

**HB2798**



**99TH GENERAL ASSEMBLY**

**State of Illinois**

**2015 and 2016**

**HB2798**

by Rep. Thomas Bennett

**SYNOPSIS AS INTRODUCED:**

10 ILCS 5/19A-10

Amends the Election Code. Provides that, in counties with a population of less than 100,000, an election authority is only required to provide early voting in the county clerk's office.

LRB099 10129 MGM 30352 b

**A BILL FOR**

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Election Code is amended by changing Section  
5 19A-10 as follows:

6 (10 ILCS 5/19A-10)

7 (Text of Section before amendment by P.A. 98-1171)

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

9 (a) An election authority may establish permanent polling  
10 places for early voting by personal appearance at locations  
11 throughout the election authority's jurisdiction, including  
12 but not limited to a municipal clerk's office, a township  
13 clerk's office, a road district clerk's office, or a county or  
14 local public agency office. Except as otherwise provided in  
15 subsection (b), any person entitled to vote early by personal  
16 appearance may do so at any polling place established for early  
17 voting.

18 (b) If it is impractical for the election authority to  
19 provide at each polling place for early voting a ballot in  
20 every form required in the election authority's jurisdiction,  
21 the election authority may:

22 (1) provide appropriate forms of ballots to the office  
23 of the municipal clerk in a municipality not having a board

1 of election commissioners; the township clerk; or in  
2 counties not under township organization, the road  
3 district clerk; and

4 (2) limit voting at that polling place to registered  
5 voters in that municipality, ward or group of wards,  
6 township, or road district.

7 If the early voting polling place does not have the correct  
8 ballot form for a person seeking to vote early, the election  
9 judge or election official conducting early voting at that  
10 polling place shall inform the person of that fact, give the  
11 person the appropriate telephone number of the election  
12 authority in order to locate an early voting polling place with  
13 the correct ballot form for use in that person's assigned  
14 precinct, and instruct the person to go to the proper early  
15 voting polling place to vote early.

16 (c) During each general primary and general election, each  
17 election authority in a county with a population over 250,000  
18 shall establish at least one permanent polling place for early  
19 voting by personal appearance at a location within each of the  
20 3 largest municipalities within its jurisdiction. If any of the  
21 3 largest municipalities is over 80,000, the election authority  
22 shall establish at least 2 permanent polling places within the  
23 municipality. All population figures shall be determined by the  
24 federal census.

25 (d) During each general primary and general election, each  
26 board of election commissioners established under Article 6 of

1 this Code in any city, village, or incorporated town with a  
2 population over 100,000 shall establish at least 2 permanent  
3 polling places for early voting by personal appearance. All  
4 population figures shall be determined by the federal census.

5 (e) During each general primary and general election, each  
6 election authority in a county with a population of over  
7 100,000 but under 250,000 persons shall establish at least one  
8 polling place for early voting by personal appearance. The  
9 location for early voting may be the election authority's main  
10 office or another location designated by the election  
11 authority. The election authority may designate additional  
12 sites for early voting by personal appearance. All population  
13 figures shall be determined by the federal census.

14 (f) Notwithstanding any other provision of law to the  
15 contrary, in counties with a population of less than 100,000,  
16 an election authority is only required to provide early voting  
17 in the county clerk's office.

18 (Source: P.A. 98-691, eff. 7-1-14.)

19 (Text of Section after amendment by P.A. 98-1171)

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

21 (a) An election authority may establish permanent polling  
22 places for early voting by personal appearance at locations  
23 throughout the election authority's jurisdiction, including  
24 but not limited to a municipal clerk's office, a township  
25 clerk's office, a road district clerk's office, or a county or

1 local public agency office. Any person entitled to vote early  
2 by personal appearance may do so at any polling place  
3 established for early voting.

4 (b) (Blank).

5 (c) During each general primary and general election, each  
6 election authority in a county with a population over 250,000  
7 shall establish at least one permanent polling place for early  
8 voting by personal appearance at a location within each of the  
9 3 largest municipalities within its jurisdiction. If any of the  
10 3 largest municipalities is over 80,000, the election authority  
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19 population figures shall be determined by the federal census.

20 (e) During each general primary and general election, each  
21 election authority in a county with a population of over  
22 100,000 but under 250,000 persons shall establish at least one  
23 permanent polling place for early voting by personal  
24 appearance. The location for early voting may be the election  
25 authority's main office or another location designated by the  
26 election authority. The election authority may designate

1 additional sites for early voting by personal appearance. All  
2 population figures shall be determined by the federal census.

3 (f) No permanent polling place required by this Section  
4 shall be located within 1.5 miles from another permanent  
5 polling place required by this Section, unless such permanent  
6 polling place is within a municipality with a population of  
7 500,000 or more.

8 (g) Notwithstanding any other provision of law to the  
9 contrary, in counties with a population of less than 100,000,  
10 an election authority is only required to provide early voting  
11 in the county clerk's office.

12 (Source: P.A. 98-691, eff. 7-1-14; 98-1171, eff. 6-1-15.)

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