

1 AMENDMENT TO SENATE BILL 1972

2 AMENDMENT NO. _____. Amend Senate Bill 1972 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Sections 7-19, 7-46, 7-47, 7-49, 7-52, 7-53, 7-54, 7-55,
6 7-66, 15-6, 16-11, 17-9, 17-43, 18-5, 18-40, 19-2.1, 19-7,
7 19-8, 19-9, 19-10, 19-12.2, 19-15, 20-2, 20-2.1, 20-2.2,
8 20-7, 20-8, 20-9, and 20-15 and by adding Article 24C as
9 follows:

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

11 Sec. 7-19. Arrangement and printing of primary ballot.

12 The primary ballot of each political party for each precinct
13 shall be arranged and printed substantially in the manner
14 following:

15 1. Designating words. At the top of the ballot shall be
16 printed in large capital letters, words designating the
17 ballot, if a Republican ballot, the designating words shall
18 be: "REPUBLICAN PRIMARY BALLOT"; if a Democratic ballot the
19 designating words shall be: "DEMOCRATIC PRIMARY BALLOT"; and
20 in like manner for each political party.

21 2. Order of Names, Directions to Voters, etc. Beginning
22 not less than one inch below designating words, the name of

1 each office to be filled shall be printed in capital letters.
2 Such names may be printed on the ballot either in a single
3 column or in 2 or more columns and in the following order,
4 to-wit:

5 President of the United States, State offices,
6 congressional offices, delegates and alternate delegates to
7 be elected from the State at large to National nominating
8 conventions, delegates and alternate delegates to be elected
9 from congressional districts to National nominating
10 conventions, member or members of the State central
11 committee, trustees of sanitary districts, county offices,
12 judicial officers, city, village and incorporated town
13 offices, town offices, or of such of the said offices as
14 candidates are to be nominated for at such primary, and
15 precinct, township or ward committeemen. If two or more
16 columns are used, the foregoing offices to and including
17 member of the State central committee shall be listed in the
18 left-hand column and Senatorial offices, as defined in
19 Section 8-3, shall be the first offices listed in the second
20 column.

21 Below the name of each office shall be printed in small
22 letters the directions to voters: "Vote for one"; "Vote for
23 two"; "Vote for three"; or a spelled number designating how
24 many persons under that head are to be voted for.

25 Next to the name of each candidate for delegate or
26 alternate delegate to a national nominating convention shall
27 appear either (a) the name of the candidate's preference for
28 President of the United States or the word "uncommitted" or
29 (b) no official designation, depending upon the action taken
30 by the State central committee pursuant to Section 7-10.3 of
31 this Act.

32 Below the name of each office shall be printed in capital
33 letters the names of all candidates, arranged in the order in
34 which their petitions for nominations were filed, except as

1 otherwise provided in Sections 7-14 and 7-17 of this Article.
2 Opposite and in front of the name of each candidate shall be
3 printed a square and all squares upon the primary ballot
4 shall be of uniform size. Spaces between the names of
5 candidates under each office shall be uniform and sufficient
6 spaces shall separate the names of candidates for one office
7 from the names of candidates for another office, to avoid
8 confusion and to permit the writing in of the names of other
9 candidates.

10 Where voting machines, ~~or~~ electronic voting systems, or
11 Direct Recording Electronic Voting Systems are used, the
12 provisions of this Article Section may be modified as
13 required or authorized by Article 24, ~~or~~ Article 24A, or
14 Article 24C, whichever is applicable.

15 (Source: P.A. 83-33.)

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

17 Sec. 7-46. Voting of ballot; writing in names. On
18 receiving from the primary judges a primary ballot of his
19 party, the primary elector shall forthwith and without
20 leaving the polling place, retire alone to one of the voting
21 booths and prepare such primary ballot by marking a cross (X)
22 in the square in front of and opposite the name of each
23 candidate of his choice for each office to be filled, and for
24 delegates and alternate delegates to national nominating
25 conventions, and for committeemen, if committeemen are being
26 elected at such primary.

27 Any primary elector may, instead of voting for any
28 candidate for nomination or for committeeman or for delegate
29 or alternate delegate to national nominating conventions,
30 whose name is printed on the primary ballot, write in the
31 name of any other person affiliated with such party as a
32 candidate for the nomination for any office, or for
33 committeeman, or for delegates or alternate delegates to

1 national nominating conventions, and indicate his choice of
 2 such candidate or committeeman or delegate or alternate
 3 delegate, by placing to the left of and opposite the name
 4 thus written a square and placing in the square a cross (X).

5 Where voting machines, ~~or~~ electronic voting systems, or
 6 Direct Recording Electronic Voting Systems are used, the
 7 provisions of this Article ~~section~~ may be modified as
 8 required or authorized by Article 24, ~~or~~ Article 24A, or
 9 Article 24C, whichever is applicable.

10 (Source: Laws 1965, p. 2220.)

11 (10 ILCS 5/7-47) (from Ch. 46, par. 7-47)

12 Sec. 7-47. Folding and delivery of ballot; entry in poll
 13 book. Before leaving the booth, the primary elector shall
 14 fold his primary ballot in such manner as to conceal the
 15 marks thereon. Such voter shall then vote forthwith by
 16 handing the primary judge the primary ballot received by such
 17 voter. Thereupon the primary judge shall deposit such primary
 18 ballot in the ballot box. One of the judges shall thereupon
 19 enter in the primary poll book the name of the primary
 20 elector, his residence and his party affiliation or shall
 21 make the entries on the official poll record as required by
 22 articles 4, 5 and 6, if any one of them is applicable.

23 Where voting machines, ~~or~~ electronic voting systems, or
 24 Direct Recording Electronic Voting Systems are used, the
 25 provisions of this Article ~~section~~ may be modified as
 26 required or authorized by Article 24, ~~or~~ Article 24A, or
 27 Article 24C, whichever is applicable.

28 (Source: Laws 1965, p. 2220.)

29 (10 ILCS 5/7-49) (from Ch. 46, par. 7-49)

30 Sec. 7-49. No adjournment or recess after opening of
 31 polls. After the opening of the polls at a primary no
 32 adjournment shall be had nor recess taken until the canvass

1 of all the votes is completed and the returns carefully
2 enveloped and sealed.

