 election authority and State Board of Elections at least 2  
 6 weeks prior to the election. Such credentials shall be  
 7 authorized by the real or facsimile signature of the State or  
 8 local party official or the candidate or the presiding officer  
 9 of the civic organization or the chairman of the proponent or  
 10 opponent group, as the case may be. Neither the election  
 11 authority nor the State Board of Elections may require any such  
 12 party official or the candidate or the presiding officer of the  
 13 civic organization or the chairman of the proponent or opponent  
 14 group to submit the names or other information concerning  
 15 pollwatchers before making credentials available to such  
 16 persons or organizations.

17 Pollwatcher credentials shall be in substantially the  
 18 following form:

19 POLLWATCHER CREDENTIALS

20 TO THE JUDGES OF ELECTION:

21 In accordance with the provisions of the Election Code, the  
 22 undersigned hereby appoints ..... (name of pollwatcher)  
 23 who resides at ..... (address) in the county of  
 24 ....., ..... (township or municipality) of  
 25 ..... (name), State of Illinois and who is duly

1 registered to vote from this address, to act as a pollwatcher  
 2 in the ..... precinct of the ..... ward (if  
 3 applicable) of the ..... (township or municipality) of  
 4 ..... at the ..... election to be held on (insert  
 5 date).

6 ..... (Signature of Appointing Authority)  
 7 ..... TITLE (party official, candidate,  
 8 civic organization president,  
 9 proponent or opponent group chairman)

10 Under penalties provided by law pursuant to Section 29-10  
 11 of the Election Code, the undersigned pollwatcher certifies  
 12 that he or she resides at ..... (address) in the  
 13 county of ....., ..... (township or municipality)  
 14 of ..... (name), State of Illinois, and is duly  
 15 registered to vote in Illinois.

16 .....  
 17 (Precinct and/or Ward in ..... (Signature of Pollwatcher)  
 18 Which Pollwatcher Resides)

19 Pollwatchers must present their credentials to the Judges  
 20 of Election upon entering the polling place. Pollwatcher  
 21 credentials properly executed and signed shall be proof of the  
 22 qualifications of the pollwatcher authorized thereby. Such  
 23 credentials are retained by the Judges and returned to the  
 24 Election Authority at the end of the day of election with the

1 other election materials. Once a pollwatcher has surrendered a  
2 valid credential, he may leave and reenter the polling place  
3 provided that such continuing action does not disrupt the  
4 conduct of the election. Pollwatchers may be substituted during  
5 the course of the day, but established political parties,  
6 candidates and qualified civic organizations can have only as  
7 many pollwatchers at any given time as are authorized in this  
8 Article. A substitute must present his signed credential to the  
9 judges of election upon entering the polling place. Election  
10 authorities must provide a sufficient number of credentials to  
11 allow for substitution of pollwatchers. After the polls have  
12 closed pollwatchers shall be allowed to remain until the  
13 canvass of votes is completed; but may leave and reenter only  
14 in cases of necessity, provided that such action is not so  
15 continuous as to disrupt the canvass of votes.

16 Candidates seeking office in a district or municipality  
17 encompassing 2 or more counties shall be admitted to any and  
18 all polling places throughout such district or municipality  
19 without regard to the counties in which such candidates are  
20 registered to vote. Actions of such candidates shall be  
21 governed in each polling place by the same privileges and  
22 limitations that apply to pollwatchers as provided in this  
23 Section. Any such candidate who engages in an activity in a  
24 polling place which could reasonably be construed by a majority  
25 of the judges of election as campaign activity shall be removed  
26 forthwith from such polling place.



1 Candidates seeking office in a district or municipality  
 2 encompassing 2 or more counties who desire to be admitted to  
 3 polling places on election day in such district or municipality  
 4 shall be required to have proper credentials. Such credentials  
 5 shall be printed in sufficient quantities, shall be issued by  
 6 and under the facsimile signature of the State Board of  
 7 Elections or the election authority of the election  
 8 jurisdiction where the polling place in which the candidate  
 9 seeks admittance is located, and shall be available for  
 10 distribution at least 2 weeks prior to the election. Such  
 11 credentials shall be signed by the candidate.

12 Candidate credentials shall be in substantially the  
 13 following form:

14 CANDIDATE CREDENTIALS

15 TO THE JUDGES OF ELECTION:

16 In accordance with the provisions of the Election Code, I  
 17 ..... (name of candidate) hereby certify that I am a candidate  
 18 for ..... (name of office) and seek admittance to .....  
 19 precinct of the ..... ward (if applicable) of the .....  
 20 (township or municipality) of ..... at the ..... election  
 21 to be held on (insert date).

|    |                          |                  |
|----|--------------------------|------------------|
| 22 | .....                    | .....            |
| 23 | (Signature of Candidate) | OFFICE FOR WHICH |
| 24 |                          | CANDIDATE SEEKS  |
| 25 |                          | NOMINATION OR    |

1

## ELECTION

2 Pollwatchers shall be permitted to observe all proceedings  
3 and view all reasonably requested records relating to the  
4 conduct of the election, provided the secrecy of the ballot is  
5 not impinged, and to station themselves in a position in the  
6 voting room as will enable them to observe the judges making  
7 the signature comparison between the voter application and the  
8 voter registration record card; provided, however, that such  
9 pollwatchers shall not be permitted to station themselves in  
10 such close proximity to the judges of election so as to  
11 interfere with the orderly conduct of the election and shall  
12 not, in any event, be permitted to handle election materials.  
13 Pollwatchers may challenge for cause the voting qualifications  
14 of a person offering to vote and may call to the attention of  
15 the judges of election any incorrect procedure or apparent  
16 violations of this Code.

17 If a majority of the judges of election determine that the  
18 polling place has become too overcrowded with pollwatchers so  
19 as to interfere with the orderly conduct of the election, the  
20 judges shall, by lot, limit such pollwatchers to a reasonable  
21 number, except that each established or new political party  
22 shall be permitted to have at least one pollwatcher present.

23 Representatives of an election authority, with regard to an  
24 election under its jurisdiction, the State Board of Elections,  
25 and law enforcement agencies, including but not limited to a

1 United States Attorney, a State's attorney, the Attorney  
2 General, and a State, county, or local police department, in  
3 the performance of their official election duties, shall be  
4 permitted at all times to enter and remain in the polling  
5 place. Upon entering the polling place, such representatives  
6 shall display their official credentials or other  
7 identification to the judges of election.

8 Uniformed police officers assigned to polling place duty  
9 shall follow all lawful instructions of the judges of election.

10 The provisions of this Section shall also apply to  
11 supervised casting of vote by mail ~~absentee~~ ballots as provided  
12 in Section 19-12.2 of this Act.

13 (Source: P.A. 98-115, eff. 7-29-13.)

14 (10 ILCS 5/17-29) (from Ch. 46, par. 17-29)

15 Sec. 17-29. (a) No judge of election, pollwatcher, or other  
16 person shall, at any primary or election, do any electioneering  
17 or soliciting of votes or engage in any political discussion  
18 within any polling place, within 100 feet of any polling place,  
19 or, at the option of a church or private school, on any of the  
20 property of that church or private school that is a polling  
21 place; no person shall interrupt, hinder or oppose any voter  
22 while approaching within those areas for the purpose of voting.  
23 Judges of election shall enforce the provisions of this  
24 Section.

25 (b) Election officers shall place 2 or more cones, small

1 United States national flags, or some other marker a distance  
2 of 100 horizontal feet from each entrance to the room used by  
3 voters to engage in voting, which shall be known as the polling  
4 room. If the polling room is located within a building that is  
5 a private business, a public or private school, or a church or  
6 other organization founded for the purpose of religious worship  
7 and the distance of 100 horizontal feet ends within the  
8 interior of the building, then the markers shall be placed  
9 outside of the building at each entrance used by voters to  
10 enter that building on the grounds adjacent to the thoroughfare  
11 or walkway. If the polling room is located within a public or  
12 private building with 2 or more floors and the polling room is  
13 located on the ground floor, then the markers shall be placed  
14 100 horizontal feet from each entrance to the polling room used  
15 by voters to engage in voting. If the polling room is located  
16 in a public or private building with 2 or more floors and the  
17 polling room is located on a floor above or below the ground  
18 floor, then the markers shall be placed a distance of 100 feet  
19 from the nearest elevator or staircase used by voters on the  
20 ground floor to access the floor where the polling room is  
21 located. The area within where the markers are placed shall be  
22 known as a campaign free zone, and electioneering is prohibited  
23 pursuant to this subsection. Notwithstanding any other  
24 provision of this Section, a church or private school may  
25 choose to apply the campaign free zone to its entire property,  
26 and, if so, the markers shall be placed near the boundaries on

1 the grounds adjacent to the thoroughfares or walkways leading  
2 to the entrances used by the voters. If an election authority  
3 maintains a website, no later than 5 days before election day,  
4 each election authority shall post on its website the name and  
5 address of every polling place designated as a campaign free  
6 zone. This information shall be immediately provided to any  
7 person upon request, and a requester shall not be required to  
8 submit a request under the Freedom of Information Act.

9 The area on polling place property beyond the campaign free  
10 zone, whether publicly or privately owned, is a public forum  
11 for the time that the polls are open on an election day. At the  
12 request of election officers any publicly owned building must  
13 be made available for use as a polling place. A person shall  
14 have the right to congregate and engage in electioneering on  
15 any polling place property while the polls are open beyond the  
16 campaign free zone, including but not limited to, the placement  
17 of temporary signs. This subsection shall be construed  
18 liberally in favor of persons engaging in electioneering on all  
19 polling place property beyond the campaign free zone for the  
20 time that the polls are open on an election day. At or near the  
21 door of each polling place, the election judges shall place  
22 signage indicating the proper entrance to the polling place. In  
23 addition, the election judges shall ensure that a sign  
24 identifying the location of the polling place is placed on a  
25 nearby public roadway. The State Board of Elections shall  
26 establish guidelines for the placement of polling place

1 signage.

2 (c) The regulation of electioneering on polling place  
3 property on an election day, including but not limited to the  
4 placement of temporary signs, is an exclusive power and  
5 function of the State. A home rule unit may not regulate  
6 electioneering and any ordinance or local law contrary to  
7 subsection (c) is declared void. This is a denial and  
8 limitation of home rule powers and functions under subsection  
9 (h) of Section 6 of Article VII of the Illinois Constitution.  
10 (Source: P.A. 95-699, eff. 11-9-07.)

11 (10 ILCS 5/18-5) (from Ch. 46, par. 18-5)

12 Sec. 18-5. Any person desiring to vote and whose name is  
13 found upon the register of voters by the person having charge  
14 thereof, shall then be questioned by one of the judges as to  
15 his nativity, his term of residence at present address,  
16 precinct, State and United States, his age, whether naturalized  
17 and if so the date of naturalization papers and court from  
18 which secured, and he shall be asked to state his residence  
19 when last previously registered and the date of the election  
20 for which he then registered. The judges of elections shall  
21 check each application for ballot against the list of voters  
22 registered in that precinct to whom grace period, vote by mail  
23 ~~absentee~~, and early ballots have been issued for that election,  
24 which shall be provided by the election authority and which  
25 list shall be available for inspection by pollwatchers. A voter

1 applying to vote in the precinct on election day whose name  
2 appears on the list as having been issued a grace period, vote  
3 by mail absentee, or early ballot shall not be permitted to  
4 vote in the precinct, except that a voter to whom a vote by  
5 mail an absentee ballot was issued may vote in the precinct if  
6 the voter submits to the election judges that vote by mail  
7 absentee ballot for cancellation. If the voter is unable to  
8 submit the vote by mail absentee ballot, it shall be sufficient  
9 for the voter to submit to the election judges (i) a portion of  
10 the vote by mail absentee ballot if the vote by mail absentee  
11 ballot was torn or mutilated or (ii) an affidavit executed  
12 before the election judges specifying that (A) the voter never  
13 received a vote by mail an absentee ballot or (B) the voter  
14 completed and returned a vote by mail an absentee ballot and  
15 was informed that the election authority did not receive that  
16 vote by mail absentee ballot. If such person so registered  
17 shall be challenged as disqualified, the party challenging  
18 shall assign his reasons therefor, and thereupon one of the  
19 judges shall administer to him an oath to answer questions, and  
20 if he shall take the oath he shall then be questioned by the  
21 judge or judges touching such cause of challenge, and touching  
22 any other cause of disqualification. And he may also be  
23 questioned by the person challenging him in regard to his  
24 qualifications and identity. But if a majority of the judges  
25 are of the opinion that he is the person so registered and a  
26 qualified voter, his vote shall then be received accordingly.

1 But if his vote be rejected by such judges, such person may  
2 afterward produce and deliver an affidavit to such judges,  
3 subscribed and sworn to by him before one of the judges, in  
4 which it shall be stated how long he has resided in such  
5 precinct, and state; that he is a citizen of the United States,  
6 and is a duly qualified voter in such precinct, and that he is  
7 the identical person so registered. In addition to such an  
8 affidavit, the person so challenged shall provide to the judges  
9 of election proof of residence by producing 2 forms of  
10 identification showing the person's current residence address,  
11 provided that such identification may include a lease or  
12 contract for a residence and not more than one piece of mail  
13 addressed to the person at his current residence address and  
14 postmarked not earlier than 30 days prior to the date of the  
15 election, or the person shall procure a witness personally  
16 known to the judges of election, and resident in the precinct  
17 (or district), or who shall be proved by some legal voter of  
18 such precinct or district, known to the judges to be such, who  
19 shall take the oath following, viz:

20 I do solemnly swear (or affirm) that I am a resident of  
21 this election precinct (or district), and entitled to vote at  
22 this election, and that I have been a resident of this State  
23 for 30 days last past, and am well acquainted with the person  
24 whose vote is now offered; that he is an actual and bona fide  
25 resident of this election precinct (or district), and has  
26 resided herein 30 days, and as I verily believe, in this State,



1 30 days next preceding this election.

2 The oath in each case may be administered by one of the  
3 judges of election, or by any officer, resident in the precinct  
4 or district, authorized by law to administer oaths. Also  
5 supported by an affidavit by a registered voter residing in  
6 such precinct, stating his own residence, and that he knows  
7 such person; and that he does reside at the place mentioned and  
8 has resided in such precinct and state for the length of time  
9 as stated by such person, which shall be subscribed and sworn  
10 to in the same way. For purposes of this Section, the  
11 submission of a photo identification issued by a college or  
12 university, accompanied by either (i) a copy of the applicant's  
13 contract or lease for a residence or (ii) one piece of mail  
14 addressed to the person at his or her current residence address  
15 and postmarked not earlier than 30 days prior to the date of  
16 the election, shall be sufficient to establish proof of  
17 residence. Whereupon the vote of such person shall be received,  
18 and entered as other votes. But such judges, having charge of  
19 such registers, shall state in their respective books the facts  
20 in such case, and the affidavits, so delivered to the judges,  
21 shall be preserved and returned to the office of the  
22 commissioners of election. Blank affidavits of the character  
23 aforesaid shall be sent out to the judges of all the precincts,  
24 and the judges of election shall furnish the same on demand and  
25 administer the oaths without criticism. Such oaths, if  
26 administered by any other officer than such judge of election,

1 shall not be received. Whenever a proposal for a constitutional  
2 amendment or for the calling of a constitutional convention is  
3 to be voted upon at the election, the separate blue ballot or  
4 ballots pertaining thereto shall be placed on top of the other  
5 ballots to be voted at the election in such manner that the  
6 legend appearing on the back thereof, as prescribed in Section  
7 16-6 of this Act, shall be plainly visible to the voter, and in  
8 this fashion the ballots shall be handed to the voter by the  
9 judge.

10 Immediately after voting, the voter shall be instructed  
11 whether the voting equipment, if used, accepted or rejected the  
12 ballot or identified the ballot as under-voted. A voter whose  
13 ballot is identified as under-voted for a statewide  
14 constitutional office may return to the voting booth and  
15 complete the voting of that ballot. A voter whose ballot is not  
16 accepted by the voting equipment may, upon surrendering the  
17 ballot, request and vote another ballot. The voter's  
18 surrendered ballot shall be initialed by the election judge and  
19 handled as provided in the appropriate Article governing that  
20 voting equipment.

21 The voter shall, upon quitting the voting booth, deliver to  
22 one of the judges of election all of the ballots, properly  
23 folded, which he received. The judge of election to whom the  
24 voter delivers his ballots shall not accept the same unless all  
25 of the ballots given to the voter are returned by him. If a  
26 voter delivers less than all of the ballots given to him, the

1 judge to whom the same are offered shall advise him in a voice  
2 clearly audible to the other judges of election that the voter  
3 must return the remainder of the ballots. The statement of the  
4 judge to the voter shall clearly express the fact that the  
5 voter is not required to vote such remaining ballots but that  
6 whether or not he votes them he must fold and deliver them to  
7 the judge. In making such statement the judge of election shall  
8 not indicate by word, gesture or intonation of voice that the  
9 unreturned ballots shall be voted in any particular manner. No  
10 new voter shall be permitted to enter the voting booth of a  
11 voter who has failed to deliver the total number of ballots  
12 received by him until such voter has returned to the voting  
13 booth pursuant to the judge's request and again quit the booth  
14 with all of the ballots required to be returned by him. Upon  
15 receipt of all such ballots the judges of election shall enter  
16 the name of the voter, and his number, as above provided in  
17 this Section, and the judge to whom the ballots are delivered  
18 shall immediately put the ballots into the ballot box. If any  
19 voter who has failed to deliver all the ballots received by him  
20 refuses to return to the voting booth after being advised by  
21 the judge of election as herein provided, the judge shall  
22 inform the other judges of such refusal, and thereupon the  
23 ballot or ballots returned to the judge shall be deposited in  
24 the ballot box, the voter shall be permitted to depart from the  
25 polling place, and a new voter shall be permitted to enter the  
26 voting booth.

1           The judge of election who receives the ballot or ballots  
2 from the voter shall announce the residence and name of such  
3 voter in a loud voice. The judge shall put the ballot or  
4 ballots received from the voter into the ballot box in the  
5 presence of the voter and the judges of election, and in plain  
6 view of the public. The judges having charge of such registers  
7 shall then, in a column prepared thereon, in the same line of,  
8 the name of the voter, mark "Voted" or the letter "V".

9           No judge of election shall accept from any voter less than  
10 the full number of ballots received by such voter without first  
11 advising the voter in the manner above provided of the  
12 necessity of returning all of the ballots, nor shall any such  
13 judge advise such voter in a manner contrary to that which is  
14 herein permitted, or in any other manner violate the provisions  
15 of this Section; provided, that the acceptance by a judge of  
16 election of less than the full number of ballots delivered to a  
17 voter who refuses to return to the voting booth after being  
18 properly advised by such judge shall not be a violation of this  
19 Section.

20           (Source: P.A. 95-699, eff. 11-9-07; 96-317, eff. 1-1-10.)

21           (10 ILCS 5/18-9.2) (from Ch. 46, par. 18-9.2)

22           Sec. 18-9.2. Where a vacancy in nomination is filled  
23 pursuant to Section 7-61 or Section 10-11, the vote by mail  
24 ~~absentee~~ votes cast for the original candidate on the first  
25 ballot shall not be counted. For this purpose, in those

1 jurisdictions where electronic voting systems are used, the  
2 election authority shall determine a method by which the first  
3 ballots containing the name of the original candidate may be  
4 segregated from the revised ballots containing the name of the  
5 successor candidate and separately counted.

6 Where a vacancy in nomination is not filled pursuant to  
7 Section 7-61 or Section 10-11, all votes cast for the original  
8 candidate shall be counted for such candidate.

9 (Source: P.A. 84-861.)

10 (10 ILCS 5/18A-5)

11 Sec. 18A-5. Provisional voting; general provisions.

12 (a) A person who claims to be a registered voter is  
13 entitled to cast a provisional ballot under the following  
14 circumstances:

15 (1) The person's name does not appear on the official  
16 list of eligible voters for the precinct in which the  
17 person seeks to vote and the person has refused an  
18 opportunity to register at the polling location or another  
19 grace period registration site. The official list is the  
20 centralized statewide voter registration list established  
21 and maintained in accordance with Section 1A-25;

22 (2) The person's voting status has been challenged by  
23 an election judge, a pollwatcher, or any legal voter and  
24 that challenge has been sustained by a majority of the  
25 election judges;

1           (3) A federal or State court order extends the time for  
2 closing the polls beyond the time period established by  
3 State law and the person votes during the extended time  
4 period;

5           (4) The voter registered to vote by mail and is  
6 required by law to present identification when voting  
7 either in person or by early voting ~~absentee~~ ballot, but  
8 fails to do so;

9           (5) The voter's name appears on the list of voters who  
10 voted during the early voting period, but the voter claims  
11 not to have voted during the early voting period; or

12           (6) The voter received a vote by mail ~~an absentee~~  
13 ballot but did not return the vote by mail ~~absentee~~ ballot  
14 to the election authority; or

15           (7) The voter attempted to register to vote on election  
16 day, but failed to provide the necessary documentation  
17 ~~registered to vote during the grace period on the day~~  
18 ~~before election day or on election day during the 2014~~  
19 ~~general election.~~

20           (b) The procedure for obtaining and casting a provisional  
21 ballot at the polling place shall be as follows:

22           (1) After first verifying through an examination of the  
23 precinct register that the person's address is within the  
24 precinct boundaries, an election judge at the polling place  
25 shall notify a person who is entitled to cast a provisional  
26 ballot pursuant to subsection (a) that he or she may cast a

1 provisional ballot in that election. An election judge must  
2 accept any information provided by a person who casts a  
3 provisional ballot that the person believes supports his or  
4 her claim that he or she is a duly registered voter and  
5 qualified to vote in the election. However, if the person's  
6 residence address is outside the precinct boundaries, the  
7 election judge shall inform the person of that fact, give  
8 the person the appropriate telephone number of the election  
9 authority in order to locate the polling place assigned to  
10 serve that address, and instruct the person to go to the  
11 proper polling place to vote.

12 (2) The person shall execute a written form provided by  
13 the election judge that shall state or contain all of the  
14 following that is available:

15 (i) an affidavit stating the following:

16 State of Illinois, County of .....,  
17 Township ....., Precinct ....., Ward  
18 ....., I, ....., do solemnly  
19 swear (or affirm) that: I am a citizen of the  
20 United States; I am 18 years of age or older; I  
21 have resided in this State and in this precinct for  
22 30 days preceding this election; I have not voted  
23 in this election; I am a duly registered voter in  
24 every respect; and I am eligible to vote in this  
25 election. Signature ..... Printed Name of Voter  
26 ..... Printed Residence Address of Voter .....

1 City ..... State .... Zip Code ..... Telephone  
2 Number ..... Date of Birth ..... and Illinois  
3 Driver's License Number ..... or Last 4 digits of  
4 Social Security Number ..... or State  
5 Identification Card Number issued to you by the  
6 Illinois Secretary of State.....

7 (ii) A box for the election judge to check one of  
8 the 6 reasons why the person was given a provisional  
9 ballot under subsection (a) of Section 18A-5.

10 (iii) An area for the election judge to affix his  
11 or her signature and to set forth any facts that  
12 support or oppose the allegation that the person is not  
13 qualified to vote in the precinct in which the person  
14 is seeking to vote.

15 The written affidavit form described in this  
16 subsection (b)(2) must be printed on a multi-part form  
17 prescribed by the county clerk or board of election  
18 commissioners, as the case may be.

19 (3) After the person executes the portion of the  
20 written affidavit described in subsection (b)(2)(i) of  
21 this Section, the election judge shall complete the portion  
22 of the written affidavit described in subsection  
23 (b)(2)(iii) and (b)(2)(iv).

24 (4) The election judge shall give a copy of the  
25 completed written affidavit to the person. The election  
26 judge shall place the original written affidavit in a



1 self-adhesive clear plastic packing list envelope that  
2 must be attached to a separate envelope marked as a  
3 "provisional ballot envelope". The election judge shall  
4 also place any information provided by the person who casts  
5 a provisional ballot in the clear plastic packing list  
6 envelope. Each county clerk or board of election  
7 commissioners, as the case may be, must design, obtain or  
8 procure self-adhesive clear plastic packing list envelopes  
9 and provisional ballot envelopes that are suitable for  
10 implementing this subsection (b) (4) of this Section.

11 (5) The election judge shall provide the person with a  
12 provisional ballot, written instructions for casting a  
13 provisional ballot, and the provisional ballot envelope  
14 with the clear plastic packing list envelope affixed to it,  
15 which contains the person's original written affidavit  
16 and, if any, information provided by the provisional voter  
17 to support his or her claim that he or she is a duly  
18 registered voter. An election judge must also give the  
19 person written information that states that any person who  
20 casts a provisional ballot shall be able to ascertain,  
21 pursuant to guidelines established by the State Board of  
22 Elections, whether the provisional vote was counted in the  
23 official canvass of votes for that election and, if the  
24 provisional vote was not counted, the reason that the vote  
25 was not counted.

26 (6) After the person has completed marking his or her

1 provisional ballot, he or she shall place the marked ballot  
2 inside of the provisional ballot envelope, close and seal  
3 the envelope, and return the envelope to an election judge,  
4 who shall then deposit the sealed provisional ballot  
5 envelope into a securable container separately identified  
6 and utilized for containing sealed provisional ballot  
7 envelopes. Ballots that are provisional because they are  
8 cast after 7:00 p.m. by court order shall be kept separate  
9 from other provisional ballots. Upon the closing of the  
10 polls, the securable container shall be sealed with  
11 filament tape provided for that purpose, which shall be  
12 wrapped around the box lengthwise and crosswise, at least  
13 twice each way, and each of the election judges shall sign  
14 the seal.

15 (c) Instead of the affidavit form described in subsection  
16 (b), the county clerk or board of election commissioners, as  
17 the case may be, may design and use a multi-part affidavit form  
18 that is imprinted upon or attached to the provisional ballot  
19 envelope described in subsection (b). If a county clerk or  
20 board of election commissioners elects to design and use its  
21 own multi-part affidavit form, then the county clerk or board  
22 of election commissioners shall establish a mechanism for  
23 accepting any information the provisional voter has supplied to  
24 the election judge to support his or her claim that he or she  
25 is a duly registered voter. In all other respects, a county  
26 clerk or board of election commissioners shall establish

1 procedures consistent with subsection (b).

2 (d) The county clerk or board of election commissioners, as  
3 the case may be, shall use the completed affidavit form  
4 described in subsection (b) to update the person's voter  
5 registration information in the State voter registration  
6 database and voter registration database of the county clerk or  
7 board of election commissioners, as the case may be. If a  
8 person is later determined not to be a registered voter based  
9 on Section 18A-15 of this Code, then the affidavit shall be  
10 processed by the county clerk or board of election  
11 commissioners, as the case may be, as a voter registration  
12 application.

13 (Source: P.A. 97-766, eff. 7-6-12; 98-691, eff. 7-1-14.)

14 (10 ILCS 5/18A-15)

15 Sec. 18A-15. Validating and counting provisional ballots.

16 (a) The county clerk or board of election commissioners  
17 shall complete the validation and counting of provisional  
18 ballots within 14 calendar days of the day of the election. The  
19 county clerk or board of election commissioners shall have 7  
20 calendar days from the completion of the validation and  
21 counting of provisional ballots to conduct its final canvass.  
22 The State Board of Elections shall complete within 31 calendar  
23 days of the election or sooner if all the returns are received,  
24 its final canvass of the vote for all public offices.

25 (b) If a county clerk or board of election commissioners

1 determines that all of the following apply, then a provisional  
2 ballot is valid and shall be counted as a vote:

3 (1) the provisional voter cast the provisional ballot  
4 in the correct precinct based on the address provided by  
5 the provisional voter ~~unless the provisional voter cast a~~  
6 ~~ballot pursuant to paragraph (7) of subsection (a) of~~  
7 ~~Section 18A-5, in which case the provisional ballot must~~  
8 ~~have been cast in the correct election jurisdiction based~~  
9 ~~on the address provided.~~ The provisional voter's affidavit

10 shall serve as a change of address request by that voter  
11 for registration purposes for the next ensuing election if  
12 it bears an address different from that in the records of  
13 the election authority. Votes for federal and statewide  
14 offices on a provisional ballot cast in the incorrect  
15 precinct that meet the other requirements of this  
16 subsection shall be valid and counted in accordance with  
17 this Article ~~rules adopted by the State Board of Elections.~~

18 As used in this item, "federal office" is defined as  
19 provided in Section 20-1 and "statewide office" means the  
20 Governor, Attorney General, Secretary of State,  
21 Comptroller, and Treasurer. Votes for General Assembly,  
22 countywide, citywide, or township office on a provisional  
23 ballot cast in the incorrect precinct but in the correct  
24 legislative district, representative district, county,  
25 municipality, or township, as the case may be, shall be  
26 valid and counted in accordance with this Article ~~rules~~

1 ~~adopted by the State Board of Elections.~~ As used in this  
2 item, "citywide office" means an office elected by the  
3 electors of an entire municipality. As used in this item,  
4 "township office" means an office elected by the electors  
5 of an entire township;

6 (2) the affidavit executed by the provisional voter  
7 pursuant to subsection (b) (2) of Section 18A-5 contains, at  
8 a minimum, the provisional voter's first and last name,  
9 house number and street name, and signature or mark;

10 (3) except as permitted by item (5) of subsection (b)  
11 of this Section, the provisional voter is a registered  
12 voter based on information available to the county clerk or  
13 board of election commissioners provided by or obtained  
14 from any of the following:

15 i. the provisional voter;

16 ii. an election judge;

17 iii. the statewide voter registration database  
18 maintained by the State Board of Elections;

19 iv. the records of the county clerk or board of  
20 election commissioners' database; or

21 v. the records of the Secretary of State; and

22 (4) for a provisional ballot cast under item (6) of  
23 subsection (a) of Section 18A-5, the voter did not vote by  
24 vote by mail ~~absentee~~ ballot in the election at which the  
25 provisional ballot was cast; or -

26 (5) for a provisional ballot cast under item (7) of

1       subsection (a) of Section 18A-5, the voter provides the  
2       election authority with the necessary documentation within  
3       7 days of election day.

4       (c) With respect to subsection (b) (3) of this Section, the  
5       county clerk or board of election commissioners shall  
6       investigate and record whether or not the specified information  
7       is available from each of the 5 identified sources. If the  
8       information is available from one or more of the identified  
9       sources, then the county clerk or board of election  
10      commissioners shall seek to obtain the information from each of  
11      those sources until satisfied, with information from at least  
12      one of those sources, that the provisional voter is registered  
13      and entitled to vote. The county clerk or board of election  
14      commissioners shall use any information it obtains as the basis  
15      for determining the voter registration status of the  
16      provisional voter. If a conflict exists among the information  
17      available to the county clerk or board of election  
18      commissioners as to the registration status of the provisional  
19      voter, then the county clerk or board of election commissioners  
20      shall make a determination based on the totality of the  
21      circumstances. In a case where the above information equally  
22      supports or opposes the registration status of the voter, the  
23      county clerk or board of election commissioners shall decide in  
24      favor of the provisional voter as being duly registered to  
25      vote. If the statewide voter registration database maintained  
26      by the State Board of Elections indicates that the provisional

1 voter is registered to vote, but the county clerk's or board of  
2 election commissioners' voter registration database indicates  
3 that the provisional voter is not registered to vote, then the  
4 information found in the statewide voter registration database  
5 shall control the matter and the provisional voter shall be  
6 deemed to be registered to vote. If the records of the county  
7 clerk or board of election commissioners indicates that the  
8 provisional voter is registered to vote, but the statewide  
9 voter registration database maintained by the State Board of  
10 Elections indicates that the provisional voter is not  
11 registered to vote, then the information found in the records  
12 of the county clerk or board of election commissioners shall  
13 control the matter and the provisional voter shall be deemed to  
14 be registered to vote. If the provisional voter's signature on  
15 his or her provisional ballot request varies from the signature  
16 on an otherwise valid registration application solely because  
17 of the substitution of initials for the first or middle name,  
18 the election authority may not reject the provisional ballot.

19 (d) In validating the registration status of a person  
20 casting a provisional ballot, the county clerk or board of  
21 election commissioners shall not require a provisional voter to  
22 complete any form other than the affidavit executed by the  
23 provisional voter under subsection (b) (2) of Section 18A-5. In  
24 addition, the county clerk or board of election commissioners  
25 shall not require all provisional voters or any particular  
26 class or group of provisional voters to appear personally

1 before the county clerk or board of election commissioners or  
2 as a matter of policy require provisional voters to submit  
3 additional information to verify or otherwise support the  
4 information already submitted by the provisional voter. Within  
5 2 calendar days after the election, the election authority  
6 shall transmit by electronic means pursuant to a process  
7 established by the State Board of Elections the name, street  
8 address, e-mail address, and precinct, ward, township, and  
9 district numbers, as the case may be, of each person casting a  
10 provisional ballot to the State Board of Elections, which shall  
11 maintain those names and that information in an electronic  
12 format on its website, arranged by county and accessible to  
13 State and local political committees. The provisional voter  
14 may, within 7 calendar days after the election, submit  
15 additional information to the county clerk or board of election  
16 commissioners. This information must be received by the county  
17 clerk or board of election commissioners within the  
18 7-calendar-day period.