3 Where voting machines, ~~or~~ electronic voting systems, or
4 Direct Recording Electronic Voting Systems are used, the
5 provisions of this Article section may be modified as
6 required or authorized by Article 24, ~~or~~ Article 24A, or
7 Article 24C, whichever is applicable.

8 (Source: Laws 1965, p. 2220.)

9 (10 ILCS 5/7-52) (from Ch. 46, par. 7-52)

10 Sec. 7-52. Precinct canvass of votes. Immediately upon
11 closing the polls, the primary judges shall proceed to
12 canvass the votes in the manner following:

13 (1) They shall separate and count the ballots of each
14 political party.

15 (2) They shall then proceed to ascertain the number of
16 names entered on the applications for ballot under each party
17 affiliation.

18 (3) If the primary ballots of any political party exceed
19 the number of applications for ballot by voters of such
20 political party, the primary ballots of such political party
21 shall be folded and replaced in the ballot box, the box
22 closed, well shaken and again opened and one of the primary
23 judges, who shall be blindfolded, shall draw out so many of
24 the primary ballots of such political party as shall be equal
25 to such excess. Such excess ballots shall be marked
26 "Excess-Not Counted" and signed by a majority of the judges
27 and shall be placed in the "After 6:00 p.m. Defective Ballots
28 Envelope". The number of excess ballots shall be noted in the
29 remarks section of the Certificate of Results. "Excess"
30 ballots shall not be counted in the total of "defective"
31 ballots;

32 (4) The primary judges shall then proceed to count the
33 primary ballots of each political party separately; and as

1 the primary judges shall open and read the primary ballots, 3
2 of the judges shall carefully and correctly mark upon
3 separate tally sheets the votes which each candidate of the
4 party whose name is written or printed on the primary ballot
5 has received, in a separate column for that purpose, with the
6 name of such candidate, the name of his political party and
7 the name of the office for which he is a candidate for
8 nomination at the head of such column.

9 Where voting machines, ~~or~~ electronic voting systems, or
10 Direct Recording Electronic Voting Systems are used, the
11 provisions of this Article ~~section~~ may be modified as
12 required or authorized by Article 24, ~~or~~ Article 24A, or
13 Article 24C, whichever is applicable.

14 (Source: P.A. 80-484.)

15 (10 ILCS 5/7-53) (from Ch. 46, par. 7-53)

16 Sec. 7-53. Tally sheets; certificate of results. As
17 soon as the ballots of a political party shall have been read
18 and the votes of the political party counted, as provided in
19 the last above Section, the 3 judges in charge of the tally
20 sheets shall foot up the tally sheets so as to show the total
21 number of votes cast for each candidate of the political
22 party and for each candidate for State Central committeeman
23 and precinct committeeman, township committeeman or ward
24 committeeman, and delegate and alternate delegate to National
25 nominating conventions, and certify the same to be correct.
26 Thereupon, the primary judges shall set down in a certificate
27 of results on the tally sheet, under the name of the
28 political party, the name of each candidate voted for upon
29 the primary ballot, written at full length, the name of the
30 office for which he is a candidate for nomination or for
31 committeeman, or delegate or alternate delegate to National
32 nominating conventions, the total number of votes which the
33 candidate received, and they shall also set down the total

1 number of ballots voted by the primary electors of the
2 political party in the precinct. The certificate of results
3 shall be made substantially in the following form:

4 Party

5 At the primary election held in the precinct of the
6 (1) *township of, or (2) *City of, or (3) *....
7 ward in the city of on (insert date), the primary
8 electors of the party voted ballots, and the
9 respective candidates whose names were written or printed on
10 the primary ballot of the party, received respectively
11 the following votes:

Name of	Title of Office,	No. of
Candidate,		Votes
John Jones	Governor	100
Sam Smith	Governor	70
Frank Martin	Attorney General	150
William Preston	Rep. in Congress	200
Frederick John	Circuit Judge	50

19 *Fill in either (1), (2) or (3).

20 And so on for each candidate.

21 We hereby certify the above and foregoing to be true and
22 correct.

23 Dated (insert date).

24

25 Name Address

26

27 Name Address

28

29 Name Address

30

31 Name Address

32

33 Name Address

34 Judges of Primary

1 Where voting machines, ~~or~~ electronic voting systems, or
2 Direct Recording Electronic Voting Systems are used, the
3 provisions of this Article Section may be modified as
4 required or authorized by Article 24, and Article 24A, or
5 Article 24C, whichever is applicable.
6 (Source: P.A. 91-357, eff. 7-29-99.)

7 (10 ILCS 5/7-54) (from Ch. 46, par. 7-54)
8 Sec. 7-54. Binding and sealing ballots; report of
9 results. After the votes of a political party have been
10 counted and set down and the tally sheets footed and the
11 entry made in the primary poll books or return, as above
12 provided, all the primary ballots of said political party,
13 except those marked "defective" or "objected to" shall be
14 securely bound, lengthwise and in width, with a soft cord
15 having a minimum tensile strength of 60 pounds separately for
16 each political party in the order in which said primary
17 ballots have been read, and shall thereupon be carefully
18 sealed in an envelope, which envelope shall be endorsed as
19 follows:

20 "Primary ballots of the.... party of the.... precinct of
21 the county of.... and State of Illinois."

22 Below each endorsement, each primary judge shall write
23 his name.

24 Immediately thereafter the judges shall designate one of
25 their number to go to the nearest telephone and report to the
26 office of the county clerk or board of election commissioners
27 (as the case may be) the results of such primary. Such clerk
28 or board shall keep his or its office open after the close of
29 the polls until he or it has received from each precinct
30 under his or its jurisdiction the report above provided for.
31 Immediately upon receiving such report such clerk or board
32 shall cause the same to be posted in a public place in his or
33 its office for inspection by the public. Immediately after

1 making such report such judge shall return to the polling
2 place.

3 Where voting machines, ~~or~~ electronic voting systems, or
4 Direct Recording Electronic Voting Systems are used, the
5 provisions of this Article section may be modified as
6 required or authorized by Article 24, ~~or~~ Article 24A, or
7 Article 24C, whichever is applicable.

8 (Source: P.A. 81-1433.)