19 (e) If the county clerk or board of election commissioners  
20 determines that subsection (b)(1), (b)(2), or (b)(3) does not  
21 apply, then the provisional ballot is not valid and may not be  
22 counted. The provisional ballot envelope containing the ballot  
23 cast by the provisional voter may not be opened. The county  
24 clerk or board of election commissioners shall write on the  
25 provisional ballot envelope the following: "Provisional ballot  
26 determined invalid."



1           (f) If the county clerk or board of election commissioners  
2 determines that a provisional ballot is valid under this  
3 Section, then the provisional ballot envelope shall be opened.  
4 The outside of each provisional ballot envelope shall also be  
5 marked to identify the precinct and the date of the election.

6           (g) Provisional ballots determined to be valid shall be  
7 counted at the election authority's central ballot counting  
8 location and shall not be counted in precincts. The provisional  
9 ballots determined to be valid shall be added to the vote  
10 totals for the precincts from which they were cast in the order  
11 in which the ballots were opened. The validation and counting  
12 of provisional ballots shall be subject to the provisions of  
13 this Code that apply to pollwatchers. If the provisional  
14 ballots are a ballot of a punch card voting system, then the  
15 provisional ballot shall be counted in a manner consistent with  
16 Article 24A. If the provisional ballots are a ballot of optical  
17 scan or other type of approved electronic voting system, then  
18 the provisional ballots shall be counted in a manner consistent  
19 with Article 24B.

20           (h) As soon as the ballots have been counted, the election  
21 judges or election officials shall, in the presence of the  
22 county clerk or board of election commissioners, place each of  
23 the following items in a separate envelope or bag: (1) all  
24 provisional ballots, voted or spoiled; (2) all provisional  
25 ballot envelopes of provisional ballots voted or spoiled; and  
26 (3) all executed affidavits of the provisional ballots voted or

1 spoiled. All provisional ballot envelopes for provisional  
2 voters who have been determined not to be registered to vote  
3 shall remain sealed. The county clerk or board of election  
4 commissioners shall treat the provisional ballot envelope  
5 containing the written affidavit as a voter registration  
6 application for that person for the next election and process  
7 that application. The election judges or election officials  
8 shall then securely seal each envelope or bag, initial the  
9 envelope or bag, and plainly mark on the outside of the  
10 envelope or bag in ink the precinct in which the provisional  
11 ballots were cast. The election judges or election officials  
12 shall then place each sealed envelope or bag into a box, secure  
13 and seal it in the same manner as described in item (6) of  
14 subsection (b) of Section 18A-5. Each election judge or  
15 election official shall take and subscribe an oath before the  
16 county clerk or board of election commissioners that the  
17 election judge or election official securely kept the ballots  
18 and papers in the box, did not permit any person to open the  
19 box or otherwise touch or tamper with the ballots and papers in  
20 the box, and has no knowledge of any other person opening the  
21 box. For purposes of this Section, the term "election official"  
22 means the county clerk, a member of the board of election  
23 commissioners, as the case may be, and their respective  
24 employees.

25 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
26 98-691, eff. 7-1-14.)

1 (10 ILCS 5/18A-218 new)

2 Sec. 18A-218. Interpretation of Article 18A. The Sections  
3 of this Article following this Section shall be supplemental to  
4 all other provisions of this Article and are intended to  
5 provide procedural requirements for the implementation of the  
6 provisions of this Article. In the case of a conflict between  
7 the Sections following this Section and the Sections preceding  
8 this Section, the Sections preceding this Section shall  
9 prevail.

10 (10 ILCS 5/18A-218.10 new)

11 Sec. 18A-218.10. Definitions relating to provisional  
12 ballots.

13 (a) As used in this Article:

14 "Citywide or villagewide office" means an office  
15 elected by the electors of an entire municipality.

16 "Correct precinct" means the precinct containing the  
17 addresses at which the provisional voter resides and at  
18 which he or she is registered to vote.

19 "Countywide office" means the offices of Clerk,  
20 Sheriff, State's Attorney, Circuit Court Clerk, Recorder,  
21 Auditor, County Board President, County Board Member or  
22 County Commissioner in those counties that elect those  
23 officers countywide, Coroner, Regional Superintendent of  
24 Schools, Sanitary District Commissioners or Trustees,

1 Assessor, Board of Review Members in those counties that  
2 elect those officers countywide, and Treasurer.

3 "Election authority" means either the County Clerk,  
4 County Board of Election Commissioners, or Municipal Board  
5 of Election Commissioners, as the case may be.

6 "Election jurisdiction" means an entire county, in the  
7 case of a county in which no city board of election  
8 commissioners is located or that is under the jurisdiction  
9 of a county board of election commissioners; the  
10 territorial jurisdiction of a city board of election  
11 commissioners; and the territory in a county outside of the  
12 jurisdiction of a city board of election commissioners.  
13 Election jurisdictions shall be determined according to  
14 which election authority maintains the permanent  
15 registration records of qualified electors.

16 "Incorrect precinct" means the precinct in which the  
17 voter cast a provisional ballot, but is not the precinct  
18 containing the address at which he or she is registered to  
19 vote. In order for a provisional ballot to be eligible for  
20 counting when cast in an incorrect precinct, that precinct  
21 must be located within either the county or municipality in  
22 which the voter is registered.

23 "Leading established political party" means one of the  
24 two political parties whose candidates for Governor at the  
25 most recent 3 gubernatorial elections received either the  
26 highest or second highest average number of votes. The

1 first leading political party is the party whose candidate  
2 for Governor received the highest average number of votes  
3 in the 3 most recent gubernatorial elections and the second  
4 leading political party is the party whose candidate for  
5 Governor received the second highest average number of  
6 votes in the 3 most recent gubernatorial elections.

7 "Legislative district" means the district in which an  
8 Illinois State Senator is elected to serve the residents.

9 "Persons entitled to vote provisionally" or  
10 "provisional voter" means a person claiming to be a  
11 registered voter who is entitled by Section 18A-5 of this  
12 Code to vote a provisional ballot under the following  
13 circumstances:

14 (1) The person's name does not appear on the  
15 official list of eligible voters for the precinct in  
16 which the person seeks to vote and the person has  
17 refused an opportunity to register at the polling  
18 location or another grace period registration site.

19 (2) The person's voting status has been  
20 successfully challenged by an election judge, a  
21 pollwatcher or any legal voter.

22 (3) A federal or State court order extends the time  
23 for closing the polls beyond the time period  
24 established by State law and the person votes during  
25 the extended time period.

26 (4) The voter registered to vote by mail and is

1 required by law to present identification when voting  
2 either in person or by vote by mail ballot, but fails  
3 to do so.

4 (5) The voter's name appears on the list of voters  
5 who voted during the early voting period, but the voter  
6 claims not to have voted during the early voting  
7 period.

8 (6) The voter received a vote by mail ballot but  
9 did not return the vote by mail ballot to the election  
10 authority, and failed to surrender it to the election  
11 judges.

12 (7) The voter attempted to register to vote on  
13 election day, but failed to provide the necessary  
14 documentation.

15 "Representative district" means the district from  
16 which an Illinois State Representative is elected to serve  
17 the residents.

18 "Statewide office" means the Constitutional offices of  
19 Governor and Lt. Governor running jointly, Secretary of  
20 State, Attorney General, Comptroller, and Treasurer.

21 "Township office" means an office elected by the  
22 electors of an entire township.

23 (b) Procedures for Voting Provisionally in the Polling  
24 Place.

25 (1) If any of the 7 reasons cited in the definition of  
26 provisional voter in subsection (a) for casting a

1 provisional ballot exists, an election judge must accept  
2 any information provided by a person who casts a  
3 provisional ballot that the person believes supports his or  
4 her claim that he or she is a duly registered voter and  
5 qualified to vote in the election. However, if the person's  
6 residence address is outside the precinct boundaries, the  
7 election judge shall inform the person of that fact, give  
8 the person the appropriate telephone number of the election  
9 authority in order to locate the polling place assigned to  
10 serve that address (or consult any alternative tools  
11 provided by the election authority for determining a  
12 voter's correct precinct polling place) and instruct the  
13 person to go to the proper polling place to vote.

14 (2) Once it has been determined by the election judges  
15 that the person is entitled to receive a provisional  
16 ballot, and the voter has completed the provisional voter  
17 affidavit, the voter shall be given a provisional ballot  
18 and shall proceed to vote that ballot. Upon receipt of the  
19 ballot by the election judges, the ballot shall be  
20 transmitted to the election authority in accordance with  
21 subsection (a) of Section 18A-10 of this Code.

22 (3) In the event that a provisional ballot is  
23 mistakenly cast in a precinct other than the precinct that  
24 contains the voter's address of registration (if the voter  
25 believed he or she registered in the precinct in which he  
26 or she voted provisionally, and the election judges should

1 have, but did not direct the voter to vote in the correct  
2 precinct), Section 218.20 shall apply.

3 (10 ILCS 5/18A-218.20 new)

4 Sec. 18A-218.20. Counting procedures for provisional  
5 ballots cast in an incorrect precinct within the same election  
6 authority's jurisdiction.

7 (a) The election authority shall:

8 (1) transmit to the State Board of Elections the  
9 provisional voter's identifying information and voting  
10 jurisdiction within 2 calendar days. Following that, and  
11 subject to paragraph (2) below, if the election authority  
12 having jurisdiction over the provisional voter determines  
13 that the voter has cast a provisional ballot in an  
14 incorrect precinct, the ballot shall still be counted using  
15 the procedures established in subsection (b) of this  
16 Section or Section 18A-218.30 if applicable. Jurisdictions  
17 that use election machines authorized pursuant to Article  
18 24C of this Code for casting provisional ballots may vary  
19 procedures of this Section and Section 18A-218.30 as  
20 appropriate for the counting of provisional ballots cast on  
21 those machines.

22 (2) determine whether the voter was entitled to cast a  
23 provisional ballot. The voter is entitled to cast a  
24 provisional ballot if:

25 (A) the affidavit executed by the voter contains,



1 at a minimum, the provisional voter's first and last  
2 name, house number and street name, and signature or  
3 mark;

4 (B) the provisional voter is a registered voter  
5 based on information available to the county clerk or  
6 board of election commissioners provided by or  
7 obtained from the provisional voter, an election  
8 judge, the Statewide voter registration database  
9 maintained by the State Board of Elections, the records  
10 of the county clerk or board of election commissioners'  
11 database, or the records of the Secretary of State or  
12 the voter is attempting to register but lacks the  
13 necessary documentation; and

14 (C) the provisional voter did not vote using the  
15 vote by mail ballot and did not vote during the period  
16 for early voting.

17 (b) Once it has been determined by the election authority  
18 that the voter was entitled to vote a provisional ballot, even  
19 though it had been cast in an incorrect precinct, the election  
20 authority shall select a team or teams of 2 duly commissioned  
21 election judges, one from each of the two leading established  
22 political parties in Illinois, to count the votes that are  
23 eligible to be cast on the provisional ballot. In those  
24 jurisdictions that use election officials as defined in  
25 subsection (h) of Section 18A-15 of this Code, these duties may  
26 be performed by those election officials.

1           (1) Votes cast for Statewide offices, the Office of  
2           President of the United States (including votes cast in the  
3           Presidential Preference Primary), and United States Senate  
4           shall be counted on all provisional ballots cast in the  
5           incorrect precinct.

6           (2) Votes cast for Representative in Congress,  
7           delegate or alternate delegate to a national nominating  
8           convention, State Senator, State Representative, or  
9           countywide, citywide, villagewide, or township office  
10           shall be counted if it is determined by the election judges  
11           or officials that the voter would have been entitled to  
12           vote for one or more of these offices had the voter voted  
13           in the precinct in which he or she is registered to vote  
14           (the correct precinct) and had the voter voted a ballot of  
15           the correct ballot style containing all the offices and  
16           candidates for which the voter was entitled to cast a  
17           ballot (the correct ballot style). This determination  
18           shall be made by comparing a sample ballot of the correct  
19           ballot style with the actual provisional ballot cast by the  
20           voter. If the same office (including the same district  
21           number for a Congressional, Legislative or Representative  
22           district) appears on both the correct ballot style sample  
23           ballot and the provisional ballot cast by the voter, votes  
24           for that office shall be counted. All votes cast for any  
25           remaining offices (offices for which the voter would not  
26           have been entitled to vote had he or she voted in the

1 correct precinct) shall not be counted.

2 (3) No votes shall be counted for an office when the  
3 voter voted for more candidates than he or she was allowed.

4 (4) Once it has been determined which offices are to be  
5 counted and the provisional ballot contains no other votes,  
6 the provisional ballot shall be counted pursuant to the  
7 procedures set forth in this subsection (b).

8 (5) If a provisional ballot does not contain any valid  
9 votes, the provisional ballot shall be marked invalid and  
10 shall not be counted.

11 (6) Any provisional voting verification system  
12 established by an election authority shall inform the  
13 provisional voter that his or her provisional ballot was  
14 partially counted because it was cast in an incorrect  
15 precinct.

16 (7) If a provisional ballot only contains votes cast  
17 for eligible offices, and does not contain any votes cast  
18 for ineligible offices, the ballot may be tabulated without  
19 having to be remade.

20 (8) If a provisional ballot contains both valid votes  
21 that must be counted and invalid votes that cannot be  
22 counted:

23 (A) the election judges, consisting in each case of  
24 at least one of each of the 2 leading political  
25 parties, shall, if the provisional ballot was cast on a  
26 paper ballot sheet, proceed to remake the voted ballot

1 onto a blank ballot that includes all of the offices  
2 for which valid votes were cast, transferring only  
3 valid votes. The original provisional ballot shall be  
4 marked "Original Provisional Ballot" with a serial  
5 number commencing at "1" and continuing consecutively  
6 for ballots of that kind in the precinct. The duplicate  
7 provisional ballot shall be marked "Duplicate  
8 Provisional Ballot" and be given the same serial number  
9 as the original ballot from which it was duplicated.  
10 The duplicate provisional ballot shall then be treated  
11 in the same manner as other provisional ballots.

12 (B) if the provisional ballot was cast on a direct  
13 recording electronic voting device, the election  
14 judges shall mark the original provisional ballot as a  
15 partially counted defective electronic provisional  
16 ballot because it was cast in the incorrect precinct  
17 (or bear some similar notation) and proceed to either:

18 (i) remake the voted ballot by transferring  
19 all valid votes to a duplicate paper ballot sheet  
20 of the correct ballot style, marking the duplicate  
21 ballot "Duplicate Electronic Provisional Ballot"  
22 and then counting the duplicate provisional ballot  
23 in the same manner as the other provisional ballots  
24 marked on paper ballot sheets; or

25 (ii) transfer, or cause to be transferred, all  
26 valid votes electronically to the correct

1           precinct, which shall be counted and added to the  
2           vote totals for the correct precinct, excluding  
3           any votes that cannot be counted. If this method is  
4           used, a permanent paper record must be generated  
5           for both the defective provisional ballot and the  
6           duplicate electronic provisional ballot.

7           (c) For provisional ballots cast at a partisan primary  
8           election, the judges shall use a duplicate ballot of the  
9           correct ballot style for the same political party as the ballot  
10           chosen by the voter.

11           (d) At least one qualified pollwatcher for each candidate,  
12           political party, and civic organization, as authorized by  
13           Section 17-23 of this Code, shall be permitted to observe the  
14           ballot remaking process.

15           (10 ILCS 5/18A-218.30 new)

16           Sec. 18A-218.30. Counting procedures for provisional  
17           ballots cast in an incorrect precinct within a different  
18           election authority's jurisdiction.

19           (a) The election authority having possession of the  
20           provisional ballot shall first notify the election authority  
21           having jurisdiction over the provisional voter that the voter  
22           cast a provisional ballot in its jurisdiction and provide  
23           whatever information is needed for the election authority to  
24           comply with the notification requirements set forth in  
25           subsection (d) of Section 18A-15 of this Code. For purpose of

1 determining which election authority has jurisdiction over the  
2 provisional voter, the election authority having possession of  
3 the provisional ballot shall use the address listed on the  
4 provisional ballot affidavit that was provided by the voter. If  
5 that address is different from the address at which the voter  
6 is registered, the ballot shall be rejected; however, the  
7 affidavit shall serve as a request to register at that address.  
8 If a voter cast a provisional ballot in an incorrect precinct  
9 located in the jurisdiction of an election authority other than  
10 the election authority having jurisdiction over the voter's  
11 correct precinct, but where the precinct is located within the  
12 same county as the 2 election authorities (e.g., a voter is  
13 registered in the City of Chicago, but casts a provisional  
14 ballot in suburban Cook County), the election authority in  
15 whose territory the provisional ballot was cast shall, after  
16 receipt of the provisional ballot, transmit it, along with the  
17 provisional voter's affidavit and any other documentation  
18 provided to the election judges, to the office of the election  
19 authority having jurisdiction over the voter's correct  
20 precinct. The ballot shall be sealed in a secure envelope or  
21 other suitable container and transmitted within 8 business days  
22 after the election at which it was cast. If the locations of  
23 the election authorities' offices are such that it is feasible  
24 to hand deliver the ballot, the ballot shall be sealed in a  
25 secure envelope and transmitted in that manner by 2 election  
26 judges (or election officials), one from each of the 2 leading

1 political parties. If the locations of the 2 election  
2 authorities are such that it is not feasible to hand deliver  
3 the ballot, the election authority having jurisdiction over the  
4 incorrect precinct shall cause the ballot to be sealed in a  
5 secure envelope and transmitted via express mail within 8  
6 business days after the election at which the ballot was cast,  
7 with a delivery date no later than the second business day  
8 following the mailing date. Upon receipt of the ballot by the  
9 election authority having jurisdiction over the correct  
10 precinct, the election authority shall proceed to remake, and  
11 count the votes on, the provisional ballot in accordance with  
12 the procedures described in Section 18A-218.20, including the  
13 determination of eligibility to cast a provisional ballot. Any  
14 information provided to the election authority within the 7 day  
15 period provided for in Section 18A-15 of this Code shall be  
16 sealed in a secure envelope and transmitted to the office of  
17 the election authority having jurisdiction over the voter's  
18 correct precinct, along with the provisional ballot of that  
19 voter.

20 (b) Incorrect precinct is located in a different county  
21 from the county where the voter is registered, but is located  
22 in the same municipality or legislative district as the one in  
23 which the voter is registered:

24 (1) The election authority having possession of the  
25 provisional ballot shall first notify the election  
26 authority having jurisdiction over the provisional voter

1       that the voter cast a provisional ballot in its  
2       jurisdiction and provide whatever information is needed  
3       for the election authority to comply with the notification  
4       requirements set forth in subsection (d) of Section 18A-15  
5       of this Code. For purposes of determining which election  
6       authority has jurisdiction over the provisional voter, the  
7       election authority having possession of the provisional  
8       ballot shall use the address listed on the provisional  
9       ballot affidavit that was provided by the voter. If that  
10       address is different from the address at which the voter is  
11       registered, the ballot shall be rejected; however, the  
12       affidavit shall serve as a request to register at that  
13       address. The election authority shall then cause the  
14       ballot, along with the provisional voter's affidavit and  
15       any other documentation provided to the election judges, to  
16       be transmitted via express mail within 8 business days  
17       after the election at which the ballot was cast, with a  
18       delivery date no later than the second business day  
19       following the mailing date. Upon receipt of the ballot by  
20       the election authority having jurisdiction over the  
21       correct precinct, that election authority shall proceed to  
22       remake and count the votes on the provisional ballot in  
23       accordance with the procedures described in Section  
24       18A-218.20, including the determination of eligibility to  
25       cast a provisional ballot. Any information provided to the  
26       election authority within the 7 day period provided for in



1 Section 18A-15 of this Code shall be transmitted to the  
2 office of the election authority having jurisdiction over  
3 the voter's correct precinct, along with the provisional  
4 ballot of that voter.

5 (2) If a voter casts a provisional ballot in a precinct  
6 outside of the county in which he or she is registered and  
7 outside of the municipality, representative district, or  
8 legislative district in which he or she is registered (if  
9 applicable), the ballot shall not be counted. It shall,  
10 however, be transmitted via the U.S. Postal Service to the  
11 election authority having jurisdiction over the voter's  
12 correct precinct within 14 days after the election and  
13 shall be kept for 2 months, the same length of time as is  
14 required for other voted ballots.

15 For purposes of determining which election authority has  
16 jurisdiction over the provisional voter, the election  
17 authority having possession of the provisional ballot shall use  
18 the address listed on the provisional ballot affidavit that was  
19 provided by the voter. If such address is different from the  
20 address at which the voter is registered, the ballot shall be  
21 rejected, however the affidavit shall serve as a request to  
22 register at such address.

23 (10 ILCS 5/18A-218.40 new)

24 Sec. 18A-218.40. Follow-up procedures for provisional  
25 ballots. The original provisional ballot cast by the voter

1 shall be stored separately from other ballots voted in the  
2 election and shall be preserved in the same manner as original  
3 ballots that had to be remade for other reasons, such as a  
4 damaged ballot or as a result of a voter over-voting an office.

5 (10 ILCS 5/Art. 19 heading)

6 ARTICLE 19. VOTING BY MAIL ~~ABSENT ELECTORS~~

7 (10 ILCS 5/19-2) (from Ch. 46, par. 19-2)

8 Sec. 19-2. Any elector as defined in Section 19-1 may by  
9 mail or electronically on the website of the appropriate  
10 election authority, not more than 90 nor less than 5 days prior  
11 to the date of such election, or by personal delivery not more  
12 than 90 nor less than one day prior to the date of such  
13 election, make application to the county clerk or to the Board  
14 of Election Commissioners for an official ballot for the  
15 voter's precinct to be voted at such election. The URL address  
16 at which voters may electronically request a vote by mail ~~an~~  
17 ~~absentee~~ ballot shall be fixed no later than 90 calendar days  
18 before an election and shall not be changed until after the  
19 election. Such a ballot shall be delivered to the elector only  
20 upon separate application by the elector for each election.

21 (Source: P.A. 97-81, eff. 7-5-11; 98-115, eff. 7-29-13; 98-691,  
22 eff. 7-1-14.)

23 (10 ILCS 5/19-3) (from Ch. 46, par. 19-3)

1           Sec. 19-3. The application for vote by mail ~~absentee~~ ballot  
2 shall be substantially in the following form:

3                   APPLICATION FOR VOTE BY MAIL ~~ABSENTEE~~ BALLOT

4           To be voted at the .... election in the County of .... and  
5 State of Illinois, in the .... precinct of the (1) \*township of  
6 .... (2) \*City of .... or (3) \*.... ward in the City of ....

7           I state that I am a resident of the .... precinct of the  
8 (1) \*township of .... (2) \*City of .... or (3) \*.... ward in  
9 the city of .... residing at .... in such city or town in the  
10 county of .... and State of Illinois; that I have lived at such  
11 address for .... month(s) last past; that I am lawfully  
12 entitled to vote in such precinct at the .... election to be  
13 held therein on ....; and that I wish to vote by vote by mail  
14 ~~absentee~~ ballot.

15           I hereby make application for an official ballot or ballots  
16 to be voted by me at such election, and I agree that I shall  
17 return such ballot or ballots to the official issuing the same  
18 prior to the closing of the polls on the date of the election  
19 or, if returned by mail, postmarked no later than midnight  
20 preceding election day, for counting no later than during the  
21 period for counting provisional ballots, the last day of which  
22 is the 14th day following election day.

23           I understand that this application is made for an official  
24 vote by mail ~~absentee~~ ballot or ballots to be voted by me at  
25 the election specified in this application and that I must  
26 submit a separate application for an official vote by mail

1 ~~absentee~~ ballot or ballots to be voted by me at any subsequent  
2 election.

3 Under penalties as provided by law pursuant to Section  
4 29-10 of The Election Code, the undersigned certifies that the  
5 statements set forth in this application are true and correct.

6 . . . .

7 \*fill in either (1), (2) or (3).

8 Post office address to which ballot is mailed:

9 .....

10 However, if application is made for a primary election  
11 ballot, such application shall require the applicant to  
12 designate the name of the political party with which the  
13 applicant is affiliated.

14 If application is made electronically, the applicant shall  
15 mark the box associated with the above described statement  
16 included as part of the online application certifying that the  
17 statements set forth in this application are true and correct,  
18 and a signature is not required.

19 Any person may produce, reproduce, distribute, or return to  
20 an election authority the application for vote by mail ~~absentee~~  
21 ballot. Upon receipt, the appropriate election authority shall  
22 accept and promptly process any application for vote by mail  
23 ~~absentee~~ ballot submitted in a form substantially similar to  
24 that required by this Section, including any substantially  
25 similar production or reproduction generated by the applicant.

26 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13.)

1 (10 ILCS 5/19-4) (from Ch. 46, par. 19-4)

2 Sec. 19-4. Mailing or delivery of ballots; time.  
3 Immediately upon the receipt of such application either by mail  
4 or electronic means, not more than 90 ~~40~~ days nor less than 5  
5 days prior to such election, or by personal delivery not more  
6 than 90 ~~40~~ days nor less than one day prior to such election,  
7 at the office of such election authority, it shall be the duty  
8 of such election authority to examine the records to ascertain  
9 whether or not such applicant is lawfully entitled to vote as  
10 requested, including a verification of the applicant's  
11 signature by comparison with the signature on the official  
12 registration record card, and if found so to be entitled to  
13 vote, to post within one business day thereafter the name,  
14 street address, ward and precinct number or township and  
15 district number, as the case may be, of such applicant given on  
16 a list, the pages of which are to be numbered consecutively to  
17 be kept by such election authority for such purpose in a  
18 conspicuous, open and public place accessible to the public at  
19 the entrance of the office of such election authority, and in  
20 such a manner that such list may be viewed without necessity of  
21 requesting permission therefor. Within one day after posting  
22 the name and other information of an applicant for a vote by  
23 mail ~~an absentee~~ ballot, the election authority shall transmit  
24 by electronic means pursuant to a process established by the  
25 State Board of Elections that name and other posted information

1 to the State Board of Elections, which shall maintain those  
2 names and other information in an electronic format on its  
3 website, arranged by county and accessible to State and local  
4 political committees. Within 2 business days after posting a  
5 name and other information on the list within its office, but  
6 no sooner than 40 days before an election, the election  
7 authority shall mail, postage prepaid, or deliver in person in  
8 such office an official ballot or ballots if more than one are  
9 to be voted at said election. Mail delivery of Temporarily  
10 Absent Student ballot applications pursuant to Section 19-12.3  
11 shall be by nonforwardable mail. However, for the consolidated  
12 election, vote by mail ~~absentee~~ ballots for certain precincts  
13 may be delivered to applicants not less than 25 days before the  
14 election if so much time is required to have prepared and  
15 printed the ballots containing the names of persons nominated  
16 for offices at the consolidated primary. The election authority  
17 shall enclose with each vote by mail ~~absentee~~ ballot or  
18 application written instructions on how voting assistance  
19 shall be provided pursuant to Section 17-14 and a document,  
20 written and approved by the State Board of Elections, informing  
21 the vote by mail voter of the required postage for returning  
22 the application and ballot, and enumerating the circumstances  
23 under which a person is authorized to vote by vote by mail  
24 ~~absentee~~ ballot pursuant to this Article; such document shall  
25 also include a statement informing the applicant that if he or  
26 she falsifies or is solicited by another to falsify his or her

1 eligibility to cast a vote by mail ~~an absentee~~ ballot, such  
2 applicant or other is subject to penalties pursuant to Section  
3 29-10 and Section 29-20 of the Election Code. Each election  
4 authority shall maintain a list of the name, street address,  
5 ward and precinct, or township and district number, as the case  
6 may be, of all applicants who have returned vote by mail  
7 ~~absentee~~ ballots to such authority, and the name of such vote  
8 by mail ~~absent~~ voter shall be added to such list within one  
9 business day from receipt of such ballot. If the vote by mail  
10 ~~absentee~~ ballot envelope indicates that the voter was assisted  
11 in casting the ballot, the name of the person so assisting  
12 shall be included on the list. The list, the pages of which are  
13 to be numbered consecutively, shall be kept by each election  
14 authority in a conspicuous, open, and public place accessible  
15 to the public at the entrance of the office of the election  
16 authority and in a manner that the list may be viewed without  
17 necessity of requesting permission for viewing.

18 Each election authority shall maintain a list for each  
19 election of the voters to whom it has issued vote by mail  
20 ~~absentee~~ ballots. The list shall be maintained for each  
21 precinct within the jurisdiction of the election authority.  
22 Prior to the opening of the polls on election day, the election  
23 authority shall deliver to the judges of election in each  
24 precinct the list of registered voters in that precinct to whom  
25 vote by mail ~~absentee~~ ballots have been issued by mail.

26 Each election authority shall maintain a list for each

1 election of voters to whom it has issued temporarily absent  
2 student ballots. The list shall be maintained for each election  
3 jurisdiction within which such voters temporarily abide.  
4 Immediately after the close of the period during which  
5 application may be made by mail or electronic means for vote by  
6 mail ~~absentee~~ ballots, each election authority shall mail to  
7 each other election authority within the State a certified list  
8 of all such voters temporarily abiding within the jurisdiction  
9 of the other election authority.

10 In the event that the return address of an application for  
11 ballot by a physically incapacitated elector is that of a  
12 facility licensed or certified under the Nursing Home Care Act,  
13 the Specialized Mental Health Rehabilitation Act of 2013, or  
14 the ID/DD Community Care Act, within the jurisdiction of the  
15 election authority, and the applicant is a registered voter in  
16 the precinct in which such facility is located, the ballots  
17 shall be prepared and transmitted to a responsible judge of  
18 election no later than 9 a.m. on the Saturday, Sunday or Monday  
19 immediately preceding the election as designated by the  
20 election authority under Section 19-12.2. Such judge shall  
21 deliver in person on the designated day the ballot to the  
22 applicant on the premises of the facility from which  
23 application was made. The election authority shall by mail  
24 notify the applicant in such facility that the ballot will be  
25 delivered by a judge of election on the designated day.

26 All applications for vote by mail ~~absentee~~ ballots shall be



1 available at the office of the election authority for public  
2 inspection upon request from the time of receipt thereof by the  
3 election authority until 30 days after the election, except  
4 during the time such applications are kept in the office of the  
5 election authority pursuant to Section 19-7, and except during  
6 the time such applications are in the possession of the judges  
7 of election.

8 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-813,  
9 eff. 7-13-12; 98-104, eff. 7-22-13; 98-115, eff. 7-29-13;  
10 98-756, eff. 7-16-14.)

11 (10 ILCS 5/19-5) (from Ch. 46, par. 19-5)

12 Sec. 19-5. It shall be the duty of the election authority  
13 to fold the ballot or ballots in the manner specified by the  
14 statute for folding ballots prior to their deposit in the  
15 ballot box, and to enclose such ballot or ballots in an  
16 envelope unsealed to be furnished by him, which envelope shall  
17 bear upon the face thereof the name, official title and post  
18 office address of the election authority, and upon the other  
19 side a printed certification in substantially the following  
20 form:

21 I state that I am a resident of the .... precinct of the  
22 (1) \*township of .... (2) \*City of .... or (3) \*.... ward in  
23 the city of .... residing at .... in such city or town in the  
24 county of .... and State of Illinois, that I have lived at such  
25 address for .... months last past; and that I am lawfully

1 entitled to vote in such precinct at the .... election to be  
2 held on .....

3 \*fill in either (1), (2) or (3).

4 I further state that I personally marked the enclosed  
5 ballot in secret.

6 Under penalties of perjury as provided by law pursuant to  
7 Section 29-10 of The Election Code, the undersigned certifies  
8 that the statements set forth in this certification are true  
9 and correct.

10 .....

11 If the ballot is to go to an elector who is physically  
12 incapacitated and needs assistance marking the ballot, the  
13 envelope shall bear upon the back thereof a certification in  
14 substantially the following form:

15 I state that I am a resident of the .... precinct of the  
16 (1) \*township of .... (2) \*City of .... or (3) \*.... ward in  
17 the city of .... residing at .... in such city or town in the  
18 county of .... and State of Illinois, that I have lived at such  
19 address for .... months last past; that I am lawfully entitled  
20 to vote in such precinct at the .... election to be held on  
21 ....; that I am physically incapable of personally marking the  
22 ballot for such election.

23 \*fill in either (1), (2) or (3).

24 I further state that I marked the enclosed ballot in secret  
25 with the assistance of

26 .....

1 (Individual rendering assistance)

2 .....

3 (Residence Address)

4 Under penalties of perjury as provided by law pursuant to  
5 Section 29-10 of The Election Code, the undersigned certifies  
6 that the statements set forth in this certification are true  
7 and correct.

8 .....

9 In the case of a voter with a physical incapacity, marking  
10 a ballot in secret includes marking a ballot with the  
11 assistance of another individual, other than a candidate whose  
12 name appears on the ballot (unless the voter is the spouse or a  
13 parent, child, brother, or sister of the candidate), the  
14 voter's employer, an agent of that employer, or an officer or  
15 agent of the voter's union, when the voter's physical  
16 incapacity necessitates such assistance.

17 In the case of a physically incapacitated voter, marking a  
18 ballot in secret includes marking a ballot with the assistance  
19 of another individual, other than a candidate whose name  
20 appears on the ballot (unless the voter is the spouse or a  
21 parent, child, brother, or sister of the candidate), the  
22 voter's employer, an agent of that employer, or an officer or  
23 agent of the voter's union, when the voter's physical  
24 incapacity necessitates such assistance.

25 Provided, that if the ballot enclosed is to be voted at a  
26 primary election, the certification shall designate the name of

1 the political party with which the voter is affiliated.

2 In addition to the above, the election authority shall  
3 provide printed slips giving full instructions regarding the  
4 manner of marking and returning the ballot in order that the  
5 same may be counted, and shall furnish one of such printed  
6 slips to each of such applicants at the same time the ballot is  
7 delivered to him. Such instructions shall include the following  
8 statement: "In signing the certification on the vote by mail  
9 ~~absentee~~ ballot envelope, you are attesting that you personally  
10 marked this vote by mail ~~absentee~~ ballot in secret. If you are  
11 physically unable to mark the ballot, a friend or relative may  
12 assist you after completing the enclosed affidavit. Federal and  
13 State laws prohibit a candidate whose name appears on the  
14 ballot (unless you are the spouse or a parent, child, brother,  
15 or sister of the candidate), your employer, your employer's  
16 agent or an officer or agent of your union from assisting  
17 physically disabled voters."

18 In addition to the above, if a ballot to be provided to an  
19 elector pursuant to this Section contains a public question  
20 described in subsection (b) of Section 28-6 and the territory  
21 concerning which the question is to be submitted is not  
22 described on the ballot due to the space limitations of such  
23 ballot, the election authority shall provide a printed copy of  
24 a notice of the public question, which shall include a  
25 description of the territory in the manner required by Section  
26 16-7. The notice shall be furnished to the elector at the same

1 time the ballot is delivered to the elector.

2 (Source: P.A. 95-440, eff. 8-27-07; 96-553, eff. 8-17-09.)

3 (10 ILCS 5/19-6) (from Ch. 46, par. 19-6)

4 Sec. 19-6. Such vote by mail ~~absent~~ voter shall make and  
5 subscribe to the certifications provided for in the application  
6 and on the return envelope for the ballot, and such ballot or  
7 ballots shall be folded by such voter in the manner required to  
8 be folded before depositing the same in the ballot box, and be  
9 deposited in such envelope and the envelope securely sealed.  
10 The voter shall then endorse his certificate upon the back of  
11 the envelope and the envelope shall be mailed in person by such  
12 voter, postage prepaid, to the election authority issuing the  
13 ballot or, if more convenient, it may be delivered in person,  
14 by either the voter or by any person authorized by the voter ~~a~~  
15 ~~spouse, parent, child, brother or sister of the voter,~~ or by a  
16 company licensed as a motor carrier of property by the Illinois  
17 Commerce Commission under the Illinois Commercial  
18 Transportation Law, which is engaged in the business of making  
19 deliveries. It shall be unlawful for any person not the voter  
20 or a person authorized by the voter, ~~his or her spouse, parent,~~  
21 ~~child, brother, or sister, or a representative of a company~~  
22 ~~engaged in the business of making deliveries to the election~~  
23 ~~authority~~ to take the ballot and ballot envelope of a voter for  
24 deposit into the mail unless the ballot has been issued  
25 pursuant to application by a physically incapacitated elector

1 under Section 3-3 or a hospitalized voter under Section 19-13,  
 2 in which case any employee or person under the direction of the  
 3 facility in which the elector or voter is located may deposit  
 4 the ballot and ballot envelope into the mail. If the voter  
 5 authorized a person to deliver the ballot to the election  
 6 authority, the voter and the person authorized to deliver the  
 7 ballot shall complete the authorization printed on the exterior  
 8 envelope supplied by an election authority for the return of  
 9 the vote by mail ballot. The exterior of the envelope supplied  
 10 by an election authority for the return of the vote by mail  
 11 ballot shall include an authorization in substantially the  
 12 following form:

13 I ..... (voter) authorize ..... to take  
 14 the necessary steps to have this ballot delivered promptly to  
 15 the office of the election authority.

16 .....  
 17 \_\_\_\_\_  
 Date Signature of voter

18 .....  
 19 Printed Name of Authorized Delivery Agent

20 .....  
 21 Signature of Authorized Delivery Agency

1 .....  
.....

2 Date Delivered to the Election Authority

3 ~~If an absentee voter gives his ballot and ballot envelope to a~~  
4 ~~spouse, parent, child, brother or sister of the voter or to a~~  
5 ~~company which is engaged in the business of making deliveries~~  
6 ~~for delivery to the election authority, the voter shall give an~~  
7 ~~authorization form to the person making the delivery. The~~  
8 ~~person making the delivery shall present the authorization to~~  
9 ~~the election authority. The authorization shall be in~~  
10 ~~substantially the following form:~~

11 I ..... (absentee voter) authorize .....  
12 to take my ballot to the office of the election authority.

13 .....  
.....

14 \_\_\_\_\_ Date \_\_\_\_\_ Signature of voter

15 .....  
.....

16 \_\_\_\_\_ Hour \_\_\_\_\_ Address

17 .....  
.....

18 \_\_\_\_\_ Date \_\_\_\_\_ Signature of Authorized

19 \_\_\_\_\_ Individual

20 .....  
.....

21 \_\_\_\_\_ Hour \_\_\_\_\_ Relationship (if any)

22 (Source: P.A. 89-653, eff. 8-14-96.)

1 (10 ILCS 5/19-7) (from Ch. 46, par. 19-7)

2 Sec. 19-7. (a) Upon receipt of such vote by mail ~~absent~~  
3 voter's ballot, the election authority shall forthwith enclose  
4 the same unopened, together with the application made by said  
5 vote by mail ~~absent~~ voter in a large or carrier envelope which  
6 shall be securely sealed and endorsed with the name and  
7 official title of such officer and the words, "This envelope  
8 contains a vote by mail ~~an absent voter's~~ ballot and must be  
9 opened on election day," together with the number and  
10 description of the precinct in which said ballot is to be  
11 voted, and such officer shall thereafter safely keep the same  
12 in his office until counted by him as provided in the next  
13 section.

14 (b) Within one day after receipt of such vote by mail  
15 ~~absent~~ voter's ballot, the election authority shall transmit,  
16 by electronic means pursuant to a process established by the  
17 State Board of Elections, the voter's name, street address,  
18 e-mail address, and precinct, ward, township, and district  
19 numbers, as the case may be, to the State Board of Elections,  
20 which shall maintain those names and that information in an  
21 electronic format on its website, arranged by county and  
22 accessible to State and local political committees.

23 (Source: P.A. 98-115, eff. 7-29-13.)

24 (10 ILCS 5/19-8) (from Ch. 46, par. 19-8)

25 Sec. 19-8. Time and place of counting ballots.



1 (a) (Blank.)

2 (b) Each vote by mail ~~absent~~ voter's ballot returned to an  
3 election authority, by any means authorized by this Article,  
4 and received by that election authority before the closing of  
5 the polls on election day shall be endorsed by the receiving  
6 election authority with the day and hour of receipt and may be  
7 processed by the election authority beginning on the 15th day  
8 before election day ~~shall be counted~~ in the central ballot  
9 counting location of the election authority, but the results of  
10 the processing may not be counted until ~~on~~ the day of the  
11 election after 7:00 p.m., except as provided in subsections (g)  
12 and (g-5).

13 (c) Each vote by mail ~~absent~~ voter's ballot that is mailed  
14 to an election authority and postmarked no later than ~~by the~~  
15 ~~midnight preceding the opening of the polls on~~ election day,  
16 but that is received by the election authority after the polls  
17 close on election day and before the close of the period for  
18 counting provisional ballots cast at that election, shall be  
19 endorsed by the receiving authority with the day and hour of  
20 receipt and shall be counted at the central ballot counting  
21 location of the election authority during the period for  
22 counting provisional ballots.

23 Each vote by mail ~~absent~~ voter's ballot that is mailed to  
24 an election authority absent a postmark, but that is received  
25 by the election authority after the polls close on election day  
26 and before the close of the period for counting provisional

1 ballots cast at that election, shall be endorsed by the  
2 receiving authority with the day and hour of receipt, opened to  
3 inspect the date inserted on the certification, and, if the  
4 certification date is a date preceding the election day and the  
5 ballot is otherwise found to be valid under the requirements of  
6 this Section, counted at the central ballot counting location  
7 of the election authority during the period for counting  
8 provisional ballots. Absent a date on the certification, the  
9 ballot shall not be counted.

10 (d) Special write-in vote by mail ~~absentee~~ voter's blank  
11 ballots returned to an election authority, by any means  
12 authorized by this Article, and received by the election  
13 authority at any time before the closing of the polls on  
14 election day shall be endorsed by the receiving election  
15 authority with the day and hour of receipt and shall be counted  
16 at the central ballot counting location of the election  
17 authority during the same period provided for counting vote by  
18 mail ~~absent~~ voters' ballots under subsections (b), (g), and  
19 (g-5). Special write-in vote by mail ~~absentee~~ voter's blank  
20 ballots that are mailed to an election authority and postmarked  
21 no later than ~~by the midnight preceding the opening of the~~  
22 ~~polls on~~ election day, but that are received by the election  
23 authority after the polls close on election day and before the  
24 closing of the period for counting provisional ballots cast at  
25 that election, shall be endorsed by the receiving authority  
26 with the day and hour of receipt and shall be counted at the

1 central ballot counting location of the election authority  
2 during the same periods provided for counting vote by mail  
3 ~~absent~~ voters' ballots under subsection (c).

4 (e) Except as otherwise provided in this Section, vote by  
5 mail ~~absent~~ voters' ballots and special write-in vote by mail  
6 ~~absentee~~ voter's blank ballots received by the election  
7 authority after the closing of the polls on an election day  
8 shall be endorsed by the election authority receiving them with  
9 the day and hour of receipt and shall be safely kept unopened  
10 by the election authority for the period of time required for  
11 the preservation of ballots used at the election, and shall  
12 then, without being opened, be destroyed in like manner as the  
13 used ballots of that election.

14 (f) Counting required under this Section to begin on  
15 election day after the closing of the polls shall commence no  
16 later than 8:00 p.m. and shall be conducted by a panel or  
17 panels of election judges appointed in the manner provided by  
18 law. The counting shall continue until all vote by mail ~~absent~~  
19 voters' ballots and special write-in vote by mail ~~absentee~~  
20 voter's blank ballots required to be counted on election day  
21 have been counted.

22 (g) The procedures set forth in Articles 17 and 18 of this  
23 Code shall apply to all ballots counted under this Section. In  
24 addition, within 2 days after a vote by mail ~~an absentee~~  
25 ~~ballot, other than an in-person absentee ballot,~~ is received,  
26 but in all cases before the close of the period for counting

1 provisional ballots, the election judge or official shall  
2 compare the voter's signature on the certification envelope of  
3 that vote by mail ~~absentee~~ ballot with the signature of the  
4 voter on file in the office of the election authority. If the  
5 election judge or official determines that the 2 signatures  
6 match, and that the vote by mail ~~absentee~~ voter is otherwise  
7 qualified to cast a vote by mail ~~an absentee~~ ballot, the  
8 election authority shall cast and count the ballot on election  
9 day or the day the ballot is determined to be valid, whichever  
10 is later, adding the results to the precinct in which the voter  
11 is registered. If the election judge or official determines  
12 that the signatures do not match, or that the vote by mail  
13 ~~absentee~~ voter is not qualified to cast a vote by mail ~~an~~  
14 ~~absentee~~ ballot, then without opening the certification  
15 envelope, the judge or official shall mark across the face of  
16 the certification envelope the word "Rejected" and shall not  
17 cast or count the ballot.

18 In addition to the voter's signatures not matching, a vote  
19 by mail ~~an absentee~~ ballot may be rejected by the election  
20 judge or official:

21 (1) if the ballot envelope is open or has been opened  
22 and resealed;

23 (2) if the voter has already cast an early or grace  
24 period ballot;

25 (3) if the voter voted in person on election day or the  
26 voter is not a duly registered voter in the precinct; or

1 (4) on any other basis set forth in this Code.

2 If the election judge or official determines that any of  
3 these reasons apply, the judge or official shall mark across  
4 the face of the certification envelope the word "Rejected" and  
5 shall not cast or count the ballot.

6 (g-5) If a vote by mail ~~an absentee~~ ballot, ~~other than an~~  
7 ~~in person absentee ballot,~~ is rejected by the election judge or  
8 official for any reason, the election authority shall, within 2  
9 days after the rejection but in all cases before the close of  
10 the period for counting provisional ballots, notify the vote by  
11 mail ~~absentee~~ voter that his or her ballot was rejected. The  
12 notice shall inform the voter of the reason or reasons the  
13 ballot was rejected and shall state that the voter may appear  
14 before the election authority, on or before the 14th day after  
15 the election, to show cause as to why the ballot should not be  
16 rejected. The voter may present evidence to the election  
17 authority supporting his or her contention that the ballot  
18 should be counted. The election authority shall appoint a panel  
19 of 3 election judges to review the contested ballot,  
20 application, and certification envelope, as well as any  
21 evidence submitted by the vote by mail ~~absentee~~ voter. No more  
22 than 2 election judges on the reviewing panel shall be of the  
23 same political party. The reviewing panel of election judges  
24 shall make a final determination as to the validity of the  
25 contested vote by mail ~~absentee~~ ballot. The judges'  
26 determination shall not be reviewable either administratively

1 or judicially.

2 A vote by mail ~~An absentee~~ ballot subject to this  
3 subsection that is determined to be valid shall be counted  
4 before the close of the period for counting provisional  
5 ballots.

6 (g-10) All vote by mail ~~absentee~~ ballots determined to be  
7 valid shall be added to the vote totals for the precincts for  
8 which they were cast in the order in which the ballots were  
9 opened.

10 (h) Each political party, candidate, and qualified civic  
11 organization shall be entitled to have present one pollwatcher  
12 for each panel of election judges therein assigned.

13 (Source: P.A. 94-557, eff. 8-12-05; 94-1000, eff. 7-3-06;  
14 95-699, eff. 11-9-07.)

15 (10 ILCS 5/19-10) (from Ch. 46, par. 19-10)

16 Sec. 19-10. Pollwatchers may be appointed to observe early  
17 ~~in-person absentee~~ voting procedures and view all reasonably  
18 requested records relating to the conduct of the election,  
19 provided the secrecy of the ballot is not impinged, at the  
20 office of the election authority as well as at municipal,  
21 township or road district clerks' offices where such early  
22 ~~absentee~~ voting is conducted. Such pollwatchers shall qualify  
23 and be appointed in the same manner as provided in Sections  
24 7-34 and 17-23, except each candidate, political party or  
25 organization of citizens may appoint only one pollwatcher for

1 each location where early ~~in-person~~ absentee voting is  
2 conducted. Pollwatchers must be registered to vote in Illinois  
3 and possess valid pollwatcher credentials.

4 ~~In the polling place on election day, pollwatchers shall be~~  
5 ~~permitted to be present during the casting of the absent~~  
6 ~~voters' ballots and the vote of any absent voter may be~~  
7 ~~challenged for cause the same as if he were present and voted~~  
8 ~~in person, and the judges of the election or a majority thereof~~  
9 ~~shall have power and authority to hear and determine the~~  
10 ~~legality of such ballot; Provided, however, that if a challenge~~  
11 ~~to any absent voter's right to vote is sustained, notice of the~~  
12 ~~same must be given by the judges of election by mail addressed~~  
13 ~~to the voter's place of residence.~~

14 Where certain vote by mail ~~absent~~ voters' ballots are  
15 counted on the day of the election in the office of the  
16 election authority as provided in Section 19-8 of this Act,  
17 each political party, candidate and qualified civic  
18 organization shall be entitled to have present one pollwatcher  
19 for each panel of election judges therein assigned. Such  
20 pollwatchers shall be subject to the same provisions as are  
21 provided for pollwatchers in Sections 7-34 and 17-23 of this  
22 Code, and shall be permitted to observe the election judges  
23 making the signature comparison between that which is on the  
24 ballot envelope and that which is on the permanent voter  
25 registration record card taken from the master file.

26 (Source: P.A. 93-574, eff. 8-21-03; 94-645, eff. 8-22-05.)

1 (10 ILCS 5/19-12.1) (from Ch. 46, par. 19-12.1)

2 Sec. 19-12.1. Any qualified elector who has secured an  
3 Illinois Person with a Disability Identification Card in  
4 accordance with the Illinois Identification Card Act,  
5 indicating that the person named thereon has a Class 1A or  
6 Class 2 disability or any qualified voter who has a permanent  
7 physical incapacity of such a nature as to make it improbable  
8 that he will be able to be present at the polls at any future  
9 election, or any voter who is a resident of (i) a federally  
10 operated veterans' home, hospital, or facility located in  
11 Illinois or (ii) a facility licensed or certified pursuant to  
12 the Nursing Home Care Act, the Specialized Mental Health  
13 Rehabilitation Act of 2013, or the ID/DD Community Care Act and  
14 has a condition or disability of such a nature as to make it  
15 improbable that he will be able to be present at the polls at  
16 any future election, may secure a disabled voter's or nursing  
17 home resident's identification card, which will enable him to  
18 vote under this Article as a physically incapacitated or  
19 nursing home voter. For the purposes of this Section,  
20 "federally operated veterans' home, hospital, or facility"  
21 means the long-term care facilities at the Jesse Brown VA  
22 Medical Center, Illiana Health Care System, Edward Hines, Jr.  
23 VA Hospital, Marion VA Medical Center, and Captain James A.  
24 Lovell Federal Health Care Center.

25 Application for a disabled voter's or nursing home



1 resident's identification card shall be made either: (a) in  
2 writing, with voter's sworn affidavit, to the county clerk or  
3 board of election commissioners, as the case may be, and shall  
4 be accompanied by the affidavit of the attending physician  
5 specifically describing the nature of the physical incapacity  
6 or the fact that the voter is a nursing home resident and is  
7 physically unable to be present at the polls on election days;  
8 or (b) by presenting, in writing or otherwise, to the county  
9 clerk or board of election commissioners, as the case may be,  
10 proof that the applicant has secured an Illinois Person with a  
11 Disability Identification Card indicating that the person  
12 named thereon has a Class 1A or Class 2 disability. Upon the  
13 receipt of either the sworn-to application and the physician's  
14 affidavit or proof that the applicant has secured an Illinois  
15 Person with a Disability Identification Card indicating that  
16 the person named thereon has a Class 1A or Class 2 disability,  
17 the county clerk or board of election commissioners shall issue  
18 a disabled voter's or nursing home resident's identification  
19 card. Such identification cards shall be issued for a period of  
20 5 years, upon the expiration of which time the voter may secure  
21 a new card by making application in the same manner as is  
22 prescribed for the issuance of an original card, accompanied by  
23 a new affidavit of the attending physician. The date of  
24 expiration of such five-year period shall be made known to any  
25 interested person by the election authority upon the request of  
26 such person. Applications for the renewal of the identification

1 cards shall be mailed to the voters holding such cards not less  
2 than 3 months prior to the date of expiration of the cards.

3 Each disabled voter's or nursing home resident's  
4 identification card shall bear an identification number, which  
5 shall be clearly noted on the voter's original and duplicate  
6 registration record cards. In the event the holder becomes  
7 physically capable of resuming normal voting, he must surrender  
8 his disabled voter's or nursing home resident's identification  
9 card to the county clerk or board of election commissioners  
10 before the next election.

11 The holder of a disabled voter's or nursing home resident's  
12 identification card may make application by mail for an  
13 official ballot within the time prescribed by Section 19-2.  
14 Such application shall contain the same information as is  
15 included in the form of application for ballot by a physically  
16 incapacitated elector prescribed in Section 19-3 except that it  
17 shall also include the applicant's disabled voter's  
18 identification card number and except that it need not be sworn  
19 to. If an examination of the records discloses that the  
20 applicant is lawfully entitled to vote, he shall be mailed a  
21 ballot as provided in Section 19-4. The ballot envelope shall  
22 be the same as that prescribed in Section 19-5 for physically  
23 disabled voters, and the manner of voting and returning the  
24 ballot shall be the same as that provided in this Article for  
25 other vote by mail ~~absentee~~ ballots, except that a statement to  
26 be subscribed to by the voter but which need not be sworn to

1 shall be placed on the ballot envelope in lieu of the affidavit  
2 prescribed by Section 19-5.

3 Any person who knowingly subscribes to a false statement in  
4 connection with voting under this Section shall be guilty of a  
5 Class A misdemeanor.

6 For the purposes of this Section, "nursing home resident"  
7 includes a resident of (i) a federally operated veterans' home,  
8 hospital, or facility located in Illinois or (ii) a facility  
9 licensed under the ID/DD Community Care Act or the Specialized  
10 Mental Health Rehabilitation Act of 2013. For the purposes of  
11 this Section, "federally operated veterans' home, hospital, or  
12 facility" means the long-term care facilities at the Jesse  
13 Brown VA Medical Center, Illiana Health Care System, Edward  
14 Hines, Jr. VA Hospital, Marion VA Medical Center, and Captain  
15 James A. Lovell Federal Health Care Center.

16 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-275,  
17 eff. 1-1-12; 97-813, eff. 7-13-12; 97-1064, eff. 1-1-13;  
18 98-104, eff. 7-22-13.)

19 (10 ILCS 5/19-12.2) (from Ch. 46, par. 19-12.2)

20 Sec. 19-12.2. Voting by physically incapacitated electors  
21 who have made proper application to the election authority not  
22 later than 5 days before the regular primary and general  
23 election of 1980 and before each election thereafter shall be  
24 conducted on the premises of (i) federally operated veterans'  
25 homes, hospitals, and facilities located in Illinois or (ii)

1 facilities licensed or certified pursuant to the Nursing Home  
2 Care Act, the Specialized Mental Health Rehabilitation Act of  
3 2013, or the ID/DD Community Care Act for the sole benefit of  
4 residents of such homes, hospitals, and facilities. For the  
5 purposes of this Section, "federally operated veterans' home,  
6 hospital, or facility" means the long-term care facilities at  
7 the Jesse Brown VA Medical Center, Illiana Health Care System,  
8 Edward Hines, Jr. VA Hospital, Marion VA Medical Center, and  
9 Captain James A. Lovell Federal Health Care Center. Such voting  
10 shall be conducted during any continuous period sufficient to  
11 allow all applicants to cast their ballots between the hours of  
12 9 a.m. and 7 p.m. either on the Friday, Saturday, Sunday or  
13 Monday immediately preceding the regular election. This vote by  
14 mail ~~absentee~~ voting on one of said days designated by the  
15 election authority shall be supervised by two election judges  
16 who must be selected by the election authority in the following  
17 order of priority: (1) from the panel of judges appointed for  
18 the precinct in which such home, hospital, or facility is  
19 located, or from a panel of judges appointed for any other  
20 precinct within the jurisdiction of the election authority in  
21 the same ward or township, as the case may be, in which the  
22 home, hospital, or facility is located or, only in the case  
23 where a judge or judges from the precinct, township or ward are  
24 unavailable to serve, (3) from a panel of judges appointed for  
25 any other precinct within the jurisdiction of the election  
26 authority. The two judges shall be from different political

1 parties. Not less than 30 days before each regular election,  
2 the election authority shall have arranged with the chief  
3 administrative officer of each home, hospital, or facility in  
4 his or its election jurisdiction a mutually convenient time  
5 period on the Friday, Saturday, Sunday or Monday immediately  
6 preceding the election for such voting on the premises of the  
7 home, hospital, or facility and shall post in a prominent place  
8 in his or its office a notice of the agreed day and time period  
9 for conducting such voting at each home, hospital, or facility;  
10 provided that the election authority shall not later than noon  
11 on the Thursday before the election also post the names and  
12 addresses of those homes, hospitals, and facilities from which  
13 no applications were received and in which no supervised vote  
14 by mail ~~absentee~~ voting will be conducted. All provisions of  
15 this Code applicable to pollwatchers shall be applicable  
16 herein. To the maximum extent feasible, voting booths or  
17 screens shall be provided to insure the privacy of the voter.  
18 Voting procedures shall be as described in Article 17 of this  
19 Code, except that ballots shall be treated as vote by mail  
20 ~~absentee~~ ballots and shall not be counted until the close of  
21 the polls on the following day. After the last voter has  
22 concluded voting, the judges shall seal the ballots in an  
23 envelope and affix their signatures across the flap of the  
24 envelope. Immediately thereafter, the judges shall bring the  
25 sealed envelope to the office of the election authority who  
26 shall deliver such ballots to the election authority's central

1 ballot counting location prior to the closing of the polls on  
2 the day of election. The judges of election shall also report  
3 to the election authority the name of any applicant in the  
4 home, hospital, or facility who, due to unforeseen circumstance  
5 or condition or because of a religious holiday, was unable to  
6 vote. In this event, the election authority may appoint a  
7 qualified person from his or its staff to deliver the ballot to  
8 such applicant on the day of election. This staff person shall  
9 follow the same procedures prescribed for judges conducting  
10 vote by mail ~~absentee~~ voting in such homes, hospitals, or  
11 facilities and shall return the ballot to the central ballot  
12 counting location before the polls close. However, if the home,  
13 hospital, or facility from which the application was made is  
14 also used as a regular precinct polling place for that voter,  
15 voting procedures heretofore prescribed may be implemented by 2  
16 of the election judges of opposite party affiliation assigned  
17 to that polling place during the hours of voting on the day of  
18 the election. Judges of election shall be compensated not less  
19 than \$25.00 for conducting vote by mail ~~absentee~~ voting in such  
20 homes, hospitals, or facilities.

21 Not less than 120 days before each regular election, the  
22 Department of Public Health shall certify to the State Board of  
23 Elections a list of the facilities licensed or certified  
24 pursuant to the Nursing Home Care Act, the Specialized Mental  
25 Health Rehabilitation Act of 2013, or the ID/DD Community Care  
26 Act. The lists shall indicate the approved bed capacity and the

1 name of the chief administrative officer of each such home,  
2 hospital, or facility, and the State Board of Elections shall  
3 certify the same to the appropriate election authority within  
4 20 days thereafter.

5 (Source: P.A. 97-38, eff. 6-28-11; 97-227, eff. 1-1-12; 97-275,  
6 eff. 1-1-12; 97-813, eff. 7-13-12; 98-104, eff. 7-22-13.)

7 (10 ILCS 5/19-13) (from Ch. 46, par. 19-13)

8 Sec. 19-13. Any qualified voter who has been admitted to a  
9 hospital, nursing home, or rehabilitation center due to an  
10 illness or physical injury not more than 14 days before an  
11 election shall be entitled to personal delivery of a vote by  
12 mail ~~an absentee~~ ballot in the hospital, nursing home, or  
13 rehabilitation center subject to the following conditions:

14 (1) The voter completes the Application for Physically  
15 Incapacitated Elector as provided in Section 19-3, stating as  
16 reasons therein that he is a patient in ..... (name  
17 of hospital/home/center), ..... located at,  
18 ..... (address of hospital/home/center),  
19 ..... (county, city/village), was admitted for  
20 ..... (nature of illness or physical injury), on  
21 ..... (date of admission), and does not expect to be  
22 released from the hospital/home/center on or before the day of  
23 election or, if released, is expected to be homebound on the  
24 day of the election and unable to travel to the polling place.

25 (2) The voter's physician completes a Certificate of

1 Attending Physician in a form substantially as follows:

2 CERTIFICATE OF ATTENDING PHYSICIAN

3 I state that I am a physician, duly licensed to practice in  
4 the State of .....; that ..... is a patient in  
5 ..... (name of hospital/home/center), located at  
6 ..... (address of hospital/home/center),  
7 ..... (county, city/village); that such individual  
8 was admitted for ..... (nature of illness or physical  
9 injury), on ..... (date of admission); and that I have  
10 examined such individual in the State in which I am licensed to  
11 practice medicine and do not expect such individual to be  
12 released from the hospital/home/center on or before the day of  
13 election or, if released, to be able to travel to the polling  
14 place on election day.

15 Under penalties as provided by law pursuant to Section  
16 29-10 of The Election Code, the undersigned certifies that the  
17 statements set forth in this certification are true and  
18 correct.

19 (Signature) .....

20 (Date licensed) .....

21 (3) Any person who is registered to vote in the same  
22 precinct as the admitted voter or any legal relative of the  
23 admitted voter may present such voter's vote by mail ~~absentee~~  
24 ballot application, completed as prescribed in paragraph 1,  
25 accompanied by the physician's certificate, completed as  
26 prescribed in paragraph 2, to the election authority. Such



1 precinct voter or relative shall execute and sign an affidavit  
2 furnished by the election authority attesting that he is a  
3 registered voter in the same precinct as the admitted voter or  
4 that he is a legal relative of the admitted voter and stating  
5 the nature of the relationship. Such precinct voter or relative  
6 shall further attest that he has been authorized by the  
7 admitted voter to obtain his or her vote by mail ~~absentee~~  
8 ballot from the election authority and deliver such ballot to  
9 him in the hospital, home, or center.

10 Upon receipt of the admitted voter's application,  
11 physician's certificate, and the affidavit of the precinct  
12 voter or the relative, the election authority shall examine the  
13 registration records to determine if the applicant is qualified  
14 to vote and, if found to be qualified, shall provide the  
15 precinct voter or the relative the vote by mail ~~absentee~~ ballot  
16 for delivery to the applicant.

17 Upon receipt of the vote by mail ~~absentee~~ ballot, the  
18 admitted voter shall mark the ballot in secret and subscribe to  
19 the certifications on the vote by mail ~~absentee~~ ballot return  
20 envelope. After depositing the ballot in the return envelope  
21 and securely sealing the envelope, such voter shall give the  
22 envelope to the precinct voter or the relative who shall  
23 deliver it to the election authority in sufficient time for the  
24 ballot to be delivered by the election authority to the  
25 election authority's central ballot counting location before 7  
26 p.m. on election day.

1           Upon receipt of the admitted voter's vote by mail ~~absentee~~  
2 ballot, the ballot shall be counted in the manner prescribed in  
3 this Article.

4           (Source: P.A. 94-18, eff. 6-14-05; 94-1000, eff. 7-3-06;  
5 95-878, eff. 1-1-09.)

6           (10 ILCS 5/19-15)

7           Sec. 19-15. Precinct tabulation optical scan technology  
8 voting equipment. If the election authority has adopted the use  
9 of Precinct Tabulation Optical Scan Technology voting  
10 equipment pursuant to Article 24B of this Code, and the  
11 provisions of the Article are in conflict with the provisions  
12 of this Article 19, the provisions of Article 24B shall govern  
13 the procedures followed by the election authority, its judges  
14 of elections, and all employees and agents, provided that vote  
15 by mail ~~absentee~~ ballots are counted at the election  
16 authority's central ballot counting location. In following the  
17 provisions of Article 24B, the election authority is authorized  
18 to develop and implement procedures to fully utilize Precinct  
19 Tabulation Optical Scan Technology voting equipment, at the  
20 central ballot counting location, authorized by the State Board  
21 of Elections as long as the procedure is not in conflict with  
22 either Article 24B or the administrative rules of the State  
23 Board of Elections.

24           (Source: P.A. 94-1000, eff. 7-3-06.)

1 (10 ILCS 5/19-20)

2 Sec. 19-20. Report on vote by mail ~~absentee~~ ballots. This  
3 Section applies to vote by mail ~~absentee~~ ballots ~~other than~~  
4 ~~in-person absentee ballots.~~

5 On or before the 21st day after an election, each election  
6 authority shall transmit to the State Board of Elections the  
7 following information with respect to that election:

8 (1) The number, by precinct, of vote by mail ~~absentee~~  
9 ballots requested, provided, and counted.

10 (2) The number of rejected vote by mail ~~absentee~~  
11 ballots.

12 (3) The number of voters seeking review of rejected  
13 vote by mail ~~absentee~~ ballots pursuant to subsection (g-5)  
14 of Section 19-8.

15 (4) The number of vote by mail ~~absentee~~ ballots counted  
16 following review pursuant to subsection (g-5) of Section  
17 19-8.

18 On or before the 28th day after an election, the State Board of  
19 Elections shall compile the information received under this  
20 Section with respect to that election and make that information  
21 available to the public.

22 (Source: P.A. 94-1000, eff. 7-3-06.)

23 (10 ILCS 5/19A-10)

24 Sec. 19A-10. Permanent polling places for early voting.

25 (a) An election authority may establish permanent polling

1 places for early voting by personal appearance at locations  
2 throughout the election authority's jurisdiction, including  
3 but not limited to a municipal clerk's office, a township  
4 clerk's office, a road district clerk's office, or a county or  
5 local public agency office. ~~Any Except as otherwise provided in~~  
6 ~~subsection (b),~~ any person entitled to vote early by personal  
7 appearance may do so at any polling place established for early  
8 voting.