9 (10 ILCS 5/7-55) (from Ch. 46, par. 7-55)

10 Sec. 7-55. Delivery and acceptance of election
11 materials. The primary poll books or the official poll
12 record, and the tally sheets with the certificates of the
13 primary judges written thereon, together with the envelopes
14 containing the ballots, including the envelope containing the
15 ballots marked "defective" or "objected to", shall be
16 carefully enveloped and sealed up together, properly
17 endorsed, and the primary judges shall elect 2 judges (one
18 from each of the major political parties), who shall
19 immediately deliver the same to the clerk from whom the
20 primary ballots were obtained, which clerk shall safely keep
21 the same for 2 months, and thereafter shall safely keep the
22 poll books until the next primary. Each election authority
23 shall keep the office of the election authority, or any
24 receiving stations designated by such authority, open for at
25 least 12 consecutive hours after the polls close, or until
26 the judges of each precinct under the jurisdiction of the
27 election authority have delivered to the election authority
28 all the above materials sealed up together and properly
29 endorsed as provided herein. Materials delivered to the
30 election authority which are not in the condition required by
31 this Section shall not be accepted by the election authority
32 until the judges delivering the same make and sign the
33 necessary corrections. Upon acceptance of the materials by

1 the election authority, the judges delivering the same shall
2 take a receipt signed by the election authority and stamped
3 with the time and date of such delivery. The election judges
4 whose duty it is to deliver any materials as above provided
5 shall, in the event such materials cannot be found when
6 needed, on proper request, produce the receipt which they are
7 to take as above provided.

8 The county clerk or board of election commissioners shall
9 deliver a copy of each tally sheet to the county chairmen of
10 the two largest political parties.

11 Where voting machines, or electronic voting systems, or
12 Direct Recording Electronic Voting Systems are used, the
13 provisions of this Article ~~section~~ may be modified as
14 required or authorized by Article 24, and Article 24A, or
15 Article 24C, whichever is applicable.

16 (Source: P.A. 83-764.)

17 (10 ILCS 5/7-66)

18 Sec. 7-66. Precinct tabulation optical scan technology
19 voting equipment and direct recording electronic voting
20 systems equipment.

21 If the election authority has adopted the use of Precinct
22 Tabulation Optical Scan Technology voting equipment pursuant
23 to Article 24B of this Code or Direct Recording Electronic
24 Voting Systems equipment under Article 24C of this Code, and
25 the provisions of those Articles ~~the Article~~ are in conflict
26 with the provisions of this Article 7, the provisions of
27 Article 24B or Article 24C, as the case may be, shall govern
28 the procedures followed by the election authority, its judges
29 of elections, and all employees and agents. In following the
30 provisions of Article 24B or Article 24C, the election
31 authority is authorized to develop and implement procedures
32 to fully utilize Precinct Tabulation Optical Scan Technology
33 voting equipment or Direct Recording Electronic Voting

1 Systems equipment authorized by the State Board of Elections
 2 as long as the procedure is not in conflict with either
 3 Article 24B, Article 24C, or the administrative rules of the
 4 State Board of Elections.

5 (Source: P.A. 89-394, eff. 1-1-97.)

6 (10 ILCS 5/15-6)

7 Sec. 15-6. Precinct tabulation optical scan technology
 8 voting equipment and direct recording electronic voting
 9 systems equipment.

10 If the election authority has adopted the use of Precinct
 11 Tabulation Optical Scan Technology voting equipment pursuant
 12 to Article 24B of this Code or Direct Recording Electronic
 13 Voting Systems equipment under Article 24C of this Code, and
 14 the provisions of those Articles ~~the Article~~ are in conflict
 15 with the provisions of this Article 15, the provisions of
 16 Article 24B or Article 24C, as the case may be, shall govern
 17 the procedures followed by the election authority, its judges
 18 of elections, and all employees and agents. In following the
 19 provisions of Article 24B or Article 24C, the election
 20 authority is authorized to develop and implement procedures
 21 to fully utilize Precinct Tabulation Optical Scan Technology
 22 voting equipment or Direct Recording Electronic Voting
 23 Systems equipment authorized by the State Board of Elections
 24 as long as the procedure is not in conflict with either
 25 Article 24B, Article 24C, or the administrative rules of the
 26 State Board of Elections.

27 (Source: P.A. 89-394, eff. 1-1-97.)

28 (10 ILCS 5/16-11)

29 Sec. 16-11. Precinct tabulation optical scan technology
 30 voting equipment and direct recording electronic voting
 31 systems equipment.

32 If the election authority has adopted the use of Precinct

1 Tabulation Optical Scan Technology voting equipment pursuant
2 to Article 24B of this Code or Direct Recording Electronic
3 Voting Systems equipment under Article 24C of this Code, and
4 the provisions of those Articles ~~the Article~~ are in conflict
5 with the provisions of this Article 16, the provisions of
6 Article 24B or Article 24C, as the case may be, shall govern
7 the procedures followed by the election authority, its judges
8 of elections, and all employees and agents. In following the
9 provisions of Article 24B or Article 24C, the election
10 authority is authorized to develop and implement procedures
11 to fully utilize Precinct Tabulation Optical Scan Technology
12 voting equipment or Direct Recording Electronic Voting
13 Systems equipment authorized by the State Board of Elections
14 as long as the procedure is not in conflict with either
15 Article 24B, Article 24C, or the administrative rules of the
16 State Board of Elections.

17 (Source: P.A. 89-394, eff. 1-1-97.)

18 (10 ILCS 5/17-9) (from Ch. 46, par. 17-9)

19 Sec. 17-9. Any person desiring to vote shall give his
20 name and, if required to do so, his residence to the judges
21 of election, one of whom shall thereupon announce the same in
22 a loud and distinct tone of voice, clear, and audible; the
23 judges of elections shall check each application for ballot
24 against the list of voters registered in that precinct to
25 whom absentee ballots have been issued for that election,
26 which shall be provided by the election authority and which
27 list shall be available for inspection by pollwatchers. A
28 voter applying to vote in the precinct on election day whose
29 name appears on the list as having been issued an absentee
30 ballot shall not be permitted to vote in the precinct unless
31 that voter submits to the judges of election~~7--for~~
32 ~~cancellation-or-revocation~~~~7~~ his absentee ballot. In the case
33 that the voter's absentee ballot is not present in the

1 polling place, it shall be sufficient for any such voter to
2 submit to the judges of election in lieu of his absentee
3 ballot, either a portion of such ballot if torn or mutilated,
4 or an affidavit executed before the judges of election
5 specifying that the voter never received an absentee ballot,
6 ~~or an affidavit executed before the judges of election~~
7 ~~specifying that the voter desires to cancel or revoke any~~
8 ~~absentee ballot that may have been cast in the voter's name.~~
9 All applicable provisions of Articles 4, 5 or 6 shall be
10 complied with and if such name is found on the register of
11 voters by the officer having charge thereof, he shall
12 likewise repeat said name, and the voter shall be allowed to
13 enter within the proximity of the voting booths, as above
14 provided. One of the judges shall give the voter one, and
15 only one of each ballot to be voted at the election, on the
16 back of which ballots such judge shall indorse his initials
17 in such manner that they may be seen when each such ballot is
18 properly folded, and the voter's name shall be immediately
19 checked on the register list. In those election jurisdictions
20 where perforated ballot cards are utilized of the type on
21 which write-in votes can be cast above the perforation, the
22 election authority shall provide a space both above and below
23 the perforation for the judge's initials, and the judge shall
24 endorse his or her initials in both spaces. Whenever a
25 proposal for a constitutional amendment or for the calling of
26 a constitutional convention is to be voted upon at the
27 election, the separate blue ballot or ballots pertaining
28 thereto shall, when being handed to the voter, be placed on
29 top of the other ballots to be voted at the election in such
30 manner that the legend appearing on the back thereof, as
31 prescribed in Section 16-6 of this Act, shall be plainly
32 visible to the voter. At all elections, when a registry may
33 be required, if the name of any person so desiring to vote at
34 such election is not found on the register of voters, he or

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

24 All such persons shall also make an affidavit which shall
25 be in substantially the following form:

26 State of Illinois,)

27) ss.

28 County of)

29 Precinct Ward

30 I,, do solemnly swear (or affirm) that I am a
31 citizen of the United States, of the age of 18 years or over,
32 and that within the past 60 days prior to the date of this
33 election at which I am applying to vote, I have been engaged
34 in the (military or naval) service of the United States;

1 and I am qualified to vote under and by virtue of the
 2 Constitution and laws of the State of Illinois, and that I am
 3 a legally qualified voter of this precinct and ward except
 4 that I have, because of such service, been unable to register
 5 as a voter; that I now reside at (insert street and
 6 number, if any) in this precinct and ward; that I have
 7 maintained a legal residence in this precinct and ward for 30
 8 days and in this State 30 days next preceding this election.

9

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

11

12 Judge of Election.

13 The affidavit of any such person shall be supported by
 14 the affidavit of a resident and qualified voter of any such
 15 precinct and ward, which affidavit shall be in substantially
 16 the following form:

17 State of Illinois,)

18) ss.

19 County of)

20 Precinct Ward

21 I,, do solemnly swear (or affirm), that I am a
 22 resident of this precinct and ward and entitled to vote at
 23 this election; that I am acquainted with (name of the
 24 applicant); that I verily believe him to be an actual bona
 25 fide resident of this precinct and ward and that I verily
 26 believe that he or she has maintained a legal residence
 27 therein 30 days and in this State 30 days next preceding this
 28 election.

29

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

31

32 Judge of Election.

33 All affidavits made under the provisions of this Section

1 shall be enclosed in a separate envelope securely sealed, and
2 shall be transmitted with the returns of the elections to the
3 county clerk or to the board of election commissioners, who
4 shall preserve the said affidavits for the period of 6
5 months, during which period such affidavits shall be deemed
6 public records and shall be freely open to examination as
7 such.

8 (Source: P.A. 91-357, eff. 7-29-99.)

9 (10 ILCS 5/17-43)

10 Sec. 17-43. Precinct tabulation optical scan technology
11 voting equipment and direct recording electronic voting
12 systems equipment.

13 If the election authority has adopted the use of Precinct
14 Tabulation Optical Scan Technology voting equipment pursuant
15 to Article 24B of this Code or Direct Recording Electronic
16 Voting Systems equipment under Article 24C of this Code, and
17 the provisions of those Articles ~~the Article~~ are in conflict
18 with the provisions of this Article 17, the provisions of
19 Article 24B or Article 24C, as the case may be, shall govern
20 the procedures followed by the election authority, its judges
21 of elections, and all employees and agents. In following the
22 provisions of Article 24B or Article 24C, the election
23 authority is authorized to develop and implement procedures
24 to fully utilize Precinct Tabulation Optical Scan Technology
25 voting equipment or Direct Recording Electronic Voting
26 Systems equipment authorized by the State Board of Elections
27 as long as the procedure is not in conflict with either
28 Article 24B, Article 24C, or the administrative rules of the
29 State Board of Elections.

30 (Source: P.A. 89-394, eff. 1-1-97.)

31 (10 ILCS 5/18-5) (from Ch. 46, par. 18-5)

32 Sec. 18-5. Questioning of person desiring to vote;

1 receipt of ballots. Any person desiring to vote and whose
2 name is found upon the register of voters by the person
3 having charge thereof, shall then be questioned by one of the
4 judges as to his nativity, his term of residence at present
5 address, precinct, State and United States, his age, whether
6 naturalized and if so the date of naturalization papers and
7 court from which secured, and he shall be asked to state his
8 residence when last previously registered and the date of the
9 election for which he then registered. The judges of
10 elections shall check each application for ballot against the
11 list of voters registered in that precinct to whom absentee
12 ballots have been issued for that election, which shall be
13 provided by the election authority and which list shall be
14 available for inspection by pollwatchers. A voter applying to
15 vote in the precinct on election day whose name appears on
16 the list as having been issued an absentee ballot shall not
17 be permitted to vote in the precinct unless that voter
18 submits to the judges of election, ~~for cancellation or~~
19 ~~revocation,~~ his absentee ballot. In the case that the
20 voter's absentee ballot is not present in the polling place,
21 it shall be sufficient for any such voter to submit to the
22 judges of election in lieu of his absentee ballot, either a
23 portion of such ballot if torn or mutilated, or an affidavit
24 executed before the judges of election specifying that the
25 voter never received an absentee ballot, ~~or an affidavit~~
26 ~~executed before the judges of election specifying that the~~
27 ~~voter desires to cancel or revoke any absentee ballot that~~
28 ~~may have been cast in the voter's name.~~ If such person so
29 registered shall be challenged as disqualified, the party
30 challenging shall assign his reasons therefor, and thereupon
31 one of the judges shall administer to him an oath to answer
32 questions, and if he shall take the oath he shall then be
33 questioned by the judge or judges touching such cause of
34 challenge, and touching any other cause of disqualification.