9 (b) (Blank). ~~If it is impractical for the election~~  
10 ~~authority to provide at each polling place for early voting a~~  
11 ~~ballot in every form required in the election authority's~~  
12 ~~jurisdiction, the election authority may:~~

13 ~~(1) provide appropriate forms of ballots to the office~~  
14 ~~of the municipal clerk in a municipality not having a board~~  
15 ~~of election commissioners; the township clerk; or in~~  
16 ~~counties not under township organization, the road~~  
17 ~~district clerk; and~~

18 ~~(2) limit voting at that polling place to registered~~  
19 ~~voters in that municipality, ward or group of wards,~~  
20 ~~township, or road district.~~

21 ~~If the early voting polling place does not have the correct~~  
22 ~~ballot form for a person seeking to vote early, the election~~  
23 ~~judge or election official conducting early voting at that~~  
24 ~~polling place shall inform the person of that fact, give the~~  
25 ~~person the appropriate telephone number of the election~~  
26 ~~authority in order to locate an early voting polling place with~~

1 ~~the correct ballot form for use in that person's assigned~~  
2 ~~precinct, and instruct the person to go to the proper early~~  
3 ~~voting polling place to vote early.~~

4 (c) During each general primary and general election, each  
5 election authority in a county with a population over 250,000  
6 shall establish at least one permanent polling place for early  
7 voting by personal appearance at a location within each of the  
8 3 largest municipalities within its jurisdiction. If any of the  
9 3 largest municipalities is over 80,000, the election authority  
10 shall establish at least 2 permanent polling places within the  
11 municipality. All population figures shall be determined by the  
12 federal census.

13 (d) During each general primary and general election, each  
14 board of election commissioners established under Article 6 of  
15 this Code in any city, village, or incorporated town with a  
16 population over 100,000 shall establish at least 2 permanent  
17 polling places for early voting by personal appearance. All  
18 population figures shall be determined by the federal census.

19 (e) During each general primary and general election, each  
20 election authority in a county with a population of over  
21 100,000 but under 250,000 persons shall establish at least one  
22 permanent polling place for early voting by personal  
23 appearance. The location for early voting may be the election  
24 authority's main office or another location designated by the  
25 election authority. The election authority may designate  
26 additional sites for early voting by personal appearance. All

1 population figures shall be determined by the federal census.

2 (f) No permanent polling place required by this Section  
3 shall be located within 1.5 miles from another permanent  
4 polling place required by this Section, unless such permanent  
5 polling place is within a municipality with a population of  
6 500,000 or more.

7 (Source: P.A. 98-691, eff. 7-1-14.)

8 (10 ILCS 5/19A-15)

9 Sec. 19A-15. Period for early voting; hours.

10 (a) The period for early voting by personal appearance  
11 begins the 40th 15th day preceding a general primary,  
12 consolidated primary, consolidated, or general election and  
13 extends through the end of the 3rd day before election day,  
14 ~~except that for the 2014 general election the period for early~~  
15 ~~voting by personal appearance shall extend through the 2nd day~~  
16 ~~before election day.~~

17 (b) Except as otherwise provided by this Section, a  
18 permanent polling place for early voting must remain open  
19 beginning the 15th day before an election through the end of  
20 the day before election day during the hours of 8:30 a.m. to  
21 4:30 p.m., or 9:00 a.m. to 5:00 p.m., on weekdays, except that  
22 beginning 8 days before election day, a permanent polling place  
23 for early voting must remain open during the hours of 8:30 a.m.  
24 to 7:00 p.m., or 9:00 a.m. to 7:00 p.m., and 9:00 a.m. to 12:00  
25 p.m. on Saturdays and holidays, and 10:00 a.m. to 4 p.m. 12:00

1 ~~p.m. to 3:00 p.m.~~ on Sundays; except that, in addition to the  
2 hours required by this subsection, a permanent ~~early voting~~  
3 polling place designated by an election authority under  
4 subsections subsection (c), (d), and (e) of Section 19A-10 must  
5 remain open for a total of at least 8 hours on any holiday  
6 during the early voting period and a total of at least 14 hours  
7 on the final weekend during the early voting period. ~~For the~~  
8 ~~2014 general election, a permanent polling place for early~~  
9 ~~voting must remain open during the hours of 8:30 a.m. to 4:30~~  
10 ~~p.m. or 9:00 a.m. to 5:00 p.m. on weekdays, except that~~  
11 ~~beginning 8 days before election day, a permanent polling place~~  
12 ~~for early voting must remain open during the hours of 8:30 a.m.~~  
13 ~~to 7:00 p.m., or 9:00 a.m. to 7:00 p.m.. For the 2014 general~~  
14 ~~election, a permanent polling place for early voting shall~~  
15 ~~remain open during the hours of 9:00 a.m. to 12:00 p.m. on~~  
16 ~~Saturdays and 10:00 a.m. to 4:00 p.m. on Sundays; except that,~~  
17 ~~in addition to the hours required by this subsection (b), a~~  
18 ~~permanent early voting place designated by an election~~  
19 ~~authority under subsection (c) of Section 19A 10 must remain~~  
20 ~~open for a total of at least 14 hours on the final weekend~~  
21 ~~during the early voting period.~~

22 (c) Notwithstanding subsection ~~subsections (a) and (b)~~, an  
23 election authority may close an early voting polling place if  
24 the building in which the polling place is located has been  
25 closed by the State or unit of local government in response to  
26 a severe weather emergency or other force majeure. ~~In the event~~

1 ~~of a closure, the election authority shall conduct early voting~~  
2 ~~on the 2nd day before election day from 8:30 a.m. to 4:30 p.m.~~  
3 ~~or 9:00 a.m. to 5:00 p.m.~~ The election authority shall notify  
4 the State Board of Elections of any closure and shall make  
5 reasonable efforts to provide notice to the public of an  
6 alternative location for early voting ~~the extended early voting~~  
7 ~~period.~~

8 (d) (Blank). ~~Notwithstanding subsections (a) and (b), in~~  
9 ~~2013 only, an election authority may close an early voting~~  
10 ~~place on Good Friday, Holy Saturday, and Easter Sunday,~~  
11 ~~provided that the early voting place remains open 2 hours later~~  
12 ~~on April 3, 4, and 5 of 2013. The election authority shall~~  
13 ~~notify the State Board of Elections of any closure and shall~~  
14 ~~provide notice to the public of the closure and the extended~~  
15 ~~hours during the final week.~~

16 (Source: P.A. 97-81, eff. 7-5-11; 97-766, eff. 7-6-12; 98-4,  
17 eff. 3-12-13; 98-115, eff. 7-29-13; 98-691, eff. 7-1-14.)

18 (10 ILCS 5/19A-25)

19 Sec. 19A-25. Schedule of locations and times for early  
20 voting.

21 (a) The election authority shall publish during the week  
22 before the period for early voting and at least once each week  
23 during the period for early voting in a newspaper of general  
24 circulation in the election authority's jurisdiction a  
25 schedule stating:



1           (1) the location of each permanent and temporary  
2           polling place for early voting and the precincts served by  
3           each location; and

4           (2) the dates and hours that early voting will be  
5           conducted at each location.

6           (b) The election authority shall post a copy of the  
7           schedule at any office or other location that is to be used as  
8           a polling place for early voting. The schedule must be posted  
9           continuously for a period beginning not later than the 10th ~~5th~~  
10          day before the first day of the period for early voting by  
11          personal appearance and ending on the last day of that period.

12          (c) The election authority must make copies of the schedule  
13          available to the public in reasonable quantities without charge  
14          during the period of posting.

15          (d) If the election authority maintains a website, it shall  
16          make the schedule available on its website.

17          (e) No additional permanent polling places for early voting  
18          may be established after the schedule is published under this  
19          Section. Additional temporary locations may be established  
20          after the schedule is published, provided that the location is  
21          open to all eligible voters. The location, dates, and hours  
22          shall be reported to the State Board of Elections and posted on  
23          the election authority's website.

24          (f) At least 10 days before the period for early voting  
25          begins, each election authority shall provide the State Board  
26          of Elections with a list of all early voting sites and the

1 hours each site will be open.

2 (Source: P.A. 94-645, eff. 8-22-05.)

3 (10 ILCS 5/19A-35)

4 Sec. 19A-35. Procedure for voting.

5 (a) Not more than 23 days before the start of the election,  
6 the county clerk shall make available to the election official  
7 conducting early voting by personal appearance a sufficient  
8 number of early ballots, envelopes, and printed voting  
9 instruction slips for the use of early voters. The election  
10 official shall receipt for all ballots received and shall  
11 return unused or spoiled ballots at the close of the early  
12 voting period to the county clerk and must strictly account for  
13 all ballots received. The ballots delivered to the election  
14 official must include early ballots for each precinct in the  
15 election authority's jurisdiction and must include separate  
16 ballots for each political subdivision conducting an election  
17 of officers or a referendum at that election.

18 (b) In conducting early voting under this Article, the  
19 election judge or official is required to verify the signature  
20 of the early voter by comparison with the signature on the  
21 official registration card, and the judge or official must  
22 verify (i) ~~(i) the identity of the applicant,~~ ~~(ii)~~ that the  
23 applicant is a registered voter, (ii) ~~(iii)~~ the precinct in  
24 which the applicant is registered, and (iii) ~~(iv)~~ the proper  
25 ballots of the political subdivision in which the applicant

1 resides and is entitled to vote before providing an early  
2 ballot to the applicant. ~~Except for during the 2014 general~~  
3 ~~election, the applicant's identity must be verified by the~~  
4 ~~applicant's presentation of an Illinois driver's license, a~~  
5 ~~non driver identification card issued by the Illinois~~  
6 ~~Secretary of State, a photo identification card issued by a~~  
7 ~~university or college, or another government issued~~  
8 ~~identification document containing the applicant's photograph.~~  
9 The election judge or official must verify the applicant's  
10 registration from the most recent poll list provided by the  
11 election authority, and if the applicant is not listed on that  
12 poll list, by telephoning the office of the election authority.

13 (b-5) A person requesting an early voting ballot to whom a  
14 vote by mail ~~an absentee~~ ballot was issued may vote early if  
15 the person submits that vote by mail ~~absentee~~ ballot to the  
16 judges of election or official conducting early voting for  
17 cancellation. If the voter is unable to submit the vote by mail  
18 ~~absentee~~ ballot, it shall be sufficient for the voter to submit  
19 to the judges or official (i) a portion of the vote by mail  
20 ~~absentee~~ ballot if the vote by mail ~~absentee~~ ballot was torn or  
21 mutilated or (ii) an affidavit executed before the judges or  
22 official specifying that (A) the voter never received a vote by  
23 mail ~~an absentee~~ ballot or (B) the voter completed and returned  
24 a vote by mail ~~an absentee~~ ballot and was informed that the  
25 election authority did not receive that vote by mail ~~absentee~~  
26 ballot.

1           (b-10) Within one day after a voter casts an early voting  
2 ballot, the election authority shall transmit the voter's name,  
3 street address, and precinct, ward, township, and district  
4 numbers, as the case may be, to the State Board of Elections,  
5 which shall maintain those names and that information in an  
6 electronic format on its website, arranged by county and  
7 accessible to State and local political committees.

8           (b-15) Immediately after voting an early ballot, the voter  
9 shall be instructed whether the voting equipment accepted or  
10 rejected the ballot or identified that ballot as under-voted  
11 for a statewide constitutional office. A voter whose ballot is  
12 identified as under-voted may return to the voting booth and  
13 complete the voting of that ballot. A voter whose early voting  
14 ballot is not accepted by the voting equipment may, upon  
15 surrendering the ballot, request and vote another early voting  
16 ballot. The voter's surrendered ballot shall be initialed by  
17 the election judge or official conducting the early voting and  
18 handled as provided in the appropriate Article governing the  
19 voting equipment used.

20           (c) The sealed early ballots in their carrier envelope  
21 shall be delivered by the election authority to the central  
22 ballot counting location before the close of the polls on the  
23 day of the election.

24           (Source: P.A. 98-691, eff. 7-1-14.)

1           Sec. 19A-75. Early voting in jurisdictions using Direct  
2 Recording Electronic Voting Systems under Article 24C.  
3 Election authorities that have adopted for use Direct Recording  
4 Electronic Voting Systems under Article 24C may either use  
5 those voting systems to conduct early voting or, so long as at  
6 least one Direct Recording Electronic Voting System device is  
7 available at each early voting polling place, use whatever  
8 method the election authority uses for vote by mail ~~absentee~~  
9 balloting ~~conducted by mail~~; provided that no early ballots are  
10 counted before the polls close on election day.

11       (Source: P.A. 94-645, eff. 8-22-05.)

12           (10 ILCS 5/20-1) (from Ch. 46, par. 20-1)

13           Sec. 20-1. The following words and phrases contained in  
14 this Article shall be construed as follows:

15           1. "Territorial limits of the United States" means each of  
16 the several States of the United States and includes the  
17 District of Columbia, the Commonwealth of Puerto Rico, Guam and  
18 the Virgin Islands; but does not include American Samoa, the  
19 Canal Zone, the Trust Territory of the Pacific Islands or any  
20 other territory or possession of the United States.

21           2. "Member of the United States Service" means (a) members  
22 of the Armed Forces while on active duty and their spouses and  
23 dependents of voting age when residing with or accompanying  
24 them, (b) members of the Merchant Marine of the United States  
25 and their spouses and dependents when residing with or

1 accompanying them and (c) United States government employees  
2 serving outside the territorial limits of the United States.

3 3. "Citizens of the United States temporarily residing  
4 outside the territorial limits of the United States" means  
5 civilian citizens of the United States and their spouses and  
6 dependents of voting age when residing with or accompanying  
7 them, who maintain a precinct residence in a county in this  
8 State and whose intent to return may be ascertained.

9 4. "Non-Resident Civilian Citizens" means civilian  
10 citizens of the United States (a) who reside outside the  
11 territorial limits of the United States, (b) who had maintained  
12 a precinct residence in a county in this State immediately  
13 prior to their departure from the United States, (c) who do not  
14 maintain a residence and are not registered to vote in any  
15 other State, and (d) whose intent to return to this State may  
16 be uncertain.

17 5. "Official postcard" means the postcard application for  
18 registration to vote or for a vote by mail ~~an absentee~~ ballot  
19 in the form provided in Section 204(c) of the Federal Voting  
20 Rights Act of 1955, as amended (42 U.S.C. 1973cc-14(c)).

21 6. "Federal office" means the offices of President and  
22 Vice-President of the United States, United States Senator,  
23 Representative in Congress, delegates and alternate delegates  
24 to the national nominating conventions and candidates for the  
25 Presidential Preference Primary.

26 7. "Federal election" means any general, primary or special

1 election at which candidates are nominated or elected to  
2 Federal office.

3 8. "Dependent", for purposes of this Article, shall mean a  
4 father, mother, brother, sister, son or daughter.

5 9. "Electronic transmission" includes, but is not limited  
6 to, transmission by electronic mail or the Internet.

7 (Source: P.A. 96-1004, eff. 1-1-11.)

8 (10 ILCS 5/20-2) (from Ch. 46, par. 20-2)

9 Sec. 20-2. Any member of the United States Service,  
10 otherwise qualified to vote, who expects in the course of his  
11 duties to be absent from the county in which he resides on the  
12 day of holding any election may make application for a vote by  
13 mail ~~an absentee~~ ballot to the election authority having  
14 jurisdiction over his precinct of residence on the official  
15 postcard or on a form furnished by the election authority as  
16 prescribed by Section 20-3 of this Article not less than 10  
17 days before the election. A request pursuant to this Section  
18 shall entitle the applicant to a vote by mail ~~an absentee~~  
19 ballot for every election in one calendar year. The original  
20 application for ballot shall be kept in the office of the  
21 election authority for one year as authorization to send a  
22 ballot to the voter for each election to be held within that  
23 calendar year. A certified copy of such application for ballot  
24 shall be sent each election with the vote by mail ~~absentee~~  
25 ballot to the election authority's central ballot counting

1 location to be used in lieu of the original application for  
2 ballot. No registration shall be required in order to vote  
3 pursuant to this Section.

4 Ballots under this Section shall be mailed by the election  
5 authority in the manner prescribed by Section 20-5 of this  
6 Article and not otherwise. Ballots voted under this Section  
7 must be returned postmarked no later than midnight preceding  
8 election day and received for counting at the central ballot  
9 counting location of the election authority during the period  
10 for counting provisional ballots, the last day of which is the  
11 14th day following election day.

12 (Source: P.A. 96-312, eff. 1-1-10.)

13 (10 ILCS 5/20-2.1) (from Ch. 46, par. 20-2.1)

14 Sec. 20-2.1. Citizens of the United States temporarily  
15 residing outside the territorial limits of the United States  
16 who are not registered but otherwise qualified to vote and who  
17 expect to be absent from their county of residence during the  
18 periods of voter registration provided for in Articles 4, 5 or  
19 6 of this Code and on the day of holding any election, may make  
20 simultaneous application to the election authority having  
21 jurisdiction over their precinct of residence for ~~an absentee~~  
22 registration by mail and vote by mail ~~absentee~~ ballot not less  
23 than 30 days before the election. Such application may be made  
24 on the official postcard or on a form furnished by the election  
25 authority as prescribed by Section 20-3 of this Article or by



1 facsimile or electronic transmission. A request pursuant to  
2 this Section shall entitle the applicant to a vote by mail ~~an~~  
3 ~~absentee~~ ballot for every election in one calendar year. The  
4 original application for ballot shall be kept in the office of  
5 the election authority for one year as authorization to send a  
6 ballot to the voter for each election to be held within that  
7 calendar year. A certified copy of such application for ballot  
8 shall be sent each election with the vote by mail ~~absentee~~  
9 ballot to the election authority's central ballot counting  
10 location to be used in lieu of the original application for  
11 ballot.

12 Registration shall be required in order to vote pursuant to  
13 this Section. However, if the election authority receives one  
14 of such applications after 30 days but not less than 10 days  
15 before a Federal election, said applicant shall be sent a  
16 ballot containing the Federal offices only and registration for  
17 that election shall be waived.

18 Ballots under this Section shall be delivered by the  
19 election authority in the manner prescribed by Section 20-5 of  
20 this Article in person, by mail, or, if requested by the  
21 applicant and the election authority has the capability, by  
22 facsimile transmission or by electronic transmission.

23 Ballots voted under this Section must be returned  
24 postmarked no later than midnight preceding election day and  
25 received for counting at the central ballot counting location  
26 of the election authority during the period for counting

1 provisional ballots, the last day of which is the 14th day  
2 following election day.

3 (Source: P.A. 96-312, eff. 1-1-10; 96-1004, eff. 1-1-11.)

4 (10 ILCS 5/20-2.2) (from Ch. 46, par. 20-2.2)

5 Sec. 20-2.2. Any non-resident civilian citizen, otherwise  
6 qualified to vote, may make application to the election  
7 authority having jurisdiction over his precinct of former  
8 residence for a vote by mail ~~an absentee~~ ballot containing the  
9 Federal offices only not less than 10 days before a Federal  
10 election. Such application may be made on the official postcard  
11 or by facsimile or electronic transmission. A request pursuant  
12 to this Section shall entitle the applicant to a vote by mail  
13 ~~an absentee~~ ballot for every election in one calendar year at  
14 which Federal offices are filled. The original application for  
15 ballot shall be kept in the office of the election authority  
16 for one year as authorization to send a ballot to the voter for  
17 each election to be held within that calendar year at which  
18 Federal offices are filled. A certified copy of such  
19 application for ballot shall be sent each election with the  
20 vote by mail ~~absentee~~ ballot to the election authority's  
21 central ballot counting location to be used in lieu of the  
22 original application for ballot. No registration shall be  
23 required in order to vote pursuant to this Section. Ballots  
24 under this Section shall be delivered by the election authority  
25 in the manner prescribed by Section 20-5 of this Article in

1 person, by mail, or, if requested by the applicant and the  
2 election authority has the capability, by facsimile  
3 transmission or by electronic transmission. Ballots voted  
4 under this Section must be returned postmarked no later than  
5 midnight preceding election day and received for counting at  
6 the central ballot counting location of the election authority  
7 during the period for counting provisional ballots, the last  
8 day of which is the 14th day following election day.

9 (Source: P.A. 96-312, eff. 1-1-10; 96-1004, eff. 1-1-11.)

10 (10 ILCS 5/20-2.3) (from Ch. 46, par. 20-2.3)

11 Sec. 20-2.3. Members of the Armed Forces and their spouses  
12 and dependents. Any member of the United States Armed Forces  
13 while on active duty, and his or her spouse and dependents,  
14 otherwise qualified to vote, who expects in the course of his  
15 or her duties to be absent from the county in which he or she  
16 resides on the day of holding any election, in addition to any  
17 other method of making application for vote by mail ~~an absentee~~  
18 ballot under this Article, may make application for a vote by  
19 mail ~~an absentee~~ ballot to the election authority having  
20 jurisdiction over his or her precinct of residence by a  
21 facsimile machine or electronic transmission not less than 10  
22 days before the election.

23 Ballots under this Section shall be delivered by the  
24 election authority in the manner prescribed by Section 20-5 of  
25 this Article in person, by mail, or, if requested by the

1 applicant and the election authority has the capability, by  
2 facsimile transmission or by electronic transmission. Ballots  
3 voted under this Section must be returned postmarked no later  
4 than midnight preceding election day and received for counting  
5 at the central ballot counting location of the election  
6 authority during the period for counting provisional ballots,  
7 the last day of which is the 14th day following election day.

8 (Source: P.A. 96-312, eff. 1-1-10; 96-512, eff. 1-1-10;  
9 96-1000, eff. 7-2-10; 96-1004, eff. 1-1-11.)

10 (10 ILCS 5/20-3) (from Ch. 46, par. 20-3)

11 Sec. 20-3. The election authority shall furnish the  
12 following applications for ~~absentee~~ registration by mail or  
13 vote by mail ~~absentee~~ ballot which shall be considered a method  
14 of application in lieu of the official postcard.

15 1. Members of the United States Service, citizens of the  
16 United States temporarily residing outside the territorial  
17 limits of the United States, and certified program participants  
18 under the Address Confidentiality for Victims of Domestic  
19 Violence Act may make application within the periods prescribed  
20 in Sections 20-2 or 20-2.1, as the case may be. Such  
21 application shall be substantially in the following form:

22 "APPLICATION FOR BALLOT

23 To be voted at the..... election in the precinct in  
24 which is located my residence at....., in the  
25 city/village/township of .....(insert home address)

1 County of..... and State of Illinois.

2 I state that I am a citizen of the United States; that on  
3 (insert date of election) I shall have resided in the State of  
4 Illinois and in the election precinct for 30 days; that on the  
5 above date I shall be the age of 18 years or above; that I am  
6 lawfully entitled to vote in such precinct at that election;  
7 that I am (check category 1, 2, or 3 below):

8 1. ( ) a member of the United States Service,

9 2. ( ) a citizen of the United States temporarily residing  
10 outside the territorial limits of the United States and that I  
11 expect to be absent from the said county of my residence on the  
12 date of holding such election, and that I will have no  
13 opportunity to vote in person on that day.

14 3. ( ) a certified program participant under the Address  
15 Confidentiality for Victims of Domestic Violence Act.

16 I hereby make application for an official ballot or ballots  
17 to be voted by me at such election if I am absent from the said  
18 county of my residence, and I agree that I shall return said  
19 ballot or ballots to the election authority postmarked no later  
20 than midnight preceding election day, for counting no later  
21 than during the period for counting provisional ballots, the  
22 last day of which is the 14th day following election day or  
23 shall destroy said ballot or ballots.

24 (Check below only if category 2 or 3 and not previously  
25 registered)

26 ( ) I hereby make application to become registered as a

1 voter and agree to return the forms and affidavits for  
2 registration to the election authority not later than 30 days  
3 before the election.

4 Under penalties as provided by law pursuant to Article 29  
5 of The Election Code, the undersigned certifies that the  
6 statements set forth in this application are true and correct.

7 .....

8 Post office address or service address to which  
9 registration materials or ballot should be mailed

10 .....

11 .....

12 .....

13 ....."

14 If application is made for a primary election ballot, such  
15 application shall designate the name of the political party  
16 with which the applicant is affiliated.

17 Such applications may be obtained from the election  
18 authority having jurisdiction over the person's precinct of  
19 residence.

20 2. A spouse or dependent of a member of the United States  
21 Service, said spouse or dependent being a registered voter in  
22 the county, may make application on behalf of said person in  
23 the office of the election authority within the periods  
24 prescribed in Section 20-2 which shall be substantially in the  
25 following form:

26 "APPLICATION FOR BALLOT to be voted at the..... election

1 in the precinct in which is located the residence of the person  
2 for whom this application is made at.....(insert  
3 residence address) in the city/village/township of.....  
4 County of..... and State of Illinois.

5 I certify that the following named person.....  
6 (insert name of person) is a member of the United States  
7 Service.

8 I state that said person is a citizen of the United States;  
9 that on (insert date of election) said person shall have  
10 resided in the State of Illinois and in the election precinct  
11 for which this application is made for 30 days; that on the  
12 above date said person shall be the age of 18 years or above;  
13 that said person is lawfully entitled to vote in such precinct  
14 at that election; that said person is a member of the United  
15 States Service, and that in the course of his duties said  
16 person expects to be absent from his county of residence on the  
17 date of holding such election, and that said person will have  
18 no opportunity to vote in person on that day.

19 I hereby make application for an official ballot or ballots  
20 to be voted by said person at such election and said person  
21 agrees that he shall return said ballot or ballots to the  
22 election authority postmarked no later than midnight preceding  
23 election day, for counting no later than during the period for  
24 counting provisional ballots, the last day of which is the 14th  
25 day following election day, or shall destroy said ballot or  
26 ballots.

1 I hereby certify that I am the (mother, father, sister,  
 2 brother, husband or wife) of the said elector, and that I am a  
 3 registered voter in the election precinct for which this  
 4 application is made. (Strike all but one that is applicable.)

5 Under penalties as provided by law pursuant to Article 29  
 6 of The Election Code, the undersigned certifies that the  
 7 statements set forth in this application are true and correct.

8 Name of applicant .....

9 Residence address .....

10 City/village/township.....

11 Service address to which ballot should be mailed:  
 12 .....  
 13 .....  
 14 .....  
 15 ....."

16 If application is made for a primary election ballot, such  
 17 application shall designate the name of the political party  
 18 with which the person for whom application is made is  
 19 affiliated.

20 Such applications may be obtained from the election  
 21 authority having jurisdiction over the voting precinct in which  
 22 the person for whom application is made is entitled to vote.

23 (Source: P.A. 96-312, eff. 1-1-10.)

24 (10 ILCS 5/20-4) (from Ch. 46, par. 20-4)  
 25 Sec. 20-4. Immediately upon the receipt of the official



1 postcard or an application as provided in Section 20-3 within  
2 the times heretofore prescribed, the election authority shall  
3 ascertain whether or not such applicant is legally entitled to  
4 vote as requested, including verification of the applicant's  
5 signature by comparison with the signature on the official  
6 registration record card, if any. If the election authority  
7 ascertains that the applicant is lawfully entitled to vote, it  
8 shall enter the name, street address, ward and precinct number  
9 of such applicant on a list to be posted in his or its office in  
10 a place accessible to the public. Within one day after posting  
11 the name and other information of an applicant for a ballot,  
12 the election authority shall transmit that name and posted  
13 information to the State Board of Elections, which shall  
14 maintain the names and other information in an electronic  
15 format on its website, arranged by county and accessible to  
16 State and local political committees. As soon as the official  
17 ballot is prepared the election authority shall immediately  
18 deliver the same to the applicant in person, by mail, by  
19 facsimile transmission, or by electronic transmission as  
20 provided in this Article.

21 If any such election authority receives a second or  
22 additional application which it believes is from the same  
23 person, he or it shall submit it to the chief judge of the  
24 circuit court or any judge of that court designated by the  
25 chief judge. If the chief judge or his designate determines  
26 that the application submitted to him is a second or additional

1 one, he shall so notify the election authority who shall  
2 disregard the second or additional application.

3 The election authority shall maintain a list for each  
4 election of the voters to whom it has issued vote by mail  
5 ~~absentee~~ ballots. The list shall be maintained for each  
6 precinct within the jurisdiction of the election authority.  
7 Prior to the opening of the polls on election day, the election  
8 authority shall deliver to the judges of election in each  
9 precinct the list of registered voters in that precinct to whom  
10 vote by mail ~~absentee~~ ballots have been issued.

11 Election authorities may transmit by facsimile or other  
12 electronic means a ballot simultaneously with transmitting an  
13 application for vote by mail ~~absentee~~ ballot; however, no such  
14 ballot shall be counted unless an application has been  
15 completed by the voter and the election authority ascertains  
16 that the applicant is lawfully entitled to vote as provided in  
17 this Section.

18 (Source: P.A. 96-1004, eff. 1-1-11.)

19 (10 ILCS 5/20-5) (from Ch. 46, par. 20-5)

20 Sec. 20-5. The election authority shall fold the ballot or  
21 ballots in the manner specified by the statute for folding  
22 ballots prior to their deposit in the ballot box and shall  
23 enclose such ballot in an envelope unsealed to be furnished by  
24 it, which envelope shall bear upon the face thereof the name,  
25 official title and post office address of the election

1 authority, and upon the other side of such envelope there shall  
2 be printed a certification in substantially the following form:

3 "CERTIFICATION

4 I state that I am a resident/former resident of the .....  
5 precinct of the city/village/township of .....,  
6 (Designation to be made by Election Authority) or of the ....  
7 ward in the city of ..... (Designation to be made by  
8 Election Authority) residing at ..... in said  
9 city/village/township in the county of ..... and State of  
10 Illinois; that I am a

- 11 1. ( ) member of the United States Service
- 12 2. ( ) citizen of the United States temporarily residing
- 13 outside the territorial limits of the United States
- 14 3. ( ) nonresident civilian citizen

15 and desire to cast the enclosed ballot pursuant to Article 20  
16 of The Election Code; that I am lawfully entitled to vote in  
17 such precinct at the ..... election to be held on  
18 .....

19 I further state that I marked the enclosed ballot in  
20 secret.

21 Under penalties as provided by law pursuant to Article 29  
22 of The Election Code, the undersigned certifies that the  
23 statements set forth in this certification are true and  
24 correct.

25 ..... (Name)

26 .....

(Service Address)"

.....

.....

.....

If the ballot enclosed is to be voted at a primary election, the certification shall designate the name of the political party with which the voter is affiliated.

In addition to the above, the election authority shall provide printed slips giving full instructions regarding the manner of completing the forms and affidavits for ~~absentee~~ registration by mail or the manner of marking and returning the ballot in order that the same may be counted, and shall furnish one of the printed slips to each of the applicants at the same time the registration materials or ballot is delivered to him.

In addition to the above, if a ballot to be provided to an elector pursuant to this Section contains a public question described in subsection (b) of Section 28-6 and the territory concerning which the question is to be submitted is not described on the ballot due to the space limitations of such ballot, the election authority shall provide a printed copy of a notice of the public question, which shall include a description of the territory in the manner required by Section 16-7. The notice shall be furnished to the elector at the same time the ballot is delivered to the elector.

The envelope in which such registration or such ballot is mailed to the voter as well as the envelope in which the

1 registration materials or the ballot is returned by the voter  
2 shall have printed across the face thereof two parallel  
3 horizontal red bars, each one-quarter inch wide, extending from  
4 one side of the envelope to the other side, with an intervening  
5 space of one-quarter inch, the top bar to be one and  
6 one-quarter inches from the top of the envelope, and with the  
7 words "Official Election Balloting Material-VIA AIR MAIL"  
8 between the bars. In the upper right corner of such envelope in  
9 a box, there shall be printed the words: "U.S. Postage Paid 42  
10 USC 1973". All printing on the face of such envelopes shall be  
11 in red, including an appropriate inscription or blank in the  
12 upper left corner of return address of sender.

13 The envelope in which the ballot is returned to the  
14 election authority may be delivered (i) by mail, postage paid,  
15 (ii) in person, by the spouse, parent, child, brother, or  
16 sister of the voter, or (iii) by a company engaged in the  
17 business of making deliveries of property and licensed as a  
18 motor carrier of property by the Illinois Commerce Commission  
19 under the Illinois Commercial Transportation Law.

20 Election authorities transmitting ballots by facsimile or  
21 electronic transmission shall, to the extent possible, provide  
22 those applicants with the same instructions, certification,  
23 and other materials required when sending by mail.

24 (Source: P.A. 96-512, eff. 1-1-10; 96-1004, eff. 1-1-11.)

25 (10 ILCS 5/20-6) (from Ch. 46, par. 20-6)

1           Sec. 20-6. Such vote by mail ~~absent~~ voter shall make and  
2 subscribe to the certifications provided for in the application  
3 and on the return envelope for the ballot, and such ballot or  
4 ballots shall then be folded by such voter in the manner  
5 required to be folded before depositing the same in the ballot  
6 box, and be deposited in such envelope and the envelope  
7 securely sealed. The envelope in which the ballot is returned  
8 to the election authority may be delivered (i) by mail, postage  
9 paid, (ii) in person, by the spouse, parent, child, brother, or  
10 sister of the voter, or (iii) by a company engaged in the  
11 business of making deliveries of property and licensed as a  
12 motor carrier of property by the Illinois Commerce Commission  
13 under the Illinois Commercial Transportation Law.

14           (Source: P.A. 96-512, eff. 1-1-10.)

15           (10 ILCS 5/20-7) (from Ch. 46, par. 20-7)

16           Sec. 20-7. Upon receipt of such vote by mail ~~absent~~ voter's  
17 ballot, the officer or officers above described shall forthwith  
18 enclose the same unopened, together with the application made  
19 by said vote by mail ~~absent~~ voter in a large or carrier  
20 envelope which shall be securely sealed and endorsed with the  
21 name and official title of such officer and the words, "This  
22 envelope contains a vote by mail ~~an absent~~ voter's ballot and  
23 must be opened on election day," together with the number and  
24 description of the precinct in which said ballot is to be  
25 voted, and such officer shall thereafter safely keep the same

1 in his office until counted by him as provided in the next  
2 section.

3 (Source: P.A. 81-155.)

4 (10 ILCS 5/20-8) (from Ch. 46, par. 20-8)

5 Sec. 20-8. Time and place of counting ballots.

6 (a) (Blank.)

7 (b) Each vote by mail ~~absent~~ voter's ballot returned to an  
8 election authority, by any means authorized by this Article,  
9 and received by that election authority may be processed by the  
10 election authority beginning on the 15th day before election  
11 day before the closing of the polls on election day shall be  
12 endorsed by the receiving election authority with the day and  
13 hour of receipt and shall be counted in the central ballot  
14 counting location of the election authority, but the results of  
15 the processing may not be counted until ~~on~~ the day of the  
16 election after 7:00 p.m., except as provided in subsections (g)  
17 and (g-5).

18 (c) Each vote by mail ~~absent~~ voter's ballot that is mailed  
19 to an election authority and postmarked no later than ~~by the~~  
20 ~~midnight preceding the opening of the polls on~~ election day,  
21 but that is received by the election authority after the polls  
22 close on election day and before the close of the period for  
23 counting provisional ballots cast at that election, shall be  
24 endorsed by the receiving authority with the day and hour of  
25 receipt and shall be counted at the central ballot counting

1 location of the election authority during the period for  
2 counting provisional ballots.

3 Each vote by mail ~~absent~~ voter's ballot that is mailed to  
4 an election authority absent a postmark, but that is received  
5 by the election authority after the polls close on election day  
6 and before the close of the period for counting provisional  
7 ballots cast at that election, shall be endorsed by the  
8 receiving authority with the day and hour of receipt, opened to  
9 inspect the date inserted on the certification, and, if the  
10 certification date is a date preceding the election day and the  
11 ballot is otherwise found to be valid under the requirements of  
12 this Section, counted at the central ballot counting location  
13 of the election authority during the period for counting  
14 provisional ballots. Absent a date on the certification, the  
15 ballot shall not be counted.

16 (d) Special write-in vote by mail ~~absentee~~ voter's blank  
17 ballots returned to an election authority, by any means  
18 authorized by this Article, and received by the election  
19 authority at any time before the closing of the polls on  
20 election day shall be endorsed by the receiving election  
21 authority with the day and hour of receipt and shall be counted  
22 at the central ballot counting location of the election  
23 authority during the same period provided for counting vote by  
24 mail ~~absent~~ voters' ballots under subsections (b), (g), and  
25 (g-5). Special write-in vote by mail ~~absentee~~ voter's blank  
26 ballot that are mailed to an election authority and postmarked



1 by midnight preceding the opening of the polls on election day,  
2 but that are received by the election authority after the polls  
3 close on election day and before the closing of the period for  
4 counting provisional ballots cast at that election, shall be  
5 endorsed by the receiving authority with the day and hour of  
6 receipt and shall be counted at the central ballot counting  
7 location of the election authority during the same periods  
8 provided for counting vote by mail ~~absent~~ voters' ballots under  
9 subsection (c).

10 (e) Except as otherwise provided in this Section, vote by  
11 mail ~~absent~~ voters' ballots and special write-in vote by mail  
12 ~~absentee~~ voter's blank ballots received by the election  
13 authority after the closing of the polls on the day of election  
14 shall be endorsed by the person receiving the ballots with the  
15 day and hour of receipt and shall be safely kept unopened by  
16 the election authority for the period of time required for the  
17 preservation of ballots used at the election, and shall then,  
18 without being opened, be destroyed in like manner as the used  
19 ballots of that election.

20 (f) Counting required under this Section to begin on  
21 election day after the closing of the polls shall commence no  
22 later than 8:00 p.m. and shall be conducted by a panel or  
23 panels of election judges appointed in the manner provided by  
24 law. The counting shall continue until all vote by mail ~~absent~~  
25 voters' ballots and special write-in vote by mail ~~absentee~~  
26 voter's blank ballots required to be counted on election day

1 have been counted.

2 (g) The procedures set forth in Articles 17 and 18 of this  
3 Code shall apply to all ballots counted under this Section. In  
4 addition, within 2 days after a ballot subject to this Article  
5 is received, but in all cases before the close of the period  
6 for counting provisional ballots, the election judge or  
7 official shall compare the voter's signature on the  
8 certification envelope of that ballot with the signature of the  
9 voter on file in the office of the election authority. If the  
10 election judge or official determines that the 2 signatures  
11 match, and that the voter is otherwise qualified to cast a  
12 ballot under this Article, the election authority shall cast  
13 and count the ballot on election day or the day the ballot is  
14 determined to be valid, whichever is later, adding the results  
15 to the precinct in which the voter is registered. If the  
16 election judge or official determines that the signatures do  
17 not match, or that the voter is not qualified to cast a ballot  
18 under this Article, then without opening the certification  
19 envelope, the judge or official shall mark across the face of  
20 the certification envelope the word "Rejected" and shall not  
21 cast or count the ballot.

22 In addition to the voter's signatures not matching, a  
23 ballot subject to this Article may be rejected by the election  
24 judge or official:

25 (1) if the ballot envelope is open or has been opened  
26 and resealed;

1           (2) if the voter has already cast an early or grace  
2           period ballot;

3           (3) if the voter voted in person on election day or the  
4           voter is not a duly registered voter in the precinct; or

5           (4) on any other basis set forth in this Code.

6           If the election judge or official determines that any of  
7           these reasons apply, the judge or official shall mark across  
8           the face of the certification envelope the word "Rejected" and  
9           shall not cast or count the ballot.

10          (g-5) If a ballot subject to this Article is rejected by  
11          the election judge or official for any reason, the election  
12          authority shall, within 2 days after the rejection but in all  
13          cases before the close of the period for counting provisional  
14          ballots, notify the voter that his or her ballot was rejected.  
15          The notice shall inform the voter of the reason or reasons the  
16          ballot was rejected and shall state that the voter may appear  
17          before the election authority, on or before the 14th day after  
18          the election, to show cause as to why the ballot should not be  
19          rejected. The voter may present evidence to the election  
20          authority supporting his or her contention that the ballot  
21          should be counted. The election authority shall appoint a panel  
22          of 3 election judges to review the contested ballot,  
23          application, and certification envelope, as well as any  
24          evidence submitted by the vote by mail ~~absentee~~ voter. No more  
25          than 2 election judges on the reviewing panel shall be of the  
26          same political party. The reviewing panel of election judges

1 shall make a final determination as to the validity of the  
2 contested ballot. The judges' determination shall not be  
3 reviewable either administratively or judicially.

4 A ballot subject to this subsection that is determined to  
5 be valid shall be counted before the close of the period for  
6 counting provisional ballots.

7 (g-10) All ballots determined to be valid shall be added to  
8 the vote totals for the precincts for which they were cast in  
9 the order in which the ballots were opened.

10 (h) Each political party, candidate, and qualified civic  
11 organization shall be entitled to have present one pollwatcher  
12 for each panel of election judges therein assigned.

13 (Source: P.A. 94-557, eff. 8-12-05; 94-1000, eff. 7-3-06;  
14 95-699, eff. 11-9-07.)

15 (10 ILCS 5/20-10) (from Ch. 46, par. 20-10)

16 Sec. 20-10. Pollwatchers shall be permitted to be present  
17 during the casting of the vote by mail ~~absent~~ voters' ballots  
18 and the vote of any vote by mail ~~absent~~ voter may be challenged  
19 for cause the same as if he were present and voted in person,  
20 and the judges of the election or a majority thereof shall have  
21 power and authority to hear and determine the legality of such  
22 ballot; Provided, however, that if a challenge to any vote by  
23 mail ~~absent~~ voter's right to vote is sustained, notice of the  
24 same must be given by the judges of election by mail addressed  
25 to the voter's mailing address as stated in the certification

1 and application for ballot.

2 (Source: P.A. 80-1090.)

3 (10 ILCS 5/20-13) (from Ch. 46, par. 20-13)

4 Sec. 20-13. If otherwise qualified to vote, any person not  
5 covered by Sections 20-2, 20-2.1 or 20-2.2 of this Article who  
6 is not registered to vote and who is temporarily absent from  
7 his county of residence, may make special application to the  
8 election authority having jurisdiction over his precinct of  
9 permanent residence, not less than 5 days before a presidential  
10 election, for a vote by mail ~~an absentee~~ ballot to vote for the  
11 president and vice-president only. Such application shall be  
12 furnished by the election authority and shall be in  
13 substantially the following form:

14 SPECIAL VOTE BY MAIL ~~ABSENTEE~~ BALLOT APPLICATION (For use  
15 by non-registered Illinois residents temporarily absent from  
16 the county to vote for the president and vice-president only)

17 AFFIDAVIT

18 1. I hereby request a vote by mail ~~an absentee~~ ballot to  
19 vote for the president and vice-president only .....  
20 (insert date of general election)

21 2. I am a citizen of the United States and a permanent  
22 resident of Illinois.

23 3. I have maintained, and still maintain, a permanent abode  
24 in Illinois for the past ..... years at: .....  
25 (House) ..... (Number) ..... (Street) .....

1 (City) ..... (Village) ..... (Town)

2 4. I will not be able to regularly register in person as a  
3 voter because ..... (Give reason for temporary  
4 absence such as "Student", "Temporary job transfer", etc.)

5 5. I was born ..... (Month) ..... (Day)  
6 ..... (Year) in ..... (State or County);

7 6. To be filled in only by a person who is foreign-born (If  
8 answer is "yes" in either a. or b. below, fill in appropriate  
9 information in c.):

10 a. One or both of my parents were United States citizens at  
11 the time of my birth?

12 ( ) YES ( ) NO

13 b. My United States citizenship was derived through an act  
14 of the Congress of the United States?

15 ( ) YES ( ) NO

16 c. The name of the court issuing papers and the date  
17 thereof upon which my United States citizenship was derived is  
18 ..... located in ..... (City) .....  
19 (State) on ..... (Month) ..... (Day) .....  
20 (Year)

21 (For persons who derived citizenship through papers issued  
22 through a parent or spouse, fill in the following)

23 (1) My parents or spouse's name is:  
24 ..... (First) ..... (Middle) ..... (Last)

25 (2) ..... (Month) ..... (Day) ..... (Year)

26 is the date of my marriage or my age at which time I

1 derived my citizenship.

2 7. I am not registered as a voter in any other county in  
3 the State of Illinois or in any other State.

4 8. I am not requesting a ballot from any other place and am  
5 not voting in any other manner in this election and I have not  
6 voted and do not intend to vote in this election at any other  
7 address. I request that you mail my ballot to the following  
8 address:

9 (Print name and complete mailing address)

10 .....  
11 .....  
12 .....

13 9. Under penalties as provided by law pursuant to Article  
14 29 of The Election Code, the undersigned certifies that the  
15 statements set forth in this application are true and correct.

16 .....

17 Signature of Applicant

18 The procedures set forth in Sections 20-4 through 20-12 of  
19 this Article, insofar as they may be made applicable, shall be  
20 applicable to vote by mail ~~absentee~~ voting under this Section.

21 (Source: P.A. 86-875.)

22 (10 ILCS 5/20-13.1) (from Ch. 46, par. 20-13.1)

23 Sec. 20-13.1. Any person not covered by Sections 20-2,  
24 20-2.1 or 20-2.2 of this Article who is registered to vote but  
25 who is disqualified from voting because he moved outside his

1 election precinct during the 30 days preceding a presidential  
 2 election may make special application to the election authority  
 3 having jurisdiction over his precinct of former residence by  
 4 mail, not more than 30 nor less than 5 days before a Federal  
 5 election, or in person in the office of the election authority,  
 6 not more than 30 nor less than 1 day before a Federal election,  
 7 for a vote by mail ~~an absentee~~ ballot to vote for the president  
 8 and vice-president only. Such application shall be furnished by  
 9 the election authority and shall be in substantially the  
 10 following form:

11 SPECIAL VOTER APPLICATION

12 (For use by registered Illinois voters disqualified for  
 13 having moved outside their precinct on or after the 30th day  
 14 preceding the election, to vote for president and  
 15 vice-president only.)

16 1. I hereby request a ballot to vote for president and  
 17 vice-president only on ..... (insert date of general  
 18 election).

19 2. I am a citizen of the United States and my present  
 20 address is: ..... (Residence Number) .....  
 21 (Street) ..... (City/Village/Township)  
 22 ..... (County) ..... (State).

23 3. As of ..... (Month), ..... (Day), .....  
 24 (Year) I was a registered voter at ..... (Residence  
 25 Number) ..... (Street) .....  
 26 (City/Village/Township).



1 4. I moved to my present address on ..... (Month)  
2 ..... (Day) ..... (Year).

3 5. I have not registered to vote from nor have I requested  
4 a ballot in any other election jurisdiction in this State or in  
5 another State.

6 6. (If vote by mail ~~absentee~~ request), I request that you  
7 mail the ballot to the following address:

8 Print name and complete mailing address.

9 .....  
10 .....  
11 .....

12 Under the penalties as provided by law pursuant to Article  
13 29 of The Election Code, the undersigned certifies that the  
14 statements set forth in this application are true and correct.

15 .....  
16 (Signature of Applicant)

17 7. Subscribed and sworn to before me on ..... (Month)  
18 ..... (Day) ..... (Year)

19 .....  
20 (Signature of Official  
21 Administering Oath)

22 The procedures set forth in Sections 20-4 through 20-12 of  
23 this Article, insofar as they may be made applicable, shall be  
24 applicable to vote by mail ~~absentee~~ voting under this Section.

25 (Source: P.A. 90-655, eff. 7-30-98.)

1 (10 ILCS 5/20-25)

2 Sec. 20-25. Extraordinary procedures. In the event of a  
3 deployment of the United States Armed Forces or the declaration  
4 of an emergency by the President of the United States or the  
5 Governor of Illinois, The Governor or the executive director of  
6 the State Board of Elections may modify the registration and  
7 voting procedures established by this Article or by rules  
8 adopted pursuant to this Article for the duration of the  
9 deployment or emergency in order to facilitate vote by mail  
10 ~~absentee~~ voting under this Article. The Governor or executive  
11 director, as the case may be, then promptly shall notify each  
12 election authority of the changes in procedures. Each election  
13 authority shall publicize the modifications and shall provide  
14 notice of the modifications to each person under its  
15 jurisdiction subject to this Article for whom the election  
16 authority has contact information.

17 (Source: P.A. 96-1004, eff. 1-1-11.)

18 (10 ILCS 5/24-15) (from Ch. 46, par. 24-15)

19 Sec. 24-15. As soon as the polls are closed, the voting  
20 machine or machines shall be locked in order to prevent further  
21 voting and each machine shall be sealed against voting and  
22 tampering, with a numbered metal seal, and the number of such  
23 metal seal shall be recorded at once on the certificate  
24 provided for that purpose, and the number on the protective  
25 counter of each voting machine shall also be recorded on the

1 certificate in the space provided for that purpose, and the  
2 number on the public counter shall be recorded in the space  
3 provided for that purpose. The counting compartment shall then  
4 be opened in the presence of all the precinct election  
5 officials and all watchers and other persons who may be  
6 lawfully within the room, giving full view of the numbers  
7 announcing the votes cast for each candidate, and the vote for  
8 and against each of the questions or other propositions.  
9 Provided, however, when a machine is equipped with a device  
10 which will automatically record the number on the registering  
11 columns for each candidate, question or proposition on the back  
12 of the machine to a paper recording sheet then the recording  
13 sheet shall be removed and the vote cast shall be announced  
14 from the recording sheet for each candidate and the vote for  
15 and against each question or proposition. When voting machines  
16 are used in an election precinct, the watchers provided by law  
17 to be present in the polling place on election day shall be  
18 permitted to make a record of the number on the metal seal with  
19 which each voting machine is sealed, and to also record the  
20 number shown on the protective counter of each voting machine,  
21 and such watchers shall also be permitted to examine the  
22 counters of the voting machines as the totals are being  
23 announced for transcription to the return sheets or from the  
24 recording sheets and also to examine the return sheets or the  
25 recording sheets as the totals are being recorded or checked  
26 thereon. In voting machine precincts where the voting machine

1 is not equipped with the automatic recording sheet the officer,  
2 officers board or boards charged by law to furnish the ballot  
3 labels for the voting machines shall also furnish for each  
4 election precinct in which a voting machine is to be used, at  
5 least two duplicate return sheets which shall be used by the  
6 precinct election board of such election precinct for recording  
7 the results of the election. Such return sheets shall be  
8 printed in the form of a diagram exactly corresponding, in  
9 arrangement, with the face of the voting machine, and such  
10 return sheets shall also correspond, in as far as arrangement  
11 is concerned, with the sample ballots, and each return sheet  
12 shall provide printed instructions for the exact procedure  
13 which the precinct election board shall follow when making the  
14 canvass of the results of the election, and such return sheets  
15 shall also provide the office titles, party names, candidates'  
16 names and code letters and number, arranged in the same manner  
17 as on the ballot labels, and there shall be provided a space  
18 for inserting the serial number of each voting machine, so that  
19 the totals recorded from each voting machine may be identified  
20 as being from a certain voting machine, and there shall be  
21 provided a space for recording such separate total for each  
22 candidate and constitutional amendment, or other question or  
23 proposition, from each separate voting machine, and a space for  
24 recording the total of the vote by mail and early ~~mail and~~  
25 ~~absentee~~ vote in the same manner, so that the final total for  
26 each candidate, constitutional amendment, question or other

1 proposition, may be totaled by adding all the figures in a  
2 column. Totals on the return sheets shall be recorded in  
3 figures only, in ink. The same authorities shall also furnish  
4 to each such election precinct suitable printed forms for use  
5 by the precinct election board, in making out the certificates  
6 provided for in this Article. Such certificates shall be made a  
7 part of the return sheets if practicable, or may be on separate  
8 sheets.

9 (Source: Laws 1961, p. 2492.)

10 (10 ILCS 5/24-16) (from Ch. 46, par. 24-16)

11 Sec. 24-16. The precinct election officers shall then  
12 ascertain the number of votes which the candidates received  
13 both on the machine or machines, and by the voting of irregular  
14 ballots, if any. Except when the machine is equipped with a  
15 device which will automatically record the registering column  
16 on the back of the machine to sheets of paper giving the  
17 accurate vote cast for each candidate. Two precinct election  
18 officials, not members of the same political party, shall write  
19 the totals in figures, in ink, for such candidate on the  
20 duplicate return sheets provided for that purpose, while one  
21 election officer announces in a distinct voice the total vote  
22 cast for each candidate thus ascertained in the order of the  
23 offices as their titles are arranged on the ballot label, and  
24 the remaining precinct election official or officials, if any,  
25 shall be stationed at the counter compartment of the voting

1 machine being canvassed and shall watch each total as it is  
2 being called out from the registering counters. Each precinct  
3 election official who is recording the totals on the return  
4 sheets shall distinctly repeat each total as it is announced  
5 from the counter of the voting machine. The totals of each  
6 machine for each candidate shall be recorded on the return  
7 sheets in such a manner that they may be identified by the  
8 serial number of the voting machine. The vote both for and  
9 against each question or other proposition shall also be  
10 announced and recorded in the same manner as the vote for the  
11 candidates. When the machine is equipped with a device which  
12 will automatically record the registering column on the back of  
13 the machine to recording sheets of paper giving the accurate  
14 vote cast for each candidate then the totals cast for each  
15 candidate or each question or proposition shall be called out  
16 the same as if they were being read from the Counter  
17 Compartment of the voting machine, provided however the paper  
18 recording sheet shall constitute the return sheet for the  
19 precinct or consolidated area and no return sheets shall be  
20 required. When more than one voting machine is used in the same  
21 election precinct, the canvass of the first machine shall be  
22 completed before the second and so on. When the canvass of all  
23 totals shall have been completed, the precinct election board  
24 shall canvass all vote by mail ~~absentee~~ ballots in the same  
25 manner provided by law for canvassing paper ballots. The totals  
26 of the vote by mail ~~absentee~~ votes for each candidate and for

1 each question or other proposition shall be recorded on the  
2 return sheets under the totals from the voting machines and the  
3 final total of the votes received by each candidate, and each  
4 constitutional amendment, question or other proposition, shall  
5 be ascertained and recorded in the space provided for that  
6 purpose on the return sheets. Upon the completion of the  
7 canvass as hereinbefore provided, one of the precinct election  
8 officials shall, in a loud and distinct voice announce the  
9 total votes received by each candidate, and the total votes  
10 cast both for and against each constitutional amendment,  
11 question or other proposition, and such proclamation shall be  
12 made slowly enough so as to enable anyone desiring to do so, to  
13 record each such result as it is announced. Except where a  
14 voting machine is equipped with an automatic recording sheet  
15 when the proclamation is completed, the election official who  
16 announced the totals from the counters of the machine or  
17 machines, shall take his place at one of the return sheets and  
18 one of the election officials of the opposite party who has  
19 completed the recording of the returns on the return sheets  
20 shall take his place at the counter compartment of the voting  
21 machine first canvassed, and he shall then proceed to announce  
22 each total on each registering counter in the same manner as it  
23 was done for the first canvass. Before the recheck of the  
24 voting machine is begun, the two precinct election officials  
25 who are to recheck the totals on the return sheets shall  
26 exchange return sheets and each election official shall then,

1 as the canvass proceeds, check each total as it is announced  
2 from the registering counters of the voting machine or machines  
3 for the second time. As each total is announced each precinct  
4 election official who is checking the totals on the return  
5 sheets shall repeat in a loud and distinct voice each total as  
6 it is announced. If any errors in the original canvass are  
7 discovered they shall be corrected at once in the presence of  
8 all the precinct election officials and a certificate shall be  
9 prepared and signed by each such election official, setting  
10 forth which errors were discovered and what corrections were  
11 made, and such certificate shall be made in duplicate and one  
12 filed with each return sheet. During the process of rechecking  
13 each total on the machines, the precinct election official or  
14 officials, if any, who at the original canvass acted as watcher  
15 or watchers at the registering counters of the machines, shall  
16 in the same manner verify the accuracy of each total as it is  
17 announced from the machine or machines and is repeated by the  
18 two precinct election officials who are rechecking the totals  
19 as written on the return sheets. When this recheck is completed  
20 the entire precinct election board shall take one of the return  
21 sheets and fold it in accordion pleats approximately ten inches  
22 wide with the face of the return sheet out, in such a manner  
23 that each pleat can easily be turned as the final recheck  
24 proceeds. The entire precinct election board shall then begin  
25 at the voting machine first canvassed and each such election  
26 official shall, simultaneously with the other such election



1 officials, and in the presence of each other, examine each  
2 registering counter on the voting machine, and immediately  
3 examine the corresponding record for that counter, as it is  
4 written on the return sheet, and shall satisfy himself that  
5 both numbers are the same. Each total on each voting machine  
6 shall be as examined and when such examination has been  
7 completed, the entire precinct election board shall then  
8 compare each total on such return sheet with the corresponding  
9 total on the duplicate return sheet and each precinct election  
10 official shall satisfy himself that all totals are the same on  
11 both return sheets. Each precinct election official shall sign  
12 a certificate stating that each step in the canvass of the  
13 voting machines, as provided herein, has been carefully and  
14 faithfully carried out in every detail. If any errors are  
15 discovered during the final recheck of the registering counters  
16 and comparison of the duplicate return sheets, such errors  
17 shall be corrected at once, and each precinct election official  
18 shall sign a certificate stating which errors were found and  
19 what corrections were made and such corrections shall be made  
20 in the presence of all the precinct election officials. The  
21 precinct election board shall then canvass the irregular ballot  
22 in substantially the same manner as the law provides for  
23 canvassing the returns for paper ballots, and shall record the  
24 results thereof on the return sheets in the space provided for  
25 that purpose. Before leaving the room and before closing and  
26 locking the counting compartment, each precinct election

1 official shall make and sign the certificate and written  
2 statements and the return sheets of such election as provided  
3 by law. In precincts where the voting machines are equipped  
4 with the automatic recording sheet and two or more machines the  
5 total vote cast for each candidate, question or proposition  
6 from each machine shall be recorded separately on the statement  
7 of votes as provided for in Section 18-14, and the grand total  
8 of all votes appearing on the recording sheets shall be  
9 recorded on the statement of votes and proclaimed by the judges  
10 in the same manner as is herein provided for proclamation of  
11 votes from the return sheets. All vote by mail ~~absentee~~ ballots  
12 and irregular ballots of each voting machine shall be returned  
13 to the proper officer together with the return sheets and  
14 certificates and supplies and such vote by mail ~~absentee~~  
15 ballots and irregular machine ballots shall be preserved and  
16 finally destroyed as is now provided by law when paper ballots  
17 are used. The written statements or returns so made, after  
18 having been properly signed, shall be distinctly and clearly  
19 read in the hearing of all persons present in the polling  
20 place, and ample opportunity shall be given to compare the  
21 results so certified with the counter dials of the machine.  
22 After such comparison and correction, if any is made, the  
23 precinct election officials shall then close the counting  
24 compartment and lock the same. Thereafter the voting machine  
25 shall remain locked and sealed against voting for a period of  
26 at least 30 days, after the results of the election have been

1 declared, unless otherwise ordered by the circuit court:  
2 provided, however, upon application to the circuit court, the  
3 circuit judge may order the said machines opened prior to the  
4 thirty day period herein required to be closed. The circuit  
5 court in its order shall specify the manner in which the count  
6 recorded on the machines shall be taken and preserved:  
7 provided, however, when the machines are equipped with any  
8 recording or photographic device on which votes registered on  
9 the mechanical counters will be separately recorded or  
10 photographed, as provided in Section 24-18 hereof, and it is  
11 necessary to use said machines at an election occurring within  
12 said 30 days, then after the machines have remained locked for  
13 a period of 48 hours they may be prepared for such subsequent  
14 election as herein provided. Whenever it is necessary to reset  
15 the machines for another election prior to the time limit for  
16 the filing of election contests, it shall be the duty of the  
17 proper officials to make a photographic record of the machines  
18 involved to be used in case of an election contest, whereupon  
19 the machines may be set back to zero and arranged for the next  
20 election.

21 (Source: P.A. 80-704.)

22 (10 ILCS 5/24A-6) (from Ch. 46, par. 24A-6)

23 Sec. 24A-6. The ballot information, whether placed on the  
24 ballot or on the marking device, shall, as far as practicable,  
25 be in the order of arrangement provided for paper ballots,

1     except that such information may be in vertical or horizontal  
2     rows, or in a number of separate pages. Ballots for all  
3     questions or propositions to be voted on must be provided in  
4     the same manner and must be arranged on or in the marking  
5     device or on the ballot sheet in the places provided for such  
6     purposes.

7             When an electronic voting system utilizes a ballot label  
8     booklet and ballot card, ballots for candidates, ballots  
9     calling for a constitutional convention, constitutional  
10    amendment ballots, judicial retention ballots, public  
11    measures, and all propositions to be voted upon may be placed  
12    on the electronic voting device by providing in the ballot  
13    booklet separate ballot label pages or series of pages  
14    distinguished by differing colors as provided below. When an  
15    electronic voting system utilizes a ballot sheet, ballots  
16    calling for a constitutional convention, constitutional  
17    amendment ballots and judicial retention ballots shall be  
18    placed on the ballot sheet by providing a separate portion of  
19    the ballot sheet for each such kind of ballot which shall be  
20    printed in ink of a color distinct from the color of ink used  
21    in printing any other portion of the ballot sheet. Ballots for  
22    candidates, public measures and all other propositions to be  
23    voted upon shall be placed on the ballot sheet by providing a  
24    separate portion of the ballot sheet for each such kind of  
25    ballot. Whenever a person has submitted a declaration of intent  
26    to be a write-in candidate as required in Sections 17-16.1 and

1 18-9.1, a line on which the name of a candidate may be written  
2 by the voter shall be printed below the name of the last  
3 candidate nominated for such office, and immediately to the  
4 left of such line an area shall be provided for marking a vote  
5 for such write-in candidate. The number of write-in lines for  
6 an office shall equal the number of persons who have filed  
7 declarations of intent to be write-in candidates plus an  
8 additional line or lines for write-in candidates who qualify to  
9 file declarations to be write-in candidates under Sections  
10 17-16.1 and 18-9.1 when the certification of ballot contains  
11 the words "OBJECTION PENDING" next to the name of the  
12 candidate, up to the number of candidates for which a voter may  
13 vote. More than one amendment to the constitution may be placed  
14 on the same ballot page or series of pages or on the same  
15 portion of the ballot sheet, as the case may be. Ballot label  
16 pages for constitutional conventions or constitutional  
17 amendments shall be on paper of blue color and shall precede  
18 all other ballot label pages in the ballot label booklet. More  
19 than one public measure or proposition may be placed on the  
20 same ballot label page or series of pages or on the same  
21 portion of the ballot sheet, as the case may be. More than one  
22 proposition for retention of judges in office may be placed on  
23 the same ballot label page or series of pages or on the same  
24 portion of the ballot sheet, as the case may be. Ballot label  
25 pages for candidates shall be on paper of white color, except  
26 that in primary elections the ballot label page or pages for

1 the candidates of each respective political party shall be of  
2 the color designated by the election official in charge of the  
3 election for that political party's candidates; provided that  
4 the ballot label pages or pages for candidates for use at the  
5 nonpartisan and consolidated elections may be on paper of  
6 different colors, except blue, whenever necessary or desirable  
7 to facilitate distinguishing between the pages for different  
8 political subdivisions. On each page of the candidate booklet,  
9 where the election is made to list ballot information  
10 vertically, the party affiliation of each candidate or the word  
11 "independent" shall appear immediately to the left of the  
12 candidate's name, and the name of candidates for the same  
13 office shall be listed vertically under the title of that  
14 office. If no candidate or candidates file for an office and if  
15 no person or persons file a declaration as a write-in candidate  
16 for that office, then below the title of that office the  
17 election authority instead shall print "No Candidate". In the  
18 case of nonpartisan elections for officers of political  
19 subdivisions, unless the statute or an ordinance adopted  
20 pursuant to Article VII of the Constitution requires otherwise,  
21 the listing of such nonpartisan candidates shall not include  
22 any party or "independent" designation. Ballot label pages for  
23 judicial retention ballots shall be on paper of green color,  
24 and ballot label pages for all public measures and other  
25 propositions shall be on paper of some other distinct and  
26 different color. In primary elections, a separate ballot label

1 booklet, marking device and voting booth shall be used for each  
2 political party holding a primary, with the ballot label  
3 booklet arranged to include ballot label pages of the  
4 candidates of the party and public measures and other  
5 propositions to be voted upon on the day of the primary  
6 election. One ballot card may be used for recording the voter's  
7 vote or choice on all such ballots, proposals, public measures  
8 or propositions, and such ballot card shall be arranged so as  
9 to record the voter's vote or choice in a separate column or  
10 columns for each such kind of ballot, proposal, public measure  
11 or proposition.

12 If the ballot label booklet includes both candidates for  
13 office and public measures or propositions to be voted on, the  
14 election official in charge of the election shall divide the  
15 pages by protruding tabs identifying the division of the pages,  
16 and printing on such tabs "Candidates" and "Propositions".

17 The ballot card and all of its columns and the ballot card  
18 envelope shall be of the color prescribed for candidate's  
19 ballots at the general or primary election, whichever is being  
20 held. At an election where no candidates are being nominated or  
21 elected, the ballot card, its columns, and the ballot card  
22 envelope shall be of a color designated by the election  
23 official in charge of the election.

24 The ballot cards, ballot card envelopes and ballot sheets  
25 may, at the discretion of the election authority, be printed on  
26 white paper and then striped with the appropriate colors.

1           When ballot sheets are used, the various portions thereof  
2 shall be arranged to conform to the foregoing format.

3           Vote by mail ~~Absentee~~ ballots may consist of ballot cards,  
4 envelopes, paper ballots, or ballot sheets ~~voted in person in~~  
5 ~~the office of the election official in charge of the election~~  
6 ~~or voted by mail~~. Where a ballot card is used for voting by  
7 mail it must be accompanied by a punching tool or other  
8 appropriate marking device, voter instructions and a specimen  
9 ballot showing the proper positions to vote on the ballot card  
10 or ballot sheet for each party, candidate, proposal, public  
11 measure or proposition, and in the case of a ballot card must  
12 be mounted on a suitable material to receive the punched out  
13 chip.

14           Any voter who spoils his ballot or makes an error may  
15 return the ballot to the judges of election and secure another.  
16 However, the protruding identifying tab for proposals for a  
17 constitutional convention or constitutional amendments shall  
18 have printed thereon "Constitutional Ballot", and the ballot  
19 label page or pages for such proposals shall precede the ballot  
20 label pages for candidates in the ballot label booklet.

21           (Source: P.A. 95-699, eff. 11-9-07; 95-862, eff. 8-19-08.)

22           (10 ILCS 5/24A-10) (from Ch. 46, par. 24A-10)

23           Sec. 24A-10. (1) In an election jurisdiction which has  
24 adopted an electronic voting system, the election official in  
25 charge of the election shall select one of the 3 following



1 procedures for receiving, counting, tallying, and return of the  
2 ballots:

3 (a) Two ballot boxes shall be provided for each polling  
4 place. The first ballot box is for the depositing of votes cast  
5 on the electronic voting system; and the second ballot box is  
6 for all votes cast on paper ballots, including any paper  
7 ballots required to be voted other than on the electronic  
8 voting system. Ballots deposited in the second ballot box shall  
9 be counted, tallied, and returned as is elsewhere provided in  
10 "The Election Code," as amended, for the counting and handling  
11 of paper ballots. Immediately after the closing of the polls,  
12 the judges of election shall make out a slip indicating the  
13 number of persons who voted in the precinct at the election.  
14 Such slip shall be signed by all the judges of election and  
15 shall be inserted by them in the first ballot box. The judges  
16 of election shall thereupon immediately lock each ballot box;  
17 provided, that if such box is not of a type which may be  
18 securely locked, such box shall be sealed with filament tape  
19 provided for such purpose which shall be wrapped around the box  
20 lengthwise and crosswise, at least twice each way, and in such  
21 manner that the seal completely covers the slot in the ballot  
22 box, and each of the judges shall sign such seal. Thereupon two  
23 of the judges of election, of different political parties,  
24 shall forthwith and by the most direct route transport both  
25 ballot boxes to the counting location designated by the county  
26 clerk or board of election commissioners.

1           Before the ballots of a precinct are fed to the electronic  
2 tabulating equipment, the first ballot box shall be opened at  
3 the central counting station by the two precinct transport  
4 judges. Upon opening a ballot box, such team shall first count  
5 the number of ballots in the box. If 2 or more are folded  
6 together so as to appear to have been cast by the same person,  
7 all of the ballots so folded together shall be marked and  
8 returned with the other ballots in the same condition, as near  
9 as may be, in which they were found when first opened, but  
10 shall not be counted. If the remaining ballots are found to  
11 exceed the number of persons voting in the precinct as shown by  
12 the slip signed by the judges of election, the ballots shall be  
13 replaced in the box, and the box closed and well shaken and  
14 again opened and one of the precinct transport judges shall  
15 publicly draw out so many ballots unopened as are equal to such  
16 excess.

17           Such excess ballots shall be marked "Excess-Not Counted"  
18 and signed by the two precinct transport judges and shall be  
19 placed in the "After 7:00 p.m. Defective Ballots Envelope". The  
20 number of excess ballots shall be noted in the remarks section  
21 of the Certificate of Results. "Excess" ballots shall not be  
22 counted in the total of "defective" ballots.

23           The precinct transport judges shall then examine the  
24 remaining ballots for write-in votes and shall count and  
25 tabulate the write-in vote; or

26           (b) A single ballot box, for the deposit of all votes cast,

1 shall be used. All ballots which are not to be tabulated on the  
2 electronic voting system shall be counted, tallied, and  
3 returned as elsewhere provided in "The Election Code," as  
4 amended, for the counting and handling of paper ballots.

5 All ballots to be processed and tabulated with the  
6 electronic voting system shall be processed as follows:

7 Immediately after the closing of the polls, the precinct  
8 judges of election then shall open the ballot box and canvass  
9 the votes polled to determine that the number of ballots  
10 therein agree with the number of voters voting as shown by the  
11 applications for ballot or if the same do not agree the judges  
12 of election shall make such ballots agree with the applications  
13 for ballot in the manner provided by Section 17-18 of "The  
14 Election Code." The judges of election shall then examine all  
15 ballot cards and ballot card envelopes which are in the ballot  
16 box to determine whether the ballot cards and ballot card  
17 envelopes bear the initials of a precinct judge of election. If  
18 any ballot card or ballot card envelope is not initialed, it  
19 shall be marked on the back "Defective," initialed as to such  
20 label by all judges immediately under such word "Defective,"  
21 and not counted, but placed in the envelope provided for that  
22 purpose labeled "Defective Ballots Envelope."

23 When an electronic voting system is used which utilizes a  
24 ballot card, before separating the ballot cards from their  
25 respective covering envelopes, the judges of election shall  
26 examine the ballot card envelopes for write-in votes. When the

1 voter has voted a write-in vote, the judges of election shall  
2 compare the write-in vote with the votes on the ballot card to  
3 determine whether such write-in results in an overvote for any  
4 office. In case of an overvote for any office, the judges of  
5 election, consisting in each case of at least one judge of  
6 election of each of the two major political parties, shall make  
7 a true duplicate ballot of all votes on such ballot card except  
8 for the office which is overvoted, by using the ballot label  
9 booklet of the precinct and one of the marking devices of the  
10 precinct so as to transfer all votes of the voter except for  
11 the office overvoted, to an official ballot card of that kind  
12 used in the precinct at that election. The original ballot card  
13 and envelope upon which there is an overvote shall be clearly  
14 labeled "Overvoted Ballot", and each shall bear the same serial  
15 number which shall be placed thereon by the judges of election,  
16 commencing with number 1 and continuing consecutively for the  
17 ballots of that kind in that precinct. The judges of election  
18 shall initial the "Duplicate Overvoted Ballot" ballot cards and  
19 shall place them in the box for return of the ballots. The  
20 "Overvoted Ballot" ballots and their envelopes shall be placed  
21 in the "Duplicate Ballots" envelope. Envelopes bearing  
22 write-in votes marked in the place designated therefor and  
23 bearing the initials of a precinct judge of election and not  
24 resulting in an overvote and otherwise complying with the  
25 election laws as to marking shall be counted, tallied, and  
26 their votes recorded on a tally sheet provided by the election

1 official in charge of the election. The ballot cards and ballot  
2 card envelopes shall be separated and all except any defective  
3 or overvoted shall be placed separately in the box for return  
4 of the ballots. The judges of election shall examine the  
5 ballots and ballot cards to determine if any is damaged or  
6 defective so that it cannot be counted by the automatic  
7 tabulating equipment. If any ballot or ballot card is damaged  
8 or defective so that it cannot properly be counted by the  
9 automatic tabulating equipment, the judges of election,  
10 consisting in each case of at least one judge of election of  
11 each of the two major political parties, shall make a true  
12 duplicate ballot of all votes on such ballot card by using the  
13 ballot label booklet of the precinct and one of the marking  
14 devices of the precinct. The original ballot or ballot card and  
15 envelope shall be clearly labeled "Damaged Ballot" and the  
16 ballot or ballot card so produced "Duplicate Damaged Ballot,"  
17 and each shall bear the same number which shall be placed  
18 thereon by the judges of election, commencing with number 1 and  
19 continuing consecutively for the ballots of that kind in the  
20 precinct. The judges of election shall initial the "Duplicate  
21 Damaged Ballot" ballot or ballot cards, and shall place them in  
22 the box for return of the ballots. The "Damaged Ballot" ballots  
23 or ballot cards and their envelopes shall be placed in the  
24 "Duplicated Ballots" envelope. A slip indicating the number of  
25 voters voting in person shall be made out, signed by all judges  
26 of election, and inserted in the box for return of the ballots.

1 The tally sheets recording the write-in votes shall be placed  
2 in this box. The judges of election thereupon immediately shall  
3 securely lock the ballot box or other suitable box furnished  
4 for return of the ballots by the election official in charge of  
5 the election; provided that if such box is not of a type which  
6 may be securely locked, such box shall be sealed with filament  
7 tape provided for such purpose which shall be wrapped around  
8 the box lengthwise and crosswise, at least twice each way. A  
9 separate adhesive seal label signed by each of the judges of  
10 election of the precinct shall be affixed to the box so as to  
11 cover any slot therein and to identify the box of the precinct;  
12 and if such box is sealed with filament tape as provided herein  
13 rather than locked, such tape shall be wrapped around the box  
14 as provided herein, but in such manner that the separate  
15 adhesive seal label affixed to the box and signed by the judges  
16 may not be removed without breaking the filament tape and  
17 disturbing the signature of the judges. Thereupon, 2 of the  
18 judges of election, of different major political parties,  
19 forthwith shall by the most direct route transport the box for  
20 return of the ballots and enclosed ballots and returns to the  
21 central counting location designated by the election official  
22 in charge of the election. If, however, because of the lack of  
23 adequate parking facilities at the central counting location or  
24 for any other reason, it is impossible or impracticable for the  
25 boxes from all the polling places to be delivered directly to  
26 the central counting location, the election official in charge

1 of the election may designate some other location to which the  
2 boxes shall be delivered by the 2 precinct judges. While at  
3 such other location the boxes shall be in the care and custody  
4 of one or more teams, each consisting of 4 persons, 2 from each  
5 of the two major political parties, designated for such purpose  
6 by the election official in charge of elections from  
7 recommendations by the appropriate political party  
8 organizations. As soon as possible, the boxes shall be  
9 transported from such other location to the central counting  
10 location by one or more teams, each consisting of 4 persons, 2  
11 from each of the 2 major political parties, designated for such  
12 purpose by the election official in charge of elections from  
13 recommendations by the appropriate political party  
14 organizations.

15 The "Defective Ballots" envelope, and "Duplicated Ballots"  
16 envelope each shall be securely sealed and the flap or end  
17 thereof of each signed by the precinct judges of election and  
18 returned to the central counting location with the box for  
19 return of the ballots, enclosed ballots and returns.

20 At the central counting location, a team of tally judges  
21 designated by the election official in charge of the election  
22 shall check the box returned containing the ballots to  
23 determine that all seals are intact, and thereupon shall open  
24 the box, check the voters' slip and compare the number of  
25 ballots so delivered against the total number of voters of the  
26 precinct who voted, remove the ballots or ballot cards and

1 deliver them to the technicians operating the automatic  
2 tabulating equipment. Any discrepancies between the number of  
3 ballots and total number of voters shall be noted on a sheet  
4 furnished for that purpose and signed by the tally judges; or

5 (c) A single ballot box, for the deposit of all votes cast,  
6 shall be used. Immediately after the closing of the polls, the  
7 precinct judges of election shall securely lock the ballot box;  
8 provided that if such box is not of a type which may be  
9 securely locked, such box shall be sealed with filament tape  
10 provided for such purpose which shall be wrapped around the box  
11 lengthwise and crosswise, at least twice each way. A separate  
12 adhesive seal label signed by each of the judges of election of  
13 the precinct shall be affixed to the box so as to cover any  
14 slot therein and to identify the box of the precinct; and if  
15 such box is sealed with filament tape as provided herein rather  
16 than locked, such tape shall be wrapped around the box as  
17 provided herein, but in such manner that the separate adhesive  
18 seal label affixed to the box and signed by the judges may not  
19 be removed without breaking the filament tape and disturbing  
20 the signature of the judges. Thereupon, 2 of the judges of  
21 election, of different major political parties, shall  
22 forthwith by the most direct route transport the box for return  
23 of the ballots and enclosed vote by mail absentee and early  
24 ballots and returns to the central counting location designated  
25 by the election official in charge of the election. If however,  
26 because of the lack of adequate parking facilities at the



1 central counting location or for some other reason, it is  
2 impossible or impracticable for the boxes from all the polling  
3 places to be delivered directly to the central counting  
4 location, the election official in charge of the election may  
5 designate some other location to which the boxes shall be  
6 delivered by the 2 precinct judges. While at such other  
7 location the boxes shall be in the care and custody of one or  
8 more teams, each consisting of 4 persons, 2 from each of the  
9 two major political parties, designated for such purpose by the  
10 election official in charge of elections from recommendations  
11 by the appropriate political party organizations. As soon as  
12 possible, the boxes shall be transported from such other  
13 location to the central counting location by one or more teams,  
14 each consisting of 4 persons, 2 from each of the 2 major  
15 political parties, designated for such purpose by the election  
16 official in charge of the election from recommendations by the  
17 appropriate political party organizations.

18 At the central counting location there shall be one or more  
19 teams of tally judges who possess the same qualifications as  
20 tally judges in election jurisdictions using paper ballots. The  
21 number of such teams shall be determined by the election  
22 authority. Each team shall consist of 5 tally judges, 3  
23 selected and approved by the county board from a certified list  
24 furnished by the chairman of the county central committee of  
25 the party with the majority of members on the county board and  
26 2 selected and approved by the county board from a certified

1 list furnished by the chairman of the county central committee  
2 of the party with the second largest number of members on the  
3 county board. At the central counting location a team of tally  
4 judges shall open the ballot box and canvass the votes polled  
5 to determine that the number of ballot sheets therein agree  
6 with the number of voters voting as shown by the applications  
7 for ballot; and, if the same do not agree, the tally judges  
8 shall make such ballots agree with the number of applications  
9 for ballot in the manner provided by Section 17-18 of the  
10 Election Code. The tally judges shall then examine all ballot  
11 sheets which are in the ballot box to determine whether they  
12 bear the initials of the precinct judge of election. If any  
13 ballot is not initialed, it shall be marked on the back  
14 "Defective", initialed as to such label by all tally judges  
15 immediately under such word "Defective", and not counted, but  
16 placed in the envelope provided for that purpose labeled  
17 "Defective Ballots Envelope". An overvote for one office shall  
18 invalidate only the vote or count of that particular office.

19 At the central counting location, a team of tally judges  
20 designated by the election official in charge of the election  
21 shall deliver the ballot sheets to the technicians operating  
22 the automatic tabulating equipment. Any discrepancies between  
23 the number of ballots and total number of voters shall be noted  
24 on a sheet furnished for that purpose and signed by the tally  
25 judges.

26 (2) Regardless of which procedure described in subsection

1 (1) of this Section is used, the judges of election designated  
2 to transport the ballots, properly signed and sealed as  
3 provided herein, shall ensure that the ballots are delivered to  
4 the central counting station no later than 12 hours after the  
5 polls close. At the central counting station a team of tally  
6 judges designated by the election official in charge of the  
7 election shall examine the ballots so transported and shall not  
8 accept ballots for tabulating which are not signed and sealed  
9 as provided in subsection (1) of this Section until the judges  
10 transporting the same make and sign the necessary corrections.  
11 Upon acceptance of the ballots by a team of tally judges at the  
12 central counting station, the election judges transporting the  
13 same shall take a receipt signed by the election official in  
14 charge of the election and stamped with the date and time of  
15 acceptance. The election judges whose duty it is to transport  
16 any ballots shall, in the event such ballots cannot be found  
17 when needed, on proper request, produce the receipt which they  
18 are to take as above provided.

19 (Source: P.A. 94-645, eff. 8-22-05; 94-1000, eff. 7-3-06.)

20 (10 ILCS 5/24A-15.1) (from Ch. 46, par. 24A-15.1)

21 Sec. 24A-15.1. Except as herein provided, discovery  
22 recounts and election contests shall be conducted as otherwise  
23 provided for in "The Election Code", as amended. The automatic  
24 tabulating equipment shall be tested prior to the discovery  
25 recount or election contest as provided in Section 24A-9, and

1 then the official ballots or ballot cards shall be recounted on  
2 the automatic tabulating equipment. In addition, (1) the ballot  
3 or ballot cards shall be checked for the presence or absence of  
4 judges' initials and other distinguishing marks, and (2) the  
5 ballots marked "Rejected", "Defective", "Objected to", "Vote by  
6 Mail Absentee Ballot", and "Early Ballot" shall be examined to  
7 determine the propriety of the labels, and (3) the "Duplicate  
8 Vote by Mail Absentee Ballots", "Duplicate Early Ballots",  
9 "Duplicate Overvoted Ballots" and "Duplicate Damaged Ballots"  
10 shall be compared with their respective originals to determine  
11 the correctness of the duplicates.

12 Any person who has filed a petition for discovery recount  
13 may request that a redundant count be conducted in those  
14 precincts in which the discovery recount is being conducted.  
15 The additional costs of such a redundant count shall be borne  
16 by the requesting party.

17 The log of the computer operator and all materials retained  
18 by the election authority in relation to vote tabulation and  
19 canvass shall be made available for any discovery recount or  
20 election contest.

21 (Source: P.A. 98-756, eff. 7-16-14.)

22 (10 ILCS 5/24B-6)

23 Sec. 24B-6. Ballot Information; Arrangement; Electronic  
24 Precinct Tabulation Optical Scan Technology Voting System;  
25 Vote by Mail Absentee Ballots; Spoiled Ballots. The ballot

1 information, shall, as far as practicable, be in the order of  
2 arrangement provided for paper ballots, except that the  
3 information may be in vertical or horizontal rows, or on a  
4 number of separate pages or displays on the marking device.  
5 Ballots for all questions or propositions to be voted on should  
6 be provided in a similar manner and must be arranged on the  
7 ballot sheet or marking device in the places provided for such  
8 purposes. Ballots shall be of white paper unless provided  
9 otherwise by administrative rule of the State Board of  
10 Elections or otherwise specified.

11 All propositions, including but not limited to  
12 propositions calling for a constitutional convention,  
13 constitutional amendment, judicial retention, and public  
14 measures to be voted upon shall be placed on separate portions  
15 of the ballot sheet or marking device by utilizing borders or  
16 grey screens. Candidates shall be listed on a separate portion  
17 of the ballot sheet or marking device by utilizing borders or  
18 grey screens. Whenever a person has submitted a declaration of  
19 intent to be a write-in candidate as required in Sections  
20 17-16.1 and 18-9.1, a line or lines on which the voter may  
21 select a write-in candidate shall be printed below the name of  
22 the last candidate nominated for such office. Such line or  
23 lines shall be proximate to an area provided for marking votes  
24 for the write-in candidate or candidates. The number of  
25 write-in lines for an office shall equal the number of persons  
26 who have filed declarations of intent to be write-in candidates

1 plus an additional line or lines for write-in candidates who  
2 qualify to file declarations to be write-in candidates under  
3 Sections 17-16.1 and 18-9.1 when the certification of ballot  
4 contains the words "OBJECTION PENDING" next to the name of that  
5 candidate, up to the number of candidates for which a voter may  
6 vote. In the case of write-in lines for the offices of Governor  
7 and Lieutenant Governor, 2 lines shall be printed within a  
8 bracket and a single square shall be printed in front of the  
9 bracket. More than one amendment to the constitution may be  
10 placed on the same portion of the ballot sheet or marking  
11 device. Constitutional convention or constitutional amendment  
12 propositions shall be printed or displayed on a separate  
13 portion of the ballot sheet or marking device and designated by  
14 borders or grey screens, unless otherwise provided by  
15 administrative rule of the State Board of Elections. More than  
16 one public measure or proposition may be placed on the same  
17 portion of the ballot sheet or marking device. More than one  
18 proposition for retention of judges in office may be placed on  
19 the same portion of the ballot sheet or marking device. Names  
20 of candidates shall be printed in black. The party affiliation  
21 of each candidate or the word "independent" shall appear near  
22 or under the candidate's name, and the names of candidates for  
23 the same office shall be listed vertically under the title of  
24 that office, on separate pages of the marking device, or as  
25 otherwise approved by the State Board of Elections. If no  
26 candidate or candidates file for an office and if no person or

1 persons file a declaration as a write-in candidate for that  
2 office, then below the title of that office the election  
3 authority instead shall print "No Candidate". In the case of  
4 nonpartisan elections for officers of political subdivisions,  
5 unless the statute or an ordinance adopted pursuant to Article  
6 VII of the Constitution requires otherwise, the listing of  
7 nonpartisan candidates shall not include any party or  
8 "independent" designation. Judicial retention questions and  
9 ballot questions for all public measures and other propositions  
10 shall be designated by borders or grey screens on the ballot or  
11 marking device. In primary elections, a separate ballot, or  
12 displays on the marking device, shall be used for each  
13 political party holding a primary, with the ballot or marking  
14 device arranged to include names of the candidates of the party  
15 and public measures and other propositions to be voted upon on  
16 the day of the primary election.

17 If the ballot includes both candidates for office and  
18 public measures or propositions to be voted on, the election  
19 official in charge of the election shall divide the ballot or  
20 displays on the marking device in sections for "Candidates" and  
21 "Propositions", or separate ballots may be used.

22 Vote by Mail ~~Absentee~~ ballots may consist of envelopes,  
23 paper ballots, or ballot sheets ~~voted in person in the office~~  
24 ~~of the election official in charge of the election or voted by~~  
25 ~~mail~~. Where a Precinct Tabulation Optical Scan Technology  
26 ballot is used for voting by mail it must be accompanied by

1 voter instructions.

2 Any voter who spoils his or her ballot, makes an error, or  
3 has a ballot returned by the automatic tabulating equipment may  
4 return the ballot to the judges of election and get another  
5 ballot.

6 (Source: P.A. 95-699, eff. 11-9-07; 95-862, eff. 8-19-08;  
7 96-1018, eff. 1-1-11.)

8 (10 ILCS 5/24B-10)

9 Sec. 24B-10. Receiving, Counting, Tallying and Return of  
10 Ballots; Acceptance of Ballots by Election Authority.

11 (a) In an election jurisdiction which has adopted an  
12 electronic Precinct Tabulation Optical Scan Technology voting  
13 system, the election official in charge of the election shall  
14 select one of the 3 following procedures for receiving,  
15 counting, tallying, and return of the ballots:

16 (1) Two ballot boxes shall be provided for each polling  
17 place. The first ballot box is for the depositing of votes  
18 cast on the electronic voting system; and the second ballot  
19 box is for all votes cast on other ballots, including any  
20 paper ballots required to be voted other than on the  
21 Precinct Tabulation Optical Scan Technology electronic  
22 voting system. Ballots deposited in the second ballot box  
23 shall be counted, tallied, and returned as is elsewhere  
24 provided in this Code for the counting and handling of  
25 paper ballots. Immediately after the closing of the polls,



1 the judges of election shall make out a slip indicating the  
2 number of persons who voted in the precinct at the  
3 election. The slip shall be signed by all the judges of  
4 election and shall be inserted by them in the first ballot  
5 box. The judges of election shall thereupon immediately  
6 lock each ballot box; provided, that if the box is not of a  
7 type which may be securely locked, the box shall be sealed  
8 with filament tape provided for the purpose that shall be  
9 wrapped around the box lengthwise and crosswise, at least  
10 twice each way, and in a manner that the seal completely  
11 covers the slot in the ballot box, and each of the judges  
12 shall sign the seal. Two of the judges of election, of  
13 different political parties, shall by the most direct route  
14 transport both ballot boxes to the counting location  
15 designated by the county clerk or board of election  
16 commissioners.

17 Before the ballots of a precinct are fed to the  
18 electronic Precinct Tabulation Optical Scan Technology  
19 tabulating equipment, the first ballot box shall be opened  
20 at the central counting station by the 2 precinct transport  
21 judges. Upon opening a ballot box, the team shall first  
22 count the number of ballots in the box. If 2 or more are  
23 folded together to appear to have been cast by the same  
24 person, all of the ballots folded together shall be marked  
25 and returned with the other ballots in the same condition,  
26 as near as may be, in which they were found when first

1 opened, but shall not be counted. If the remaining ballots  
2 are found to exceed the number of persons voting in the  
3 precinct as shown by the slip signed by the judges of  
4 election, the ballots shall be replaced in the box, and the  
5 box closed and well shaken and again opened and one of the  
6 precinct transport judges shall publicly draw out so many  
7 ballots unopened as are equal to the excess.

8 The excess ballots shall be marked "Excess-Not  
9 Counted" and signed by the 2 precinct transport judges and  
10 shall be placed in the "After 7:00 p.m. Defective Ballots  
11 Envelope". The number of excess ballots shall be noted in  
12 the remarks section of the Certificate of Results. "Excess"  
13 ballots shall not be counted in the total of "defective"  
14 ballots.

15 The precinct transport judges shall then examine the  
16 remaining ballots for write-in votes and shall count and  
17 tabulate the write-in vote.

18 (2) A single ballot box, for the deposit of all votes  
19 cast, shall be used. All ballots which are not to be  
20 tabulated on the electronic voting system shall be counted,  
21 tallied, and returned as elsewhere provided in this Code  
22 for the counting and handling of paper ballots.

23 All ballots to be processed and tabulated with the  
24 electronic Precinct Tabulation Optical Scan Technology  
25 voting system shall be processed as follows:

26 Immediately after the closing of the polls, the

1 precinct judges of election shall open the ballot box and  
2 canvass the votes polled to determine that the number of  
3 ballots agree with the number of voters voting as shown by  
4 the applications for ballot, or if the same do not agree  
5 the judges of election shall make such ballots agree with  
6 the applications for ballot in the manner provided by  
7 Section 17-18 of this Code.

8 In case of an overvote for any office, the judges of  
9 election, consisting in each case of at least one judge of  
10 election of each of the 2 major political parties, shall  
11 make a true duplicate ballot of all votes on the ballot  
12 except for the office which is overvoted, by using the  
13 ballot of the precinct and one of the marking devices, or  
14 equivalent ballot, of the precinct to transfer all votes of  
15 the voter except for the office overvoted, to an official  
16 ballot of that kind used in the precinct at that election.  
17 The original ballot upon which there is an overvote shall  
18 be clearly labeled "Overvoted Ballot", and each shall bear  
19 the same serial number which shall be placed thereon by the  
20 judges of election, beginning with number 1 and continuing  
21 consecutively for the ballots of that kind in that  
22 precinct. The judges of election shall initial the  
23 "Duplicate Overvoted Ballot" ballots and shall place them  
24 in the box for return of the ballots. The "Overvoted  
25 Ballot" ballots shall be placed in the "Duplicate Ballots"  
26 envelope. The ballots except any defective or overvoted

1 ballot shall be placed separately in the box for return of  
2 the ballots. The judges of election shall examine the  
3 ballots to determine if any is damaged or defective so that  
4 it cannot be counted by the automatic tabulating equipment.  
5 If any ballot is damaged or defective so that it cannot  
6 properly be counted by the automatic tabulating equipment,  
7 the judges of election, consisting in each case of at least  
8 one judge of election of each of the 2 major political  
9 parties, shall make a true duplicate ballot of all votes on  
10 such ballot by using the ballot of the precinct and one of  
11 the marking devices, or equivalent ballot, of the precinct.  
12 The original ballot and ballot envelope shall be clearly  
13 labeled "Damaged Ballot" and the ballot so produced  
14 "Duplicate Damaged Ballot", and each shall bear the same  
15 number which shall be placed thereon by the judges of  
16 election, commencing with number 1 and continuing  
17 consecutively for the ballots of that kind in the precinct.  
18 The judges of election shall initial the "Duplicate Damaged  
19 Ballot" ballot and shall place them in the box for return  
20 of the ballots. The "Damaged Ballot" ballots shall be  
21 placed in the "Duplicated Ballots" envelope. A slip  
22 indicating the number of voters voting in person and the  
23 total number of voters of the precinct who voted at the  
24 election shall be made out, signed by all judges of  
25 election, and inserted in the box for return of the  
26 ballots. The tally sheets recording the write-in votes

1 shall be placed in this box. The judges of election  
2 immediately shall securely lock the ballot box or other  
3 suitable box furnished for return of the ballots by the  
4 election official in charge of the election; provided that  
5 if the box is not of a type which may be securely locked,  
6 the box shall be sealed with filament tape provided for the  
7 purpose which shall be wrapped around the box lengthwise  
8 and crosswise, at least twice each way. A separate adhesive  
9 seal label signed by each of the judges of election of the  
10 precinct shall be affixed to the box to cover any slot  
11 therein and to identify the box of the precinct; and if the  
12 box is sealed with filament tape as provided rather than  
13 locked, such tape shall be wrapped around the box as  
14 provided, but in such manner that the separate adhesive  
15 seal label affixed to the box and signed by the judges may  
16 not be removed without breaking the filament tape and  
17 disturbing the signature of the judges. Two of the judges  
18 of election, of different major political parties, shall by  
19 the most direct route transport the box for return of the  
20 ballots and enclosed ballots and returns to the central  
21 counting location designated by the election official in  
22 charge of the election. If, however, because of the lack of  
23 adequate parking facilities at the central counting  
24 location or for any other reason, it is impossible or  
25 impracticable for the boxes from all the polling places to  
26 be delivered directly to the central counting location, the

1 election official in charge of the election may designate  
2 some other location to which the boxes shall be delivered  
3 by the 2 precinct judges. While at the other location the  
4 boxes shall be in the care and custody of one or more  
5 teams, each consisting of 4 persons, 2 from each of the 2  
6 major political parties, designated for such purpose by the  
7 election official in charge of elections from  
8 recommendations by the appropriate political party  
9 organizations. As soon as possible, the boxes shall be  
10 transported from the other location to the central counting  
11 location by one or more teams, each consisting of 4  
12 persons, 2 from each of the 2 major political parties,  
13 designated for the purpose by the election official in  
14 charge of elections from recommendations by the  
15 appropriate political party organizations.

16 The "Defective Ballots" envelope, and "Duplicated  
17 Ballots" envelope each shall be securely sealed and the  
18 flap or end of each envelope signed by the precinct judges  
19 of election and returned to the central counting location  
20 with the box for return of the ballots, enclosed ballots  
21 and returns.

22 At the central counting location, a team of tally  
23 judges designated by the election official in charge of the  
24 election shall check the box returned containing the  
25 ballots to determine that all seals are intact, and shall  
26 open the box, check the voters' slip and compare the number

1 of ballots so delivered against the total number of voters  
2 of the precinct who voted, remove the ballots and deliver  
3 them to the technicians operating the automatic tabulating  
4 equipment. Any discrepancies between the number of ballots  
5 and total number of voters shall be noted on a sheet  
6 furnished for that purpose and signed by the tally judges.

7 (3) A single ballot box, for the deposit of all votes  
8 cast, shall be used. Immediately after the closing of the  
9 polls, the precinct judges of election shall securely lock  
10 the ballot box; provided that if such box is not of a type  
11 which may be securely locked, the box shall be sealed with  
12 filament tape provided for the purpose which shall be  
13 wrapped around the box lengthwise and crosswise, at least  
14 twice each way. A separate adhesive seal label signed by  
15 each of the judges of election of the precinct shall be  
16 affixed to the box to cover any slot therein and to  
17 identify the box of the precinct; and if the box is sealed  
18 with filament tape as provided rather than locked, such  
19 tape shall be wrapped around the box as provided, but in a  
20 manner that the separate adhesive seal label affixed to the  
21 box and signed by the judges may not be removed without  
22 breaking the filament tape and disturbing the signature of  
23 the judges. Two of the judges of election, of different  
24 major political parties, shall by the most direct route  
25 transport the box for return of the ballots and enclosed  
26 vote by mail absentee and early ballots and returns to the

1 central counting location designated by the election  
2 official in charge of the election. If however, because of  
3 the lack of adequate parking facilities at the central  
4 counting location or for some other reason, it is  
5 impossible or impracticable for the boxes from all the  
6 polling places to be delivered directly to the central  
7 counting location, the election official in charge of the  
8 election may designate some other location to which the  
9 boxes shall be delivered by the 2 precinct judges. While at  
10 the other location the boxes shall be in the care and  
11 custody of one or more teams, each consisting of 4 persons,  
12 2 from each of the 2 major political parties, designated  
13 for the purpose by the election official in charge of  
14 elections from recommendations by the appropriate  
15 political party organizations. As soon as possible, the  
16 boxes shall be transported from the other location to the  
17 central counting location by one or more teams, each  
18 consisting of 4 persons, 2 from each of the 2 major  
19 political parties, designated for the purpose by the  
20 election official in charge of the election from  
21 recommendations by the appropriate political party  
22 organizations.

23 At the central counting location there shall be one or  
24 more teams of tally judges who possess the same  
25 qualifications as tally judges in election jurisdictions  
26 using paper ballots. The number of the teams shall be



1 determined by the election authority. Each team shall  
2 consist of 5 tally judges, 3 selected and approved by the  
3 county board from a certified list furnished by the  
4 chairman of the county central committee of the party with  
5 the majority of members on the county board and 2 selected  
6 and approved by the county board from a certified list  
7 furnished by the chairman of the county central committee  
8 of the party with the second largest number of members on  
9 the county board. At the central counting location a team  
10 of tally judges shall open the ballot box and canvass the  
11 votes polled to determine that the number of ballot sheets  
12 therein agree with the number of voters voting as shown by  
13 the applications for ballot and, if the same do not agree,  
14 the tally judges shall make such ballots agree with the  
15 number of applications for ballot in the manner provided by  
16 Section 17-18 of this Code. The tally judges shall then  
17 examine all ballot sheets that are in the ballot box to  
18 determine whether they bear the initials of the precinct  
19 judge of election. If any ballot is not initialed, it shall  
20 be marked on the back "Defective", initialed as to that  
21 label by all tally judges immediately under the word  
22 "Defective", and not counted, but placed in the envelope  
23 provided for that purpose labeled "Defective Ballots  
24 Envelope". An overvote for one office shall invalidate only  
25 the vote or count for that particular office.

26 At the central counting location, a team of tally

1 judges designated by the election official in charge of the  
2 election shall deliver the ballot sheets to the technicians  
3 operating the automatic Precinct Tabulation Optical Scan  
4 Technology tabulating equipment. Any discrepancies between  
5 the number of ballots and total number of voters shall be  
6 noted on a sheet furnished for that purpose and signed by  
7 the tally judges.

8 (b) Regardless of which procedure described in subsection  
9 (a) of this Section is used, the judges of election designated  
10 to transport the ballots properly signed and sealed, shall  
11 ensure that the ballots are delivered to the central counting  
12 station no later than 12 hours after the polls close. At the  
13 central counting station, a team of tally judges designated by  
14 the election official in charge of the election shall examine  
15 the ballots so transported and shall not accept ballots for  
16 tabulating which are not signed and sealed as provided in  
17 subsection (a) of this Section until the judges transporting  
18 the ballots make and sign the necessary corrections. Upon  
19 acceptance of the ballots by a team of tally judges at the  
20 central counting station, the election judges transporting the  
21 ballots shall take a receipt signed by the election official in  
22 charge of the election and stamped with the date and time of  
23 acceptance. The election judges whose duty it is to transport  
24 any ballots shall, in the event the ballots cannot be found  
25 when needed, on proper request, produce the receipt which they  
26 are to take as above provided.

1 (Source: P.A. 93-574, eff. 8-21-03; 94-645, eff. 8-22-05;  
2 94-1000, eff. 7-3-06.)

3 (10 ILCS 5/24B-15.1)

4 Sec. 24B-15.1. Discovery recounts and election contests.  
5 Except as provided, discovery recounts and election contests  
6 shall be conducted as otherwise provided for in this Code. The  
7 automatic Precinct Tabulation Optical Scan Technology  
8 tabulating equipment shall be tested prior to the discovery  
9 recount or election contest as provided in Section 24B-9, and  
10 then the official ballots shall be recounted on the automatic  
11 tabulating equipment. In addition, (a) the ballots shall be  
12 checked for the presence or absence of judges' initials and  
13 other distinguishing marks, and (b) the ballots marked  
14 "Rejected", "Defective", "Objected To", "Early Ballot", and  
15 "Vote by Mail ~~Absentee~~ Ballot" shall be examined to determine  
16 the propriety of the labels, and (c) the "Duplicate Vote by  
17 Mail ~~Absentee~~ Ballots", "Duplicate Overvoted Ballots",  
18 "Duplicate Early Ballot", and "Duplicate Damaged Ballots"  
19 shall be compared with their respective originals to determine  
20 the correctness of the duplicates.

21 Any person who has filed a petition for discovery recount  
22 may request that a redundant count be conducted in those  
23 precincts in which the discovery recount is being conducted.  
24 The additional costs of a redundant count shall be borne by the  
25 requesting party.

1           The log of the computer operator and all materials retained  
2 by the election authority in relation to vote tabulation and  
3 canvass shall be made available for any discovery recount or  
4 election contest.

5           (Source: P.A. 94-645, eff. 8-22-05.)

6           (10 ILCS 5/24C-1)

7           Sec. 24C-1. Purpose. The purpose of this Article is to  
8 authorize the use of Direct Recording Electronic Voting Systems  
9 approved by the State Board of Elections. In a Direct Recording  
10 Electronic Voting System, voters cast votes by means of a  
11 ballot display provided with mechanical or electro-optical  
12 devices that can be activated by the voters to mark their  
13 choices for the candidates of their preference and for or  
14 against public questions. Such voting devices shall be capable  
15 of instantaneously recording such votes, storing such votes,  
16 producing a permanent paper record and tabulating such votes at  
17 the precinct or at one or more counting stations. This Article  
18 authorizes the use of Direct Recording Electronic Voting  
19 Systems for in-precinct counting applications and for early  
20 ~~in-person absentee~~ voting in the office of the election  
21 authority and in the offices of local officials authorized by  
22 the election authority to conduct such early ~~absentee~~ voting.  
23 All other early ~~absentee~~ ballots must be counted at the office  
24 of the election authority.

25           (Source: P.A. 93-574, eff. 8-21-03.)

1 (10 ILCS 5/24C-6)

2 Sec. 24C-6. Ballot Information; Arrangement; Direct  
3 Recording Electronic Voting System; Vote by Mail ~~Absentee~~  
4 Ballots; Spoiled Ballots. The ballot information, shall, as far  
5 as practicable, be in the order of arrangement provided for  
6 paper ballots, except that the information may be in vertical  
7 or horizontal rows, or on a number of separate pages or display  
8 screens.

9 Ballots for all public questions to be voted on should be  
10 provided in a similar manner and must be arranged on the ballot  
11 in the places provided for such purposes. All public questions,  
12 including but not limited to public questions calling for a  
13 constitutional convention, constitutional amendment, or  
14 judicial retention, shall be placed on the ballot separate and  
15 apart from candidates. Ballots for all public questions shall  
16 be clearly designated by borders or different color screens.  
17 More than one amendment to the constitution may be placed on  
18 the same portion of the ballot sheet. Constitutional convention  
19 or constitutional amendment propositions shall be placed on a  
20 separate portion of the ballot and designated by borders or  
21 unique color screens, unless otherwise provided by  
22 administrative rule of the State Board of Elections. More than  
23 one public question may be placed on the same portion of the  
24 ballot. More than one proposition for retention of judges in  
25 office may be placed on the same portion of the ballot.

1           The party affiliation, if any, of each candidate or the  
2 word "independent", where applicable, shall appear near or  
3 under the candidate's name, and the names of candidates for the  
4 same office shall be listed vertically under the title of that  
5 office. In the case of nonpartisan elections for officers of  
6 political subdivisions, unless the statute or an ordinance  
7 adopted pursuant to Article VII of the Constitution requires  
8 otherwise, the listing of nonpartisan candidates shall not  
9 include any party or "independent" designation. If no candidate  
10 or candidates file for an office and if no person or persons  
11 file a declaration as a write-in candidate for that office,  
12 then below the title of that office the election authority  
13 shall print "No Candidate". In primary elections, a separate  
14 ballot shall be used for each political party holding a  
15 primary, with the ballot arranged to include names of the  
16 candidates of the party and public questions and other  
17 propositions to be voted upon on the day of the primary  
18 election.

19           If the ballot includes both candidates for office and  
20 public questions or propositions to be voted on, the election  
21 official in charge of the election shall divide the ballot in  
22 sections for "Candidates" and "Public Questions", or separate  
23 ballots may be used.

24           Any voter who spoils his or her ballot, makes an error, or  
25 has a ballot rejected by the automatic tabulating equipment  
26 shall be provided a means of correcting the ballot or obtaining

1 a new ballot prior to casting his or her ballot.

2 Any election authority using a Direct Recording Electronic  
3 Voting System may use voting systems approved for use under  
4 Articles 24A or 24B of this Code in conducting vote by mail or  
5 early absentee voting ~~in the office of the election authority~~  
6 ~~or voted by mail.~~

7 (Source: P.A. 95-862, eff. 8-19-08.)

8 (10 ILCS 5/24C-11)

9 Sec. 24C-11. Functional requirements. A Direct Recording  
10 Electronic Voting System shall, in addition to satisfying the  
11 other requirements of this Article, fulfill the following  
12 functional requirements:

13 (a) Provide a voter in a primary election with the means of  
14 casting a ballot containing votes for any and all candidates of  
15 the party or parties of his or her choice, and for any and all  
16 non-partisan candidates and public questions and preclude the  
17 voter from voting for any candidate of any other political  
18 party except when legally permitted. In a general election, the  
19 system shall provide the voter with means of selecting the  
20 appropriate number of candidates for any office, and of voting  
21 on any public question on the ballot to which he or she is  
22 entitled to vote.

23 (b) If a voter is not entitled to vote for particular  
24 candidates or public questions appearing on the ballot, the  
25 system shall prevent the selection of the prohibited votes.

1           (c) Once the proper ballot has been selected, the system  
2 devices shall provide a means of enabling the recording of  
3 votes and the casting of said ballot.

4           (d) System voting devices shall provide voting choices that  
5 are clear to the voter and labels indicating the names of every  
6 candidate and the text of every public question on the voter's  
7 ballot. Each label shall identify the selection button or  
8 switch, or the active area of the ballot associated with it.  
9 The system shall be able to incorporate minimal, easy-to-follow  
10 on-screen instruction for the voter on how to cast a ballot.

11           (e) Voting devices shall (i) enable the voter to vote for  
12 any and all candidates and public questions appearing on the  
13 ballot for which the voter is lawfully entitled to vote, in any  
14 legal number and combination; (ii) detect and reject all votes  
15 for an office or upon a public question when the voter has cast  
16 more votes for the office or upon the public question than the  
17 voter is entitled to cast; (iii) notify the voter if the  
18 voter's choices as recorded on the ballot for an office or  
19 public question are fewer than or exceed the number that the  
20 voter is entitled to vote for on that office or public question  
21 and the effect of casting more or fewer votes than legally  
22 permitted; (iv) notify the voter if the voter has failed to  
23 completely cast a vote for an office or public question  
24 appearing on the ballot; and (v) permit the voter, in a private  
25 and independent manner, to verify the votes selected by the  
26 voter, to change the ballot or to correct any error on the



1 ballot before the ballot is completely cast and counted. A  
2 means shall be provided to indicate each selection after it has  
3 been made or canceled.

4 (f) System voting devices shall provide a means for the  
5 voter to signify that the selection of candidates and public  
6 questions has been completed. Upon activation, the system shall  
7 record an image of the completed ballot, increment the proper  
8 ballot position registers, and shall signify to the voter that  
9 the ballot has been cast. The system shall then prevent any  
10 further attempt to vote until it has been reset or re-enabled  
11 by a judge of election.

12 (g) Each system voting device shall be equipped with a  
13 public counter that can be set to zero prior to the opening of  
14 the polling place, and that records the number of ballots cast  
15 at a particular election. The counter shall be incremented only  
16 by the casting of a ballot. The counter shall be designed to  
17 prevent disabling or resetting by other than authorized persons  
18 after the polls close. The counter shall be visible to all  
19 judges of election so long as the device is installed at the  
20 polling place.

21 (h) Each system voting device shall be equipped with a  
22 protective counter that records all of the testing and election  
23 ballots cast since the unit was built. This counter shall be  
24 designed so that its reading cannot be changed by any cause  
25 other than the casting of a ballot. The protective counter  
26 shall be incapable of ever being reset and it shall be visible

1 at all times when the device is configured for testing,  
2 maintenance, or election use.

3 (i) All system devices shall provide a means of preventing  
4 further voting once the polling place has closed and after all  
5 eligible voters have voted. Such means of control shall  
6 incorporate a visible indication of system status. Each device  
7 shall prevent any unauthorized use, prevent tampering with  
8 ballot labels and preclude its re-opening once the poll closing  
9 has been completed for that election.

10 (j) The system shall produce a printed summary report of  
11 the votes cast upon each voting device. Until the proper  
12 sequence of events associated with closing the polling place  
13 has been completed, the system shall not allow the printing of  
14 a report or the extraction of data. The printed report shall  
15 also contain all system audit information to be required by the  
16 election authority. Data shall not be altered or otherwise  
17 destroyed by report generation and the system shall ensure the  
18 integrity and security of data for a period of at least 6  
19 months after the polls close.

20 (k) If more than one voting device is used in a polling  
21 place, the system shall provide a means to manually or  
22 electronically consolidate the data from all such units into a  
23 single report even if different voting systems are used to  
24 record ~~absentee~~ ballots. The system shall also be capable of  
25 merging the vote tabulation results produced by other vote  
26 tabulation systems, if necessary.

1           (1) System functions shall be implemented such that  
2 unauthorized access to them is prevented and the execution of  
3 authorized functions in an improper sequence is precluded.  
4 System functions shall be executable only in the intended  
5 manner and order, and only under the intended conditions. If  
6 the preconditions to a system function have not been met, the  
7 function shall be precluded from executing by the system's  
8 control logic.

9           (m) All system voting devices shall incorporate at least 3  
10 memories in the machine itself and in its programmable memory  
11 devices.

12           (n) The system shall include capabilities of recording and  
13 reporting the date and time of normal and abnormal events and  
14 of maintaining a permanent record of audit information that  
15 cannot be turned off. Provisions shall be made to detect and  
16 record significant events (e.g., casting a ballot, error  
17 conditions that cannot be disposed of by the system itself,  
18 time-dependent or programmed events that occur without the  
19 intervention of the voter or a judge of election).

20           (o) The system and each system voting device must be  
21 capable of creating, printing and maintaining a permanent paper  
22 record and an electronic image of each ballot that is cast such  
23 that records of individual ballots are maintained by a  
24 subsystem independent and distinct from the main vote  
25 detection, interpretation, processing and reporting path. The  
26 electronic images of each ballot must protect the integrity of

1 the data and the anonymity of each voter, for example, by means  
2 of storage location scrambling. The ballot image records may be  
3 either machine-readable or manually transcribed, or both, at  
4 the discretion of the election authority.

5 (p) The system shall include built-in test, measurement and  
6 diagnostic software and hardware for detecting and reporting  
7 the system's status and degree of operability.

8 (q) The system shall contain provisions for maintaining the  
9 integrity of memory voting and audit data during an election  
10 and for a period of at least 6 months thereafter and shall  
11 provide the means for creating an audit trail.

12 (r) The system shall be fully accessible so as to permit  
13 blind or visually impaired voters as well as physically  
14 disabled voters to exercise their right to vote in private and  
15 without assistance.

16 (s) The system shall provide alternative language  
17 accessibility if required pursuant to Section 203 of the Voting  
18 Rights Act of 1965.

19 (t) Each voting device shall enable a voter to vote for a  
20 person whose name does not appear on the ballot.

21 (u) The system shall record and count accurately each vote  
22 properly cast for or against any candidate and for or against  
23 any public question, including the names of all candidates  
24 whose names are written in by the voters.

25 (v) The system shall allow for accepting provisional  
26 ballots and for separating such provisional ballots from

1 precinct totals until authorized by the election authority.

2 (w) The system shall provide an effective audit trail as  
3 defined in Section 24C-2 in this Code.

4 (x) The system shall be suitably designed for the purpose  
5 used, be durably constructed, and be designed for safety,  
6 accuracy and efficiency.

7 (y) The system shall comply with all provisions of federal,  
8 State and local election laws and regulations and any future  
9 modifications to those laws and regulations.

10 (Source: P.A. 95-699, eff. 11-9-07.)

11 (10 ILCS 5/24C-13)

12 Sec. 24C-13. Vote by Mail ~~Absentee~~ ballots; Early voting  
13 ballots; Proceedings at Location for Central Counting;  
14 Employees; Approval of List.

15 (a) All jurisdictions using Direct Recording Electronic  
16 Voting Systems shall use paper ballots or paper ballot sheets  
17 approved for use under Articles 16, 24A or 24B of this Code  
18 when conducting vote by mail ~~absentee~~ voting ~~except that Direct~~  
19 ~~Recording Electronic Voting Systems may be used for in-person~~  
20 ~~absentee voting conducted pursuant to Section 19-2.1 of this~~  
21 ~~Code~~. All vote by mail ~~absentee~~ ballots shall be counted at the  
22 central ballot counting location of the election authority. The  
23 provisions of Section 24A-9, 24B-9 and 24C-9 of this Code shall  
24 apply to the testing and notice requirements for central count  
25 tabulation equipment, including comparing the signature on the

1 ballot envelope with the signature of the voter on the  
2 permanent voter registration record card taken from the master  
3 file. Vote results shall be recorded by precinct and shall be  
4 added to the vote results for the precinct in which the vote by  
5 mail ~~absent~~ voter was eligible to vote prior to completion of  
6 the official canvass.

7 (b) All proceedings at the location for central counting  
8 shall be under the direction of the county clerk or board of  
9 election commissioners. Except for any specially trained  
10 technicians required for the operation of the Direct Recording  
11 Electronic Voting System, the employees at the counting station  
12 shall be equally divided between members of the 2 leading  
13 political parties and all duties performed by the employees  
14 shall be by teams consisting of an equal number of members of  
15 each political party. Thirty days before an election the county  
16 clerk or board of election commissioners shall submit to the  
17 chairman of each political party, for his or her approval or  
18 disapproval, a list of persons of his or her party proposed to  
19 be employed. If a chairman fails to notify the election  
20 authority of his or her disapproval of any proposed employee  
21 within a period of 10 days thereafter the list shall be deemed  
22 approved.

23 (Source: P.A. 93-574, eff. 8-21-03; 94-645, eff. 8-22-05;  
24 94-1000, eff. 7-3-06.)

1           Sec. 24C-15. Official Return of Precinct; Check of Totals;  
2           Audit. The precinct return printed by the Direct Recording  
3           Electronic Voting System tabulating equipment shall include  
4           the number of ballots cast and votes cast for each candidate  
5           and public question and shall constitute the official return of  
6           each precinct. In addition to the precinct return, the election  
7           authority shall provide the number of applications for ballots  
8           in each precinct, the total number of ballots and vote by mail  
9           ~~absentee~~ ballots counted in each precinct for each political  
10          subdivision and district and the number of registered voters in  
11          each precinct. However, the election authority shall check the  
12          totals shown by the precinct return and, if there is an obvious  
13          discrepancy regarding the total number of votes cast in any  
14          precinct, shall have the ballots for that precinct audited to  
15          correct the return. The procedures for this audit shall apply  
16          prior to and after the proclamation is completed; however,  
17          after the proclamation of results, the election authority must  
18          obtain a court order to unseal voted ballots or voting devices  
19          except for election contests and discovery recounts. The  
20          certificate of results, which has been prepared and signed by  
21          the judges of election after the ballots have been tabulated,  
22          shall be the document used for the canvass of votes for such  
23          precinct. Whenever a discrepancy exists during the canvass of  
24          votes between the unofficial results and the certificate of  
25          results, or whenever a discrepancy exists during the canvass of  
26          votes between the certificate of results and the set of totals

1 reflected on the certificate of results, the ballots for that  
2 precinct shall be audited to correct the return.

3 Prior to the proclamation, the election authority shall  
4 test the voting devices and equipment in 5% of the precincts  
5 within the election jurisdiction, as well as 5% of the voting  
6 devices used in early voting. The precincts and the voting  
7 devices to be tested shall be selected after election day on a  
8 random basis by the State Board of Elections, so that every  
9 precinct and every device used in early voting in the election  
10 jurisdiction has an equal mathematical chance of being  
11 selected. The State Board of Elections shall design a standard  
12 and scientific random method of selecting the precincts and  
13 voting devices that are to be tested. The State central  
14 committee chairman of each established political party shall be  
15 given prior written notice of the time and place of the random  
16 selection procedure and may be represented at the procedure.

17 The test shall be conducted by counting the votes marked on  
18 the permanent paper record of each ballot cast in the tested  
19 precinct printed by the voting system at the time that each  
20 ballot was cast and comparing the results of this count with  
21 the results shown by the certificate of results prepared by the  
22 Direct Recording Electronic Voting System in the test precinct.  
23 The election authority shall test count these votes either by  
24 hand or by using an automatic tabulating device other than a  
25 Direct Recording Electronic voting device that has been  
26 approved by the State Board of Elections for that purpose and



1 tested before use to ensure accuracy. The election authority  
2 shall print the results of each test count. If any error is  
3 detected, the cause shall be determined and corrected, and an  
4 errorless count shall be made prior to the official canvass and  
5 proclamation of election results. If an errorless count cannot  
6 be conducted and there continues to be difference in vote  
7 results between the certificate of results produced by the  
8 Direct Recording Electronic Voting System and the count of the  
9 permanent paper records or if an error was detected and  
10 corrected, the election authority shall immediately prepare  
11 and forward to the appropriate canvassing board a written  
12 report explaining the results of the test and any errors  
13 encountered and the report shall be made available for public  
14 inspection.

15 The State Board of Elections, the State's Attorney and  
16 other appropriate law enforcement agencies, the county  
17 chairman of each established political party and qualified  
18 civic organizations shall be given prior written notice of the  
19 time and place of the test and may be represented at the test.

20 The results of this post-election test shall be treated in  
21 the same manner and have the same effect as the results of the  
22 discovery procedures set forth in Section 22-9.1 of this Code.

23 (Source: P.A. 97-81, eff. 7-5-11.)

24 (10 ILCS 5/25-7) (from Ch. 46, par. 25-7)

25 Sec. 25-7. (a) When any vacancy shall occur in the office

1 of representative in congress from this state more than 180  
2 days before the next general election, the Governor shall issue  
3 a writ of election within 5 days after the occurrence of that  
4 vacancy to the county clerks of the several counties in the  
5 district where the vacancy exists, appointing a day within 115  
6 days of issuance of the writ to hold a special election to fill  
7 such vacancy.

8 (b) Notwithstanding subsection (a) of this Section or any  
9 other law to the contrary, a special election to fill a vacancy  
10 in the office of representative in congress occurring less than  
11 60 days following the 2012 general election shall be held as  
12 provided in this subsection (b). A special primary election  
13 shall be held on February 26, 2013, and a special election  
14 shall be held on April 9, 2013.

15 Except as provided in this subsection (b), the provisions  
16 of Article 7 of this Code are applicable to petitions for the  
17 special primary election and special election. Petitions for  
18 nomination in accordance with Article 7 shall be filed in the  
19 principal office of the State Board of Elections not more than  
20 54 and not less than 50 days prior to the date of the special  
21 primary election, excluding Saturday and Sunday. Petitions for  
22 the nomination of independent candidates and candidates of new  
23 political parties shall be filed in the principal office of the  
24 State Board of Elections not more than 68 and not less than 64  
25 days prior to the date of the special election, excluding  
26 Saturday and Sunday.

1           Except as provided in this subsection, the State Board of  
2 Elections shall have authority to establish, in conjunction  
3 with the impacted election authorities, an election calendar  
4 for the special election and special primary.

5           If an election authority is unable to have a sufficient  
6 number of ballots printed so that ballots will be available for  
7 mailing at least 46 days prior to the special primary election  
8 or special election to persons who have filed an application  
9 for a ballot under the provisions of Article 20 of this Code,  
10 the election authority shall, no later than 45 days prior to  
11 each election, mail to each of those persons a Special Write-in  
12 Vote by Mail Absentee Voter's Blank Ballot in accordance with  
13 Section 16-5.01 of this Code. The election authority shall  
14 advise those persons that the names of candidates to be  
15 nominated or elected shall be available on the election  
16 authority's website and shall provide a phone number the person  
17 may call to request the names of the candidates for nomination  
18 or election.

19           (Source: P.A. 97-1134, eff. 12-3-12.)

20           (10 ILCS 5/28-9) (from Ch. 46, par. 28-9)

21           Sec. 28-9. Petitions for proposed amendments to Article IV  
22 of the Constitution pursuant to Section 3, Article XIV of the  
23 Constitution shall be signed by a number of electors equal in  
24 number to at least 8% of the total votes cast for candidates  
25 for Governor in the preceding gubernatorial election. Such

1 petition shall have been signed by the petitioning electors not  
2 more than 24 months preceding the general election at which the  
3 proposed amendment is to be submitted and shall be filed with  
4 the Secretary of State at least 6 months before that general  
5 election.

6 Upon receipt of a petition for a proposed Constitutional  
7 amendment, the Secretary of State shall, as soon as is  
8 practicable, but no later than the close of the next business  
9 day, deliver such petition to the State Board of Elections.

10 Petitions for advisory questions of public policy to be  
11 submitted to the voters of the entire State shall be signed by  
12 a number of voters equal in number to 8% of the total votes  
13 cast for candidates for Governor in the preceding gubernatorial  
14 election. Such petition shall have been signed by said  
15 petitioners not more than 24 months preceding the date of the  
16 general election at which the question is to be submitted and  
17 shall be filed with the State Board of Elections at least 6  
18 months before that general election.

19 The proponents of the proposed statewide advisory public  
20 question shall file the original petition in bound ~~election~~  
21 ~~jurisdiction~~ sections. Each section shall be composed of  
22 consecutively numbered petition sheets containing only the  
23 signatures of registered voters ~~of a single election~~  
24 ~~jurisdiction and, at the top of each petition sheet, the name~~  
25 ~~of the election jurisdiction shall be typed or printed in block~~  
26 ~~letters; provided that, if the name of the election~~

1 ~~jurisdiction is not so printed, the election jurisdiction of~~  
2 ~~the circulator of that petition sheet shall be controlling with~~  
3 ~~respect to the signatures on that sheet.~~ Any petition sheets  
4 not consecutively numbered or which contain duplicate page  
5 numbers already used on other sheets, or are photocopies or  
6 duplicates of the original sheets, shall not be considered part  
7 of the petition for the purpose of the random sampling  
8 verification and shall not be counted toward the minimum number  
9 of signatures required to qualify the proposed statewide  
10 advisory public question for the ballot.

11 Within 7 business days following the last day for filing  
12 the original petition, the proponents shall also file copies of  
13 the ~~sectioned election jurisdiction~~ petition sheets with each  
14 proper election authority and obtain a receipt therefor.

15 For purposes of this Act, the following terms shall be  
16 defined and construed as follows:

17 1. "Board" means the State Board of Elections.

18 2. "Election Authority" means a county clerk or city or  
19 county board of election commissioners.

20 3. (Blank). ~~"Election Jurisdiction" means (a) an entire~~  
21 ~~county, in the case of a county in which no city board of~~  
22 ~~election commissioners is located or which is under the~~  
23 ~~jurisdiction of a county board of election commissioners; (b)~~  
24 ~~the territorial jurisdiction of a city board of election~~  
25 ~~commissioners; and (c) the territory in a county outside of the~~  
26 ~~jurisdiction of a city board of election commissioners. In each~~

~~instance election jurisdiction shall be determined according to which election authority maintains the permanent registration records of qualified electors.~~

4. "Proponents" means any person, association, committee, organization or other group, or their designated representatives, who advocate and cause the circulation and filing of petitions for a statewide advisory question of public policy or a proposed constitutional amendment for submission at a general election and who has registered with the Board as provided in this Act.

5. "Opponents" means any person, association, committee, organization or other group, or their designated representatives, who oppose a statewide advisory question of public policy or a proposed constitutional amendment for submission at a general election and who have registered with the Board as provided in this Act.

(Source: P.A. 97-81, eff. 7-5-11.)

(10 ILCS 5/29-5) (from Ch. 46, par. 29-5)

Sec. 29-5. Voting more than once. Any person who, having voted once, knowingly on the same election day where the ballot or machine lists any of the same candidates and issues listed on the ballot or machine previously used for voting by that person, (a) files an application to vote in the same or another polling place, or (b) accepts a ballot or enters a voting machine (except to legally give assistance pursuant to the

1 provisions of this Code), shall be guilty of a Class 3 felony;  
2 however, if a person has delivered a ballot or ballots to an  
3 election authority as a vote by mail ~~an absentee~~ voter and due  
4 to a change of circumstances is able to and does vote in the  
5 precinct of his residence on election day, shall not be deemed  
6 to be in violation of this Code.

7 (Source: P.A. 83-755.)

8 (10 ILCS 5/29-20) (from Ch. 46, par. 29-20)

9 Sec. 29-20. Vote by Mail ~~Absentee~~ ballots - violations. A  
10 person is guilty of a Class 3 felony who knowingly:

11 (1) Solicits another person, knowing that the person is  
12 not legally qualified to vote as a vote by mail ~~an absent~~  
13 voter, to apply for a vote by mail ~~an absentee~~ ballot;

14 (2) Solicits another person, knowing that the person is  
15 not legally qualified to vote as a vote by mail ~~an absent~~  
16 voter, to cast a ballot as a vote by mail ~~an absent~~ voter;

17 (3) Intimidates or unduly influences another person to  
18 cast a vote by mail ~~an absentee~~ ballot in a manner  
19 inconsistent with the voter's intent; or

20 (4) Marks or tampers with a vote by mail ~~an absentee~~  
21 ballot of another person or takes a vote by mail ~~an~~  
22 ~~absentee~~ ballot of another person in violation of Section  
23 19-6 so that an opportunity for fraudulent marking or  
24 tampering is created.

25 (Source: P.A. 89-653, eff. 8-14-96.)

1 (10 ILCS 5/19-2.1 rep.)

2 (10 ILCS 5/19-2.2 rep.)

3 (10 ILCS 5/28-10 rep.)

4 Section 10. The Election Code is amended by repealing  
5 Sections 19-2.1, 19-2.2, and 28-10.

6 Section 15. The Illinois Identification Card Act is amended  
7 by changing Section 11 as follows:

8 (15 ILCS 335/11) (from Ch. 124, par. 31)

9 Sec. 11. The Secretary may make a search of his records and  
10 furnish information as to whether a person has a current  
11 Standard Illinois Identification Card or an Illinois Person  
12 with a Disability Identification Card then on file, upon  
13 receipt of a written application therefor accompanied with the  
14 prescribed fee. However, the Secretary may not disclose medical  
15 information concerning an individual to any person, public  
16 agency, private agency, corporation or governmental body  
17 unless the individual has submitted a written request for the  
18 information or unless the individual has given prior written  
19 consent for the release of the information to a specific person  
20 or entity. This exception shall not apply to: (1) offices and  
21 employees of the Secretary who have a need to know the medical  
22 information in performance of their official duties, or (2)  
23 orders of a court of competent jurisdiction. When medical



1 information is disclosed by the Secretary in accordance with  
2 the provisions of this Section, no liability shall rest with  
3 the Office of the Secretary of State as the information is  
4 released for informational purposes only.

5 The Secretary may release personally identifying  
6 information or highly restricted personal information only to:

7 (1) officers and employees of the Secretary who have a  
8 need to know that information;

9 (2) other governmental agencies for use in their  
10 official governmental functions;

11 (3) law enforcement agencies that need the information  
12 for a criminal or civil investigation;

13 (3-5) the State Board of Elections for the ~~sole~~ purpose  
14 of providing the signatures required by a local election  
15 authority to register a voter through an online voter  
16 registration system or as may be required by an agreement  
17 the State Board of Elections has entered into with a  
18 multi-state voter registration list maintenance system; or

19 (4) any entity that the Secretary has authorized, by  
20 rule, to receive this information.

21 The Secretary may not disclose an individual's social  
22 security number or any associated information obtained from the  
23 Social Security Administration without the written request or  
24 consent of the individual except: (i) to officers and employees  
25 of the Secretary who have a need to know the social security  
26 number in the performance of their official duties; (ii) to law

1 enforcement officials for a lawful civil or criminal law  
2 enforcement investigation if the head of the law enforcement  
3 agency has made a written request to the Secretary specifying  
4 the law enforcement investigation for which the social security  
5 number is being sought; (iii) under a lawful court order signed  
6 by a judge; or (iv) to the Illinois Department of Veterans'  
7 Affairs for the purpose of confirming veteran status.

8 (Source: P.A. 97-739, eff. 1-1-13; 97-1064, eff. 1-1-13;  
9 98-115, eff. 7-29-13; 98-463, eff. 8-16-13.)

10 Section 20. The Illinois Act on the Aging is amended by  
11 changing Section 4.02 as follows:

12 (20 ILCS 105/4.02) (from Ch. 23, par. 6104.02)

13 Sec. 4.02. Community Care Program. The Department shall  
14 establish a program of services to prevent unnecessary  
15 institutionalization of persons age 60 and older in need of  
16 long term care or who are established as persons who suffer  
17 from Alzheimer's disease or a related disorder under the  
18 Alzheimer's Disease Assistance Act, thereby enabling them to  
19 remain in their own homes or in other living arrangements. Such  
20 preventive services, which may be coordinated with other  
21 programs for the aged and monitored by area agencies on aging  
22 in cooperation with the Department, may include, but are not  
23 limited to, any or all of the following:

24 (a) (blank);

- 1 (b) (blank);
- 2 (c) home care aide services;
- 3 (d) personal assistant services;
- 4 (e) adult day services;
- 5 (f) home-delivered meals;
- 6 (g) education in self-care;
- 7 (h) personal care services;
- 8 (i) adult day health services;
- 9 (j) habilitation services;
- 10 (k) respite care;
- 11 (k-5) community reintegration services;
- 12 (k-6) flexible senior services;
- 13 (k-7) medication management;
- 14 (k-8) emergency home response;
- 15 (l) other nonmedical social services that may enable
- 16 the person to become self-supporting; or
- 17 (m) clearinghouse for information provided by senior
- 18 citizen home owners who want to rent rooms to or share
- 19 living space with other senior citizens.

20 The Department shall establish eligibility standards for

21 such services. In determining the amount and nature of services

22 for which a person may qualify, consideration shall not be

23 given to the value of cash, property or other assets held in

24 the name of the person's spouse pursuant to a written agreement

25 dividing marital property into equal but separate shares or

26 pursuant to a transfer of the person's interest in a home to

1 his spouse, provided that the spouse's share of the marital  
2 property is not made available to the person seeking such  
3 services.

4 Beginning January 1, 2008, the Department shall require as  
5 a condition of eligibility that all new financially eligible  
6 applicants apply for and enroll in medical assistance under  
7 Article V of the Illinois Public Aid Code in accordance with  
8 rules promulgated by the Department.

9 The Department shall, in conjunction with the Department of  
10 Public Aid (now Department of Healthcare and Family Services),  
11 seek appropriate amendments under Sections 1915 and 1924 of the  
12 Social Security Act. The purpose of the amendments shall be to  
13 extend eligibility for home and community based services under  
14 Sections 1915 and 1924 of the Social Security Act to persons  
15 who transfer to or for the benefit of a spouse those amounts of  
16 income and resources allowed under Section 1924 of the Social  
17 Security Act. Subject to the approval of such amendments, the  
18 Department shall extend the provisions of Section 5-4 of the  
19 Illinois Public Aid Code to persons who, but for the provision  
20 of home or community-based services, would require the level of  
21 care provided in an institution, as is provided for in federal  
22 law. Those persons no longer found to be eligible for receiving  
23 noninstitutional services due to changes in the eligibility  
24 criteria shall be given 45 days notice prior to actual  
25 termination. Those persons receiving notice of termination may  
26 contact the Department and request the determination be

1 appealed at any time during the 45 day notice period. The  
2 target population identified for the purposes of this Section  
3 are persons age 60 and older with an identified service need.  
4 Priority shall be given to those who are at imminent risk of  
5 institutionalization. The services shall be provided to  
6 eligible persons age 60 and older to the extent that the cost  
7 of the services together with the other personal maintenance  
8 expenses of the persons are reasonably related to the standards  
9 established for care in a group facility appropriate to the  
10 person's condition. These non-institutional services, pilot  
11 projects or experimental facilities may be provided as part of  
12 or in addition to those authorized by federal law or those  
13 funded and administered by the Department of Human Services.  
14 The Departments of Human Services, Healthcare and Family  
15 Services, Public Health, Veterans' Affairs, and Commerce and  
16 Economic Opportunity and other appropriate agencies of State,  
17 federal and local governments shall cooperate with the  
18 Department on Aging in the establishment and development of the  
19 non-institutional services. The Department shall require an  
20 annual audit from all personal assistant and home care aide  
21 vendors contracting with the Department under this Section. The  
22 annual audit shall assure that each audited vendor's procedures  
23 are in compliance with Department's financial reporting  
24 guidelines requiring an administrative and employee wage and  
25 benefits cost split as defined in administrative rules. The  
26 audit is a public record under the Freedom of Information Act.

1 The Department shall execute, relative to the nursing home  
2 prescreening project, written inter-agency agreements with the  
3 Department of Human Services and the Department of Healthcare  
4 and Family Services, to effect the following: (1) intake  
5 procedures and common eligibility criteria for those persons  
6 who are receiving non-institutional services; and (2) the  
7 establishment and development of non-institutional services in  
8 areas of the State where they are not currently available or  
9 are undeveloped. On and after July 1, 1996, all nursing home  
10 prescreenings for individuals 60 years of age or older shall be  
11 conducted by the Department.

12 As part of the Department on Aging's routine training of  
13 case managers and case manager supervisors, the Department may  
14 include information on family futures planning for persons who  
15 are age 60 or older and who are caregivers of their adult  
16 children with developmental disabilities. The content of the  
17 training shall be at the Department's discretion.

18 The Department is authorized to establish a system of  
19 recipient copayment for services provided under this Section,  
20 such copayment to be based upon the recipient's ability to pay  
21 but in no case to exceed the actual cost of the services  
22 provided. Additionally, any portion of a person's income which  
23 is equal to or less than the federal poverty standard shall not  
24 be considered by the Department in determining the copayment.  
25 The level of such copayment shall be adjusted whenever  
26 necessary to reflect any change in the officially designated

1 federal poverty standard.

2 The Department, or the Department's authorized  
3 representative, may recover the amount of moneys expended for  
4 services provided to or in behalf of a person under this  
5 Section by a claim against the person's estate or against the  
6 estate of the person's surviving spouse, but no recovery may be  
7 had until after the death of the surviving spouse, if any, and  
8 then only at such time when there is no surviving child who is  
9 under age 21, blind, or permanently and totally disabled. This  
10 paragraph, however, shall not bar recovery, at the death of the  
11 person, of moneys for services provided to the person or in  
12 behalf of the person under this Section to which the person was  
13 not entitled; provided that such recovery shall not be enforced  
14 against any real estate while it is occupied as a homestead by  
15 the surviving spouse or other dependent, if no claims by other  
16 creditors have been filed against the estate, or, if such  
17 claims have been filed, they remain dormant for failure of  
18 prosecution or failure of the claimant to compel administration  
19 of the estate for the purpose of payment. This paragraph shall  
20 not bar recovery from the estate of a spouse, under Sections  
21 1915 and 1924 of the Social Security Act and Section 5-4 of the  
22 Illinois Public Aid Code, who precedes a person receiving  
23 services under this Section in death. All moneys for services  
24 paid to or in behalf of the person under this Section shall be  
25 claimed for recovery from the deceased spouse's estate.  
26 "Homestead", as used in this paragraph, means the dwelling

1 house and contiguous real estate occupied by a surviving spouse  
2 or relative, as defined by the rules and regulations of the  
3 Department of Healthcare and Family Services, regardless of the  
4 value of the property.

5 The Department shall increase the effectiveness of the  
6 existing Community Care Program by:

7 (1) ensuring that in-home services included in the care  
8 plan are available on evenings and weekends;

9 (2) ensuring that care plans contain the services that  
10 eligible participants need based on the number of days in a  
11 month, not limited to specific blocks of time, as  
12 identified by the comprehensive assessment tool selected  
13 by the Department for use statewide, not to exceed the  
14 total monthly service cost maximum allowed for each  
15 service; the Department shall develop administrative rules  
16 to implement this item (2);

17 (3) ensuring that the participants have the right to  
18 choose the services contained in their care plan and to  
19 direct how those services are provided, based on  
20 administrative rules established by the Department;

21 (4) ensuring that the determination of need tool is  
22 accurate in determining the participants' level of need; to  
23 achieve this, the Department, in conjunction with the Older  
24 Adult Services Advisory Committee, shall institute a study  
25 of the relationship between the Determination of Need  
26 scores, level of need, service cost maximums, and the



1 development and utilization of service plans no later than  
2 May 1, 2008; findings and recommendations shall be  
3 presented to the Governor and the General Assembly no later  
4 than January 1, 2009; recommendations shall include all  
5 needed changes to the service cost maximums schedule and  
6 additional covered services;

7 (5) ensuring that homemakers can provide personal care  
8 services that may or may not involve contact with clients,  
9 including but not limited to:

10 (A) bathing;

11 (B) grooming;

12 (C) toileting;

13 (D) nail care;

14 (E) transferring;

15 (F) respiratory services;

16 (G) exercise; or

17 (H) positioning;

18 (6) ensuring that homemaker program vendors are not  
19 restricted from hiring homemakers who are family members of  
20 clients or recommended by clients; the Department may not,  
21 by rule or policy, require homemakers who are family  
22 members of clients or recommended by clients to accept  
23 assignments in homes other than the client;

24 (7) ensuring that the State may access maximum federal  
25 matching funds by seeking approval for the Centers for  
26 Medicare and Medicaid Services for modifications to the

1 State's home and community based services waiver and  
2 additional waiver opportunities, including applying for  
3 enrollment in the Balance Incentive Payment Program by May  
4 1, 2013, in order to maximize federal matching funds; this  
5 shall include, but not be limited to, modification that  
6 reflects all changes in the Community Care Program services  
7 and all increases in the services cost maximum;

8 (8) ensuring that the determination of need tool  
9 accurately reflects the service needs of individuals with  
10 Alzheimer's disease and related dementia disorders;

11 (9) ensuring that services are authorized accurately  
12 and consistently for the Community Care Program (CCP); the  
13 Department shall implement a Service Authorization policy  
14 directive; the purpose shall be to ensure that eligibility  
15 and services are authorized accurately and consistently in  
16 the CCP program; the policy directive shall clarify service  
17 authorization guidelines to Care Coordination Units and  
18 Community Care Program providers no later than May 1, 2013;

19 (10) working in conjunction with Care Coordination  
20 Units, the Department of Healthcare and Family Services,  
21 the Department of Human Services, Community Care Program  
22 providers, and other stakeholders to make improvements to  
23 the Medicaid claiming processes and the Medicaid  
24 enrollment procedures or requirements as needed,  
25 including, but not limited to, specific policy changes or  
26 rules to improve the up-front enrollment of participants in

1 the Medicaid program and specific policy changes or rules  
2 to insure more prompt submission of bills to the federal  
3 government to secure maximum federal matching dollars as  
4 promptly as possible; the Department on Aging shall have at  
5 least 3 meetings with stakeholders by January 1, 2014 in  
6 order to address these improvements;

7 (11) requiring home care service providers to comply  
8 with the rounding of hours worked provisions under the  
9 federal Fair Labor Standards Act (FLSA) and as set forth in  
10 29 CFR 785.48(b) by May 1, 2013;

11 (12) implementing any necessary policy changes or  
12 promulgating any rules, no later than January 1, 2014, to  
13 assist the Department of Healthcare and Family Services in  
14 moving as many participants as possible, consistent with  
15 federal regulations, into coordinated care plans if a care  
16 coordination plan that covers long term care is available  
17 in the recipient's area; and

18 (13) maintaining fiscal year 2014 rates at the same  
19 level established on January 1, 2013.

20 By January 1, 2009 or as soon after the end of the Cash and  
21 Counseling Demonstration Project as is practicable, the  
22 Department may, based on its evaluation of the demonstration  
23 project, promulgate rules concerning personal assistant  
24 services, to include, but need not be limited to,  
25 qualifications, employment screening, rights under fair labor  
26 standards, training, fiduciary agent, and supervision

1 requirements. All applicants shall be subject to the provisions  
2 of the Health Care Worker Background Check Act.

3 The Department shall develop procedures to enhance  
4 availability of services on evenings, weekends, and on an  
5 emergency basis to meet the respite needs of caregivers.  
6 Procedures shall be developed to permit the utilization of  
7 services in successive blocks of 24 hours up to the monthly  
8 maximum established by the Department. Workers providing these  
9 services shall be appropriately trained.

10 Beginning on the effective date of this Amendatory Act of  
11 1991, no person may perform chore/housekeeping and home care  
12 aide services under a program authorized by this Section unless  
13 that person has been issued a certificate of pre-service to do  
14 so by his or her employing agency. Information gathered to  
15 effect such certification shall include (i) the person's name,  
16 (ii) the date the person was hired by his or her current  
17 employer, and (iii) the training, including dates and levels.  
18 Persons engaged in the program authorized by this Section  
19 before the effective date of this amendatory Act of 1991 shall  
20 be issued a certificate of all pre- and in-service training  
21 from his or her employer upon submitting the necessary  
22 information. The employing agency shall be required to retain  
23 records of all staff pre- and in-service training, and shall  
24 provide such records to the Department upon request and upon  
25 termination of the employer's contract with the Department. In  
26 addition, the employing agency is responsible for the issuance

1 of certifications of in-service training completed to their  
2 employees.

3 The Department is required to develop a system to ensure  
4 that persons working as home care aides and personal assistants  
5 receive increases in their wages when the federal minimum wage  
6 is increased by requiring vendors to certify that they are  
7 meeting the federal minimum wage statute for home care aides  
8 and personal assistants. An employer that cannot ensure that  
9 the minimum wage increase is being given to home care aides and  
10 personal assistants shall be denied any increase in  
11 reimbursement costs.

12 The Community Care Program Advisory Committee is created in  
13 the Department on Aging. The Director shall appoint individuals  
14 to serve in the Committee, who shall serve at their own  
15 expense. Members of the Committee must abide by all applicable  
16 ethics laws. The Committee shall advise the Department on  
17 issues related to the Department's program of services to  
18 prevent unnecessary institutionalization. The Committee shall  
19 meet on a bi-monthly basis and shall serve to identify and  
20 advise the Department on present and potential issues affecting  
21 the service delivery network, the program's clients, and the  
22 Department and to recommend solution strategies. Persons  
23 appointed to the Committee shall be appointed on, but not  
24 limited to, their own and their agency's experience with the  
25 program, geographic representation, and willingness to serve.  
26 The Director shall appoint members to the Committee to

1 represent provider, advocacy, policy research, and other  
2 constituencies committed to the delivery of high quality home  
3 and community-based services to older adults. Representatives  
4 shall be appointed to ensure representation from community care  
5 providers including, but not limited to, adult day service  
6 providers, homemaker providers, case coordination and case  
7 management units, emergency home response providers, statewide  
8 trade or labor unions that represent home care aides and direct  
9 care staff, area agencies on aging, adults over age 60,  
10 membership organizations representing older adults, and other  
11 organizational entities, providers of care, or individuals  
12 with demonstrated interest and expertise in the field of home  
13 and community care as determined by the Director.

14 Nominations may be presented from any agency or State  
15 association with interest in the program. The Director, or his  
16 or her designee, shall serve as the permanent co-chair of the  
17 advisory committee. One other co-chair shall be nominated and  
18 approved by the members of the committee on an annual basis.  
19 Committee members' terms of appointment shall be for 4 years  
20 with one-quarter of the appointees' terms expiring each year. A  
21 member shall continue to serve until his or her replacement is  
22 named. The Department shall fill vacancies that have a  
23 remaining term of over one year, and this replacement shall  
24 occur through the annual replacement of expiring terms. The  
25 Director shall designate Department staff to provide technical  
26 assistance and staff support to the committee. Department

1 representation shall not constitute membership of the  
2 committee. All Committee papers, issues, recommendations,  
3 reports, and meeting memoranda are advisory only. The Director,  
4 or his or her designee, shall make a written report, as  
5 requested by the Committee, regarding issues before the  
6 Committee.

7 The Department on Aging and the Department of Human  
8 Services shall cooperate in the development and submission of  
9 an annual report on programs and services provided under this  
10 Section. Such joint report shall be filed with the Governor and  
11 the General Assembly on or before September 30 each year.

12 The requirement for reporting to the General Assembly shall  
13 be satisfied by filing copies of the report with the Speaker,  
14 the Minority Leader and the Clerk of the House of  
15 Representatives and the President, the Minority Leader and the  
16 Secretary of the Senate and the Legislative Research Unit, as  
17 required by Section 3.1 of the General Assembly Organization  
18 Act and filing such additional copies with the State Government  
19 Report Distribution Center for the General Assembly as is  
20 required under paragraph (t) of Section 7 of the State Library  
21 Act.

22 Those persons previously found eligible for receiving  
23 non-institutional services whose services were discontinued  
24 under the Emergency Budget Act of Fiscal Year 1992, and who do  
25 not meet the eligibility standards in effect on or after July  
26 1, 1992, shall remain ineligible on and after July 1, 1992.

1 Those persons previously not required to cost-share and who  
2 were required to cost-share effective March 1, 1992, shall  
3 continue to meet cost-share requirements on and after July 1,  
4 1992. Beginning July 1, 1992, all clients will be required to  
5 meet eligibility, cost-share, and other requirements and will  
6 have services discontinued or altered when they fail to meet  
7 these requirements.

8 For the purposes of this Section, "flexible senior  
9 services" refers to services that require one-time or periodic  
10 expenditures including, but not limited to, respite care, home  
11 modification, assistive technology, housing assistance, and  
12 transportation.

13 The Department shall implement an electronic service  
14 verification based on global positioning systems or other  
15 cost-effective technology for the Community Care Program no  
16 later than January 1, 2014.

17 The Department shall require, as a condition of  
18 eligibility, enrollment in the medical assistance program  
19 under Article V of the Illinois Public Aid Code (i) beginning  
20 August 1, 2013, if the Auditor General has reported that the  
21 Department has failed to comply with the reporting requirements  
22 of Section 2-27 of the Illinois State Auditing Act; or (ii)  
23 beginning June 1, 2014, if the Auditor General has reported  
24 that the Department has not undertaken the required actions  
25 listed in the report required by subsection (a) of Section 2-27  
26 of the Illinois State Auditing Act.



1           The Department shall delay Community Care Program services  
2 until an applicant is determined eligible for medical  
3 assistance under Article V of the Illinois Public Aid Code (i)  
4 beginning August 1, 2013, if the Auditor General has reported  
5 that the Department has failed to comply with the reporting  
6 requirements of Section 2-27 of the Illinois State Auditing  
7 Act; or (ii) beginning June 1, 2014, if the Auditor General has  
8 reported that the Department has not undertaken the required  
9 actions listed in the report required by subsection (a) of  
10 Section 2-27 of the Illinois State Auditing Act.

11           The Department shall implement co-payments for the  
12 Community Care Program at the federally allowable maximum level  
13 (i) beginning August 1, 2013, if the Auditor General has  
14 reported that the Department has failed to comply with the  
15 reporting requirements of Section 2-27 of the Illinois State  
16 Auditing Act; or (ii) beginning June 1, 2014, if the Auditor  
17 General has reported that the Department has not undertaken the  
18 required actions listed in the report required by subsection  
19 (a) of Section 2-27 of the Illinois State Auditing Act.

20           The Department shall provide a bi-monthly report on the  
21 progress of the Community Care Program reforms set forth in  
22 this amendatory Act of the 98th General Assembly to the  
23 Governor, the Speaker of the House of Representatives, the  
24 Minority Leader of the House of Representatives, the President  
25 of the Senate, and the Minority Leader of the Senate.

26           The Department shall conduct a quarterly review of Care

1 Coordination Unit performance and adherence to service  
2 guidelines. The quarterly review shall be reported to the  
3 Speaker of the House of Representatives, the Minority Leader of  
4 the House of Representatives, the President of the Senate, and  
5 the Minority Leader of the Senate. The Department shall collect  
6 and report longitudinal data on the performance of each care  
7 coordination unit. Nothing in this paragraph shall be construed  
8 to require the Department to identify specific care  
9 coordination units.

10 In regard to community care providers, failure to comply  
11 with Department on Aging policies shall be cause for  
12 disciplinary action, including, but not limited to,  
13 disqualification from serving Community Care Program clients.  
14 Each provider, upon submission of any bill or invoice to the  
15 Department for payment for services rendered, shall include a  
16 notarized statement, under penalty of perjury pursuant to  
17 Section 1-109 of the Code of Civil Procedure, that the provider  
18 has complied with all Department policies.

19 The Director of the Department on Aging shall make  
20 information available to the State Board of Elections as may be  
21 required by an agreement the State Board of Elections has  
22 entered into with a multi-state voter registration list  
23 maintenance system.

24 (Source: P.A. 97-333, eff. 8-12-11; 98-8, eff. 5-3-13.)

25 Section 25. The Revised Cities and Villages Act of 1941 is

1 amended by changing Section 21-28 as follows:

2 (65 ILCS 20/21-28) (from Ch. 24, par. 21-28)

3 Sec. 21-28. Nomination by petition.

4 (a) All nominations for alderman of any ward in the city  
5 shall be by petition. Each petition for nomination of a  
6 candidate shall be signed by at least 473 legal voters of the  
7 ward. ~~All petitions for nominations of candidates shall be~~  
8 ~~signed by such a number of legal voters of the ward as will~~  
9 ~~aggregate not less than 4% of all the votes cast for alderman~~  
10 ~~in such ward at the last preceding general election. For the~~  
11 ~~election following the redistricting of wards petitions for~~  
12 ~~nominations of candidates shall be signed by the number of~~  
13 ~~legal voters of the ward as will aggregate not less than 4% of~~  
14 ~~the total number of votes cast for mayor at the last preceding~~  
15 ~~municipal election divided by the number of wards.~~

16 (b) All nominations for mayor, city clerk, and city  
17 treasurer in the city shall be by petition. Each petition for  
18 nomination of a candidate must be signed by at least 12,500  
19 legal voters of the city.

20 (c) All such petitions, and procedure with respect thereto,  
21 shall conform in other respects to the provisions of the  
22 election and ballot laws then in force in the city of Chicago  
23 concerning the nomination of independent candidates for public  
24 office by petition. The method of nomination herein provided is  
25 exclusive of and replaces all other methods heretofore provided

1 by law.

2 (Source: P.A. 98-115, eff. 7-29-13.)

3 Section 30. The Illinois Public Aid Code is amended by  
4 adding Section 1-12 as follows:

5 (305 ILCS 5/1-12 new)

6 Sec. 1-12. Providing information to the State Board of  
7 Elections. The Secretary of the Department of Human Services  
8 and the Director of the Department of Healthcare and Family  
9 Services shall make information available, except where  
10 prohibited by federal law or regulation, to the State Board of  
11 Elections as may be required by an agreement the State Board of  
12 Elections has entered into with a multi-state voter  
13 registration list maintenance system.

14 Section 35. The Senior Citizens and Disabled Persons  
15 Property Tax Relief Act is amended by changing Section 8a as  
16 follows:

17 (320 ILCS 25/8a) (from Ch. 67 1/2, par. 408.1)

18 Sec. 8a. Confidentiality.

19 (a) Except as otherwise provided in this Act, all  
20 information received by the Department of Revenue or its  
21 successors, the Department on Aging and the Department of  
22 Healthcare and Family Services, from claims filed under this

1 Act, or from any investigation conducted under the provisions  
2 of this Act, shall be confidential, except for official  
3 purposes within those Departments or pursuant to official  
4 procedures for collection of any State tax or enforcement of  
5 any civil or criminal penalty or sanction imposed by this Act  
6 or by any statute imposing a State tax, and any person who  
7 divulges any such information in any manner, except for such  
8 purposes and pursuant to order of the Director of one of those  
9 Departments or in accordance with a proper judicial order,  
10 shall be guilty of a Class A misdemeanor.

11 (b) Nothing contained in this Act shall prevent the  
12 Director of Aging from publishing or making available  
13 reasonable statistics concerning the operation of the grant  
14 programs contained in this Act wherein the contents of claims  
15 are grouped into aggregates in such a way that information  
16 contained in any individual claim shall not be disclosed.

17 (c) The Department on Aging shall furnish to the Secretary  
18 of State such information as is reasonably necessary for the  
19 administration of reduced vehicle registration fees pursuant  
20 to Section 3-806.3 of "The Illinois Vehicle Code".

21 (d) The Director of the Department on Aging shall make  
22 information available to the State Board of Elections as may be  
23 required by an agreement the State Board of Elections has  
24 entered into with a multi-state voter registration list  
25 maintenance system.

26 (Source: P.A. 96-804, eff. 1-1-10.)

1           Section 40. The Unemployment Insurance Act is amended by  
2 changing Section 1900 as follows:

3           (820 ILCS 405/1900) (from Ch. 48, par. 640)

4           Sec. 1900. Disclosure of information.

5           A. Except as provided in this Section, information obtained  
6 from any individual or employing unit during the administration  
7 of this Act shall:

8                 1. be confidential,

9                 2. not be published or open to public inspection,

10                3. not be used in any court in any pending action or  
11 proceeding,

12                4. not be admissible in evidence in any action or  
13 proceeding other than one arising out of this Act.

14           B. No finding, determination, decision, ruling or order  
15 (including any finding of fact, statement or conclusion made  
16 therein) issued pursuant to this Act shall be admissible or  
17 used in evidence in any action other than one arising out of  
18 this Act, nor shall it be binding or conclusive except as  
19 provided in this Act, nor shall it constitute res judicata,  
20 regardless of whether the actions were between the same or  
21 related parties or involved the same facts.

22           C. Any officer or employee of this State, any officer or  
23 employee of any entity authorized to obtain information  
24 pursuant to this Section, and any agent of this State or of

1 such entity who, except with authority of the Director under  
2 this Section, shall disclose information shall be guilty of a  
3 Class B misdemeanor and shall be disqualified from holding any  
4 appointment or employment by the State.

5 D. An individual or his duly authorized agent may be  
6 supplied with information from records only to the extent  
7 necessary for the proper presentation of his claim for benefits  
8 or with his existing or prospective rights to benefits.  
9 Discretion to disclose this information belongs solely to the  
10 Director and is not subject to a release or waiver by the  
11 individual. Notwithstanding any other provision to the  
12 contrary, an individual or his or her duly authorized agent may  
13 be supplied with a statement of the amount of benefits paid to  
14 the individual during the 18 months preceding the date of his  
15 or her request.

16 E. An employing unit may be furnished with information,  
17 only if deemed by the Director as necessary to enable it to  
18 fully discharge its obligations or safeguard its rights under  
19 the Act. Discretion to disclose this information belongs solely  
20 to the Director and is not subject to a release or waiver by  
21 the employing unit.

22 F. The Director may furnish any information that he may  
23 deem proper to any public officer or public agency of this or  
24 any other State or of the federal government dealing with:

- 25 1. the administration of relief,
- 26 2. public assistance,

- 1           3. unemployment compensation,
- 2           4. a system of public employment offices,
- 3           5. wages and hours of employment, or
- 4           6. a public works program.

5           The Director may make available to the Illinois Workers'  
6           Compensation Commission information regarding employers for  
7           the purpose of verifying the insurance coverage required under  
8           the Workers' Compensation Act and Workers' Occupational  
9           Diseases Act.

10          G. The Director may disclose information submitted by the  
11          State or any of its political subdivisions, municipal  
12          corporations, instrumentalities, or school or community  
13          college districts, except for information which specifically  
14          identifies an individual claimant.

15          H. The Director shall disclose only that information  
16          required to be disclosed under Section 303 of the Social  
17          Security Act, as amended, including:

18                 1. any information required to be given the United  
19                 States Department of Labor under Section 303(a)(6); and

20                 2. the making available upon request to any agency of  
21                 the United States charged with the administration of public  
22                 works or assistance through public employment, the name,  
23                 address, ordinary occupation and employment status of each  
24                 recipient of unemployment compensation, and a statement of  
25                 such recipient's right to further compensation under such  
26                 law as required by Section 303(a)(7); and



1           3. records to make available to the Railroad Retirement  
2 Board as required by Section 303(c)(1); and

3           4. information that will assure reasonable cooperation  
4 with every agency of the United States charged with the  
5 administration of any unemployment compensation law as  
6 required by Section 303(c)(2); and

7           5. information upon request and on a reimbursable basis  
8 to the United States Department of Agriculture and to any  
9 State food stamp agency concerning any information  
10 required to be furnished by Section 303(d); and

11          6. any wage information upon request and on a  
12 reimbursable basis to any State or local child support  
13 enforcement agency required by Section 303(e); and

14          7. any information required under the income  
15 eligibility and verification system as required by Section  
16 303(f); and

17          8. information that might be useful in locating an  
18 absent parent or that parent's employer, establishing  
19 paternity or establishing, modifying, or enforcing child  
20 support orders for the purpose of a child support  
21 enforcement program under Title IV of the Social Security  
22 Act upon the request of and on a reimbursable basis to the  
23 public agency administering the Federal Parent Locator  
24 Service as required by Section 303(h); and

25          9. information, upon request, to representatives of  
26 any federal, State or local governmental public housing

1           agency with respect to individuals who have signed the  
2           appropriate consent form approved by the Secretary of  
3           Housing and Urban Development and who are applying for or  
4           participating in any housing assistance program  
5           administered by the United States Department of Housing and  
6           Urban Development as required by Section 303(i).

7           I. The Director, upon the request of a public agency of  
8           Illinois, of the federal government or of any other state  
9           charged with the investigation or enforcement of Section 10-5  
10          of the Criminal Code of 2012 (or a similar federal law or  
11          similar law of another State), may furnish the public agency  
12          information regarding the individual specified in the request  
13          as to:

- 14                 1. the current or most recent home address of the  
15                 individual, and  
16                 2. the names and addresses of the individual's  
17                 employers.

18          J. Nothing in this Section shall be deemed to interfere  
19          with the disclosure of certain records as provided for in  
20          Section 1706 or with the right to make available to the  
21          Internal Revenue Service of the United States Department of the  
22          Treasury, or the Department of Revenue of the State of  
23          Illinois, information obtained under this Act.

24          K. The Department shall make available to the Illinois  
25          Student Assistance Commission, upon request, information in  
26          the possession of the Department that may be necessary or

1 useful to the Commission in the collection of defaulted or  
2 delinquent student loans which the Commission administers.

3 L. The Department shall make available to the State  
4 Employees' Retirement System, the State Universities  
5 Retirement System, the Teachers' Retirement System of the State  
6 of Illinois, and the Department of Central Management Services,  
7 Risk Management Division, upon request, information in the  
8 possession of the Department that may be necessary or useful to  
9 the System or the Risk Management Division for the purpose of  
10 determining whether any recipient of a disability benefit from  
11 the System or a workers' compensation benefit from the Risk  
12 Management Division is gainfully employed.

13 M. This Section shall be applicable to the information  
14 obtained in the administration of the State employment service,  
15 except that the Director may publish or release general labor  
16 market information and may furnish information that he may deem  
17 proper to an individual, public officer or public agency of  
18 this or any other State or the federal government (in addition  
19 to those public officers or public agencies specified in this  
20 Section) as he prescribes by Rule.

21 N. The Director may require such safeguards as he deems  
22 proper to insure that information disclosed pursuant to this  
23 Section is used only for the purposes set forth in this  
24 Section.

25 O. Nothing in this Section prohibits communication with an  
26 individual or entity through unencrypted e-mail or other

1 unencrypted electronic means as long as the communication does  
2 not contain the individual's or entity's name in combination  
3 with any one or more of the individual's or entity's social  
4 security number; driver's license or State identification  
5 number; account number or credit or debit card number; or any  
6 required security code, access code, or password that would  
7 permit access to further information pertaining to the  
8 individual or entity.

9 P. Within 30 days after the effective date of this  
10 amendatory Act of 1993 and annually thereafter, the Department  
11 shall provide to the Department of Financial Institutions a  
12 list of individuals or entities that, for the most recently  
13 completed calendar year, report to the Department as paying  
14 wages to workers. The lists shall be deemed confidential and  
15 may not be disclosed to any other person.

16 Q. The Director shall make available to an elected federal  
17 official the name and address of an individual or entity that  
18 is located within the jurisdiction from which the official was  
19 elected and that, for the most recently completed calendar  
20 year, has reported to the Department as paying wages to  
21 workers, where the information will be used in connection with  
22 the official duties of the official and the official requests  
23 the information in writing, specifying the purposes for which  
24 it will be used. For purposes of this subsection, the use of  
25 information in connection with the official duties of an  
26 official does not include use of the information in connection

1 with the solicitation of contributions or expenditures, in  
2 money or in kind, to or on behalf of a candidate for public or  
3 political office or a political party or with respect to a  
4 public question, as defined in Section 1-3 of the Election  
5 Code, or in connection with any commercial solicitation. Any  
6 elected federal official who, in submitting a request for  
7 information covered by this subsection, knowingly makes a false  
8 statement or fails to disclose a material fact, with the intent  
9 to obtain the information for a purpose not authorized by this  
10 subsection, shall be guilty of a Class B misdemeanor.

11 R. The Director may provide to any State or local child  
12 support agency, upon request and on a reimbursable basis,  
13 information that might be useful in locating an absent parent  
14 or that parent's employer, establishing paternity, or  
15 establishing, modifying, or enforcing child support orders.

16 S. The Department shall make available to a State's  
17 Attorney of this State or a State's Attorney's investigator,  
18 upon request, the current address or, if the current address is  
19 unavailable, current employer information, if available, of a  
20 victim of a felony or a witness to a felony or a person against  
21 whom an arrest warrant is outstanding.

22 T. The Director shall make available to the Department of  
23 State Police, a county sheriff's office, or a municipal police  
24 department, upon request, any information concerning the  
25 current address and place of employment or former places of  
26 employment of a person who is required to register as a sex

1 offender under the Sex Offender Registration Act that may be  
2 useful in enforcing the registration provisions of that Act.

3 U. The Director shall make information available to the  
4 Department of Healthcare and Family Services and the Department  
5 of Human Services for the purpose of determining eligibility  
6 for public benefit programs authorized under the Illinois  
7 Public Aid Code and related statutes administered by those  
8 departments, for verifying sources and amounts of income, and  
9 for other purposes directly connected with the administration  
10 of those programs.

11 V. The Director shall make information available to the  
12 State Board of Elections as may be required by an agreement the  
13 State Board of Elections has entered into with a multi-state  
14 voter registration list maintenance system.

15 (Source: P.A. 96-420, eff. 8-13-09; 97-621, eff. 11-18-11;  
16 97-689, eff. 6-14-12; 97-1150, eff. 1-25-13.)

17 Section 97. Severability. The provisions of this Act are  
18 severable under Section 1.31 of the Statute on Statutes.