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

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

31 The oath in each case may be administered by one of the
32 judges of election, or by any officer, resident in the
33 precinct or district, authorized by law to administer oaths.
34 Also supported by an affidavit by a registered voter residing

1 in such precinct, stating his own residence, and that he
2 knows such person; and that he does reside at the place
3 mentioned and has resided in such precinct and state for the
4 length of time as stated by such person, which shall be
5 subscribed and sworn to in the same way. Whereupon the vote
6 of such person shall be received, and entered as other votes.
7 But such judges, having charge of such registers, shall state
8 in their respective books the facts in such case, and the
9 affidavits, so delivered to the judges, shall be preserved
10 and returned to the office of the commissioners of election.
11 Blank affidavits of the character aforesaid shall be sent out
12 to the judges of all the precincts, and the judges of
13 election shall furnish the same on demand and administer the
14 oaths without criticism. Such oaths, if administered by any
15 other officer than such judge of election, shall not be
16 received. Whenever a proposal for a constitutional amendment
17 or for the calling of a constitutional convention is to be
18 voted upon at the election, the separate blue ballot or
19 ballots pertaining thereto shall be placed on top of the
20 other ballots to be voted at the election in such manner that
21 the legend appearing on the back thereof, as prescribed in
22 Section 16-6 of this Act, shall be plainly visible to the
23 voter, and in this fashion the ballots shall be handed to the
24 voter by the judge.

25 The voter shall, upon quitting the voting booth, deliver
26 to one of the judges of election all of the ballots, properly
27 folded, which he received. The judge of election to whom the
28 voter delivers his ballots shall not accept the same unless
29 all of the ballots given to the voter are returned by him. If
30 a voter delivers less than all of the ballots given to him,
31 the judge to whom the same are offered shall advise him in a
32 voice clearly audible to the other judges of election that
33 the voter must return the remainder of the ballots. The
34 statement of the judge to the voter shall clearly express the

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

24 The judge of election who receives the ballot or ballots
25 from the voter shall announce the residence and name of such
26 voter in a loud voice. The judge shall put the ballot or
27 ballots received from the voter into the ballot box in the
28 presence of the voter and the judges of election, and in
29 plain view of the public. The judges having charge of such
30 registers shall then, in a column prepared thereon, in the
31 same line of, the name of the voter, mark "Voted" or the
32 letter "V".

33 No judge of election shall accept from any voter less
34 than the full number of ballots received by such voter

1 without first advising the voter in the manner above provided
 2 of the necessity of returning all of the ballots, nor shall
 3 any such judge advise such voter in a manner contrary to that
 4 which is herein permitted, or in any other manner violate the
 5 provisions of this section; provided, that the acceptance by
 6 a judge of election of less than the full number of ballots
 7 delivered to a voter who refuses to return to the voting
 8 booth after being properly advised by such judge shall not be
 9 a violation of this Section.

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

11 (10 ILCS 5/18-40)

12 Sec. 18-40. Precinct tabulation optical scan technology
 13 voting equipment and direct recording electronic voting
 14 systems equipment.

15 If the election authority has adopted the use of Precinct
 16 Tabulation Optical Scan Technology voting equipment pursuant
 17 to Article 24B of this Code or Direct Recording Electronic
 18 Voting Systems equipment under Article 24C, and the
 19 provisions of those Articles ~~the Article~~ are in conflict with
 20 the provisions of this Article 18, the provisions of Article
 21 24B or Article 24C, as the case may be, shall govern the
 22 procedures followed by the election authority, its judges of
 23 elections, and all employees and agents. In following the
 24 provisions of Article 24B or Article 24C, the election
 25 authority is authorized to develop and implement procedures
 26 to fully utilize Precinct Tabulation Optical Scan Technology
 27 voting equipment or Direct Recording Electronic Voting
 28 Systems equipment authorized by the State Board of Elections
 29 as long as the procedure is not in conflict with either
 30 Article 24B, Article 24C, or the administrative rules of the
 31 State Board of Elections.

32 (Source: P.A. 89-394, eff. 1-1-97.)

1 (10 ILCS 5/19-2.1) (from Ch. 46, par. 19-2.1)

2 Sec. 19-2.1. At the consolidated primary, general
3 primary, consolidated, and general elections, electors
4 entitled to vote by absentee ballot under the provisions of
5 Section 19-1 may vote in person at the office of the
6 municipal clerk, if the elector is a resident of a
7 municipality not having a board of election commissioners, or
8 at the office of the township clerk or, in counties not under
9 township organization, at the office of the road district
10 clerk if the elector is not a resident of a municipality;
11 provided, in each case that the municipal, township or road
12 district clerk, as the case may be, is authorized to conduct
13 in-person absentee voting pursuant to this Section. Absentee
14 voting in such municipal and township clerk's offices under
15 this Section shall be conducted from the 22nd day through the
16 day before the election.

17 Municipal and township clerks (or road district clerks)
18 who have regularly scheduled working hours at regularly
19 designated offices other than a place of residence and whose
20 offices are open for business during the same hours as the
21 office of the election authority shall conduct in-person
22 absentee voting for said elections. Municipal and township
23 clerks (or road district clerks) who have no regularly
24 scheduled working hours but who have regularly designated
25 offices other than a place of residence shall conduct
26 in-person absentee voting for said elections during the hours
27 of 8:30 a.m. to 4:30 p.m. or 9:00 a.m. to 5:00 p.m.,
28 weekdays, and 9:00 a.m. to 12:00 noon on Saturdays, but not
29 during such hours as the office of the election authority is
30 closed, unless the clerk files a written waiver with the
31 election authority not later than July 1 of each year stating
32 that he or she is unable to conduct such voting and the
33 reasons therefor. Such clerks who conduct in-person absentee
34 voting may extend their hours for that purpose to include any

1 hours in which the election authority's office is open.
2 Municipal and township clerks (or road district clerks) who
3 have no regularly scheduled office hours and no regularly
4 designated offices other than a place of residence may not
5 conduct in-person absentee voting for said elections. The
6 election authority may devise alternative methods for
7 in-person absentee voting before said elections for those
8 precincts located within the territorial area of a
9 municipality or township (or road district) wherein the clerk
10 of such municipality or township (or road district) has
11 waived or is not entitled to conduct such voting. In
12 addition, electors may vote by absentee ballot under the
13 provisions of Section 19-1 at the office of the election
14 authority having jurisdiction over their residence.

15 In conducting absentee voting under this Section, the
16 respective clerks shall not be required to verify the
17 signature of the absentee voter by comparison with the
18 signature on the official registration record card. However,
19 the clerk shall reasonably ascertain the identity of such
20 applicant, shall verify that each such applicant is a
21 registered voter, and shall verify the precinct in which he
22 or she is registered and the proper ballots of the political
23 subdivisions in which the applicant resides and is entitled
24 to vote, prior to providing any absentee ballot to such
25 applicant. The clerk shall verify the applicant's
26 registration and from the most recent poll list provided by
27 the county clerk, and if the applicant is not listed on that
28 poll list then by telephoning the office of the county clerk.

29 Absentee voting procedures in the office of the
30 municipal, township and road district clerks shall be subject
31 to all of the applicable provisions of this Article 19.
32 Pollwatchers may be appointed to observe in-person absentee
33 voting procedures at the office of the municipal, township or
34 road district clerks' offices where such absentee voting is

1 conducted. Such pollwatchers shall qualify and be appointed
2 in the same manner as provided in Sections 7-34 and 17-23,
3 except each candidate, political party or organization of
4 citizens may appoint only one pollwatcher for each location
5 where in-person absentee voting is conducted. Pollwatchers
6 shall be residents of the county and possess valid
7 pollwatcher credentials. All requirements in this Article
8 applicable to election authorities shall apply to the
9 respective local clerks, except where inconsistent with this
10 Section.

11 In election jurisdictions that deliver absentee ballots
12 to the polling place to be counted by the precinct judges on
13 election day, the sealed absentee ballots in their carrier
14 envelope shall be delivered by the respective clerks, or by
15 the election authority on behalf of a clerk if the clerk and
16 the election authority agree, to the proper polling place
17 before the close of the polls on the day of the general
18 primary, consolidated primary, consolidated, or general
19 election.

20 In election jurisdictions that have adopted a Direct
21 Recording Electronic Voting System under Article 24C and that
22 count absentee ballots in the office of the election
23 authority on election day, the sealed absentee ballots in
24 their carrier envelope shall be delivered to the office of
25 the election authority by the respective clerks before the
26 close of the polls on the day of the general primary,
27 consolidated primary, consolidated, or general election.

28 Not more than 23 days before the nonpartisan, general and
29 consolidated elections, the county clerk shall make available
30 to those municipal, township and road district clerks
31 conducting in-person absentee voting within such county, a
32 sufficient number of applications, absentee ballots,
33 envelopes, and printed voting instruction slips for use by
34 absentee voters in the offices of such clerks. The respective

1 clerks shall receipt for all ballots received, shall return
2 all unused or spoiled ballots to the county clerk on the day
3 of the election and shall strictly account for all ballots
4 received.

5 The ballots delivered to the respective clerks shall
6 include absentee ballots for each precinct in the
7 municipality, township or road district, or shall include
8 such separate ballots for each political subdivision
9 conducting an election of officers or a referendum on that
10 election day as will permit any resident of the municipality,
11 township or road district to vote absentee in the office of
12 the proper clerk.

13 The clerks of all municipalities, townships and road
14 districts may distribute applications for absentee ballot for
15 the use of voters who wish to mail such applications to the
16 appropriate election authority. Such applications for
17 absentee ballots shall be made on forms provided by the
18 election authority. Duplication of such forms by the
19 municipal, township or road district clerk is prohibited.

20 (Source: P.A. 91-210, eff. 1-1-00.)

21 (10 ILCS 5/19-7) (from Ch. 46, par. 19-7)

22 Sec. 19-7. Upon receipt of such absent voter's ballot,
23 the election authority shall forthwith enclose the same
24 unopened, together with the application made by said absent
25 voter in a large or carrier envelope which shall be securely
26 sealed and endorsed with the name and official title of such
27 officer and the words, "This envelope contains an absent
28 voter's ballot and must be opened on election day," together
29 with the number and description of the precinct in which said
30 ballot is to be voted, and such officer shall thereafter
31 safely keep the same in his office until counted by him as
32 provided in this Article ~~the next section~~.

33 Except as provided in Article 24C, the election authority

1 may choose (i) to have the absentee ballots delivered before
2 the closing of the polls to their proper polling places for
3 counting by the precinct judges or (ii) to have the absentee
4 ballots received after 12:00 noon on election day or too late
5 for delivery before the closing of the polls on election day
6 counted in the office of the election authority by one or
7 more panels of election judges appointed in the manner
8 provided for in this Code.

9 (Source: P.A. 81-155.)

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

11 Sec. 19-8. In election jurisdictions that deliver
12 absentee ballots to the polling place to be counted by the
13 precinct judges, the provisions of this Section shall apply.

14 In case an absent voter's ballot is received by the
15 election authority prior to the delivery of the official
16 ballots to the judges of election of the precinct in which
17 said elector resides, such ballot envelope and application,
18 sealed in the carrier envelope, shall be enclosed in such
19 package and therewith delivered to the judges of such
20 precinct. In case the official ballots for such precinct have
21 been delivered to the judges of election at the time of the
22 receipt by the election authority of such absent voter's
23 ballot, such authority shall immediately enclose said
24 envelope containing the absent voter's ballot, together with
25 his application therefor, in a larger or carrier envelope
26 which shall be securely sealed and addressed on the face to
27 the judges of election, giving the name or number of
28 precinct, street and number of polling place, city or town in
29 which such absent voter is a qualified elector, and the words
30 "This envelope contains an absent voter's ballot and must be
31 opened only on election day at the polls immediately after
32 the polls are closed," mailing the same, postage prepaid, to
33 such judges of election, or if more convenient, such officer

1 may deliver such absent voter's ballot to the judges of
2 election in person or by duly deputized agent, said officer
3 to secure his receipt for delivery of such ballot or ballots.
4 Absent voters' ballots returned by absentee voters to the
5 election authority after the closing of the polls on an
6 election day shall be endorsed by the election authority
7 receiving the same with the day and hour of receipt and shall
8 be safely kept unopened by such election authority for the
9 period of time required for the preservation of ballots used
10 at such election, and shall then, without being opened, be
11 destroyed in like manner as the used ballots of such
12 election.

13 All absent voters' ballots received by the election
14 authority after 12:00 noon on election day or too late for
15 delivery to the proper polling place before the closing of
16 the polls on election day, and Special Write-In Absentee
17 Voter's Blank Ballots, except ballots returned by mail
18 postmarked after midnight preceding the opening of the polls
19 on election day, and all absent voters' ballots in election
20 jurisdictions that use voting systems authorized by Article
21 24C shall be endorsed by the election authority receiving the
22 same with the day and hour of receipt and shall be counted in
23 the office of the election authority on the day of the
24 election after 7:00 p.m. All absent voters' ballots
25 delivered in error to the wrong precinct polling place shall
26 be returned to the election authority and counted under this
27 provision; however, all absentee ballots received by the
28 election authority by the close of absentee voting in the
29 office of the election authority on the day preceding the day
30 of election shall be delivered to the proper precinct polling
31 places in time to be counted by the judges of election.

32 Such counting shall commence no later than 8:00 p.m. and
33 shall be conducted by a panel or panels of election judges
34 appointed in the manner provided by law. Such counting shall

1 continue until all absent voters' ballots received as
2 aforesaid have been counted.

3 The procedures set forth in Section 19-9 of this Act and
4 Articles 17 and 18 of this Code, shall apply to all absent
5 voters' ballots counted under this provision, including
6 comparing the signature on the ballot envelope with the
7 signature of the voter on the permanent voter registration
8 record card taken from the master file; except that votes
9 shall be recorded ~~by without-regard-to~~ precinct designation,
10 ~~except-for-precinct-offices~~.

11 (Source: P.A. 91-357, eff. 7-29-99.)

12 (10 ILCS 5/19-9) (from Ch. 46, par. 19-9)

13 Sec. 19-9. At the close of the regular balloting and at
14 the close of the polls the judges of election of each voting
15 precinct or the panel or panels of judges in the office of
16 the election authority, as the case may be, shall proceed to
17 cast the absent voter's ballot separately, and as each absent
18 voter's ballot is taken shall open the outer or carrier
19 envelope, announce the absent voter's name, and compare the
20 signature upon the application with the signature upon the
21 certification on the ballot envelope and the signature of the
22 voter on the permanent voter registration record card. In
23 case the judges find the certifications properly executed,
24 that the signatures correspond, that the applicant is a duly
25 qualified elector in the precinct and the applicant has not
26 been present and voted within the county where he represents
27 himself to be a qualified elector on such election day, they
28 shall open the envelope containing the absent voter's ballot
29 in such manner as not to deface or destroy the certification
30 thereon, or mark or tear the ballots therein and take out the
31 ballot or ballots therein contained without unfolding or
32 permitting the same to be unfolded or examined, and having
33 endorsed the ballot in like manner as other ballots are

1 required to be endorsed, shall deposit the same in the proper
2 ballot box or boxes and enter the absent voter's name in the
3 poll book the same as if he had been present and voted in
4 person. The judges shall place the absentee ballot
5 certification envelopes in a separate envelope as per the
6 direction of the election authority. Such envelope containing
7 the absentee ballot certification envelopes shall be returned
8 to the election authority and preserved in like manner as the
9 official poll record.

10 In case such signatures do not correspond, or that the
11 applicant is not a duly qualified elector in such precinct or
12 that the ballot envelope is open or has been opened and
13 resealed, or that said voter is present and has voted within
14 the county where he represents himself to be a qualified
15 elector on the day of such election at such election such
16 previously cast vote shall not be allowed, but without
17 opening the absent voter's envelope the judge of such
18 election shall mark across the face thereof, "Rejected",
19 giving the reason therefor.

20 In case the ballot envelope contains more than one ballot
21 of any kind, said ballots shall not be counted, but shall be
22 marked "Rejected", giving the reason therefor.

23 The absent voters' envelopes and affidavits and the
24 absent voters' envelope with its contents unopened, when such
25 absent vote is rejected shall be retained and preserved in
26 the manner as now provided for the retention and preservation
27 of official ballots rejected at such election.

28 As applied to an absentee ballot of a permanently
29 disabled voter who has complied with Section 19-12.1, the
30 word "certification" as used in this Section shall be
31 construed to refer to the unsworn statement subscribed to by
32 the voter pursuant to Section 19-12.1.

33 (Source: P.A. 87-1052.)

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

2 Sec. 19-10. Pollwatchers may be appointed to observe
3 in-person absentee voting procedures at the office of the
4 election authority as well as at municipal, township or road
5 district clerks' offices where such absentee voting is
6 conducted. Such pollwatchers shall qualify and be appointed
7 in the same manner as provided in Sections 7-34 and 17-23,
8 except each candidate, political party or organization of
9 citizens may appoint only one pollwatcher for each location
10 where in-person absentee voting is conducted. Pollwatchers
11 shall be residents of the county and possess valid
12 pollwatcher credentials.

13 In the polling place on election day, pollwatchers shall
14 be permitted to be present during the casting of the absent
15 voters' ballots and the vote of any absent voter may be
16 challenged for cause the same as if he were present and voted
17 in person, and the judges of the election or a majority
18 thereof shall have power and authority to hear and determine
19 the legality of such ballot; Provided, however, that if a
20 challenge to any absent voter's right to vote is sustained,
21 notice of the same must be given by the judges of election by
22 mail addressed to the voter's place of residence.

23 Where ~~certain~~ absent voters' ballots are counted on the
24 day of the election in the office of the election authority
25 as provided in this Article Section-19-8-of-this-Act, each
26 political party, candidate and qualified civic organization
27 shall be entitled to have present one pollwatcher for each
28 panel of election judges therein assigned. Such pollwatchers
29 shall be subject to the same provisions as are provided for
30 pollwatchers in Sections 7-34 and 17-23 of this Code, and
31 shall be permitted to observe the election judges making the
32 signature comparison between that which is on the absentee
33 ballot application and that which is on the ballot envelope
34 and ~~that-which-is-on~~ the permanent voter registration record

1 card taken from the master file.

2 (Source: P.A. 86-875.)

3 (10 ILCS 5/19-12.2) (from Ch. 46, par. 19-12.2)

4 Sec. 19-12.2. Voting by physically incapacitated
5 electors who have made proper application to the election
6 authority not later than 5 days before the regular primary
7 and general election of 1980 and before each election
8 thereafter shall be conducted on the premises of facilities
9 licensed or certified pursuant to the Nursing Home Care Act
10 for the sole benefit of residents of such facilities. Such
11 voting shall be conducted during any continuous period
12 sufficient to allow all applicants to cast their ballots
13 between the hours of 9 a.m. and 7 p.m. either on the Friday,
14 Saturday, Sunday or Monday immediately preceding the regular
15 election. This absentee voting on one of said days designated
16 by the election authority shall be supervised by two election
17 judges who must be selected by the election authority in the
18 following order of priority: (1) from the panel of judges
19 appointed for the precinct in which such facility is located,
20 or from a panel of judges appointed for any other precinct
21 within the jurisdiction of the election authority in the same
22 ward or township, as the case may be, in which the facility
23 is located or, only in the case where a judge or judges from
24 the precinct, township or ward are unavailable to serve, (3)
25 from a panel of judges appointed for any other precinct
26 within the jurisdiction of the election authority. The two
27 judges shall be from different political parties. Not less
28 than 30 days before each regular election, the election
29 authority shall have arranged with the chief administrative
30 officer of each facility in his or its election jurisdiction
31 a mutually convenient time period on the Friday, Saturday,
32 Sunday or Monday immediately preceding the election for such
33 voting on the premises of the facility and shall post in a

1 prominent place in his or its office a notice of the agreed
2 day and time period for conducting such voting at each
3 facility; provided that the election authority shall not
4 later than noon on the Thursday before the election also post
5 the names and addresses of those facilities from which no
6 applications were received and in which no supervised
7 absentee voting will be conducted. All provisions of this
8 Code applicable to pollwatchers shall be applicable herein.
9 To the maximum extent feasible, voting booths or screens
10 shall be provided to insure the privacy of the voter. Voting
11 procedures shall be as described in Article 17 of this Code,
12 except that ballots shall be treated as absentee ballots and
13 shall not be counted until the close of the polls on the
14 following day. After the last voter has concluded voting, the
15 judges shall seal the ballots in an envelope and affix their
16 signatures across the flap of the envelope. Immediately
17 thereafter, the judges shall bring the sealed envelope to the
18 office of the election authority who shall preserve the
19 ballots in the office of the election authority in those
20 jurisdictions that have adopted a Direct Recording Electronic
21 Voting System under Article 24C and that count absentee
22 ballots in the office of the election authority or shall
23 deliver the such ballots to the proper precinct polling
24 places prior to the closing of the polls on the day of
25 election in election jurisdictions that count absentee
26 ballots in the polling place. Provided, that in election
27 jurisdictions that count absentee ballots in the polling
28 place the election authority may arrange for the judges who
29 conduct such voting on the Monday before the election to
30 deliver the sealed envelope directly to the proper precinct
31 polling place on the day of election and shall announce such
32 procedure in the 30 day notice heretofore prescribed. The
33 judges of election shall also report to the election
34 authority the name of any applicant in the facility who, due

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

17 Not less than 120 days before each regular election, the
 18 Department of Public Health shall certify to the State Board
 19 of Elections a list of the facilities licensed or certified
 20 pursuant to the Nursing Home Care Act, and shall indicate the
 21 approved bed capacity and the name of the chief
 22 administrative officer of each such facility, and the State
 23 Board of Elections shall certify the same to the appropriate
 24 election authority within 20 days thereafter.

25 (Source: P.A. 86-820; 86-875; 86-1028; 87-1052.)

26 (10 ILCS 5/19-15)

27 Sec. 19-15. Precinct tabulation optical scan technology
 28 voting equipment and direct recording electronic voting
 29 systems equipment.

30 If the election authority has adopted the use of Precinct
 31 Tabulation Optical Scan Technology voting equipment pursuant
 32 to Article 24B of this Code or Direct Recording Electronic
 33 Voting Systems equipment under Article 24C, and the

1 provisions of those Articles ~~the Article~~ are in conflict with
2 the provisions of this Article 19, the provisions of Article
3 24B or Article 24C, as the case may be, shall govern the
4 procedures followed by the election authority, its judges of
5 elections, and all employees and agents. In following the
6 provisions of Article 24B or Article 24C, the election
7 authority is authorized to develop and implement procedures
8 to fully utilize Precinct Tabulation Optical Scan Technology
9 voting equipment or Direct Recording Electronic Voting
10 Systems equipment authorized by the State Board of Elections
11 as long as the procedure is not in conflict with either
12 Article 24B, Article 24C, or the administrative rules of the
13 State Board of Elections.

14 (Source: P.A. 89-394, eff. 1-1-97.)

15 (10 ILCS 5/20-2) (from Ch. 46, par. 20-2)

16 Sec. 20-2. Any member of the United States Service,
17 otherwise qualified to vote, who expects in the course of his
18 duties to be absent from the county in which he resides on
19 the day of holding any election may make application for an
20 absentee ballot to the election authority having jurisdiction
21 over his precinct of residence on the official postcard or on
22 a form furnished by the election authority as prescribed by
23 Section 20-3 of this Article not less than 10 days before the
24 election. A request pursuant to this Section shall entitle
25 the applicant to an absentee ballot for every election in one
26 calendar year. The original application for ballot shall be
27 kept in the office of the election authority for one year as
28 authorization to send a ballot to the voter for each election
29 to be held within that calendar year. A certified copy of
30 such application for ballot shall be sent each election with
31 the absentee ballot to the polling place to be used in lieu
32 of the original application for ballot. No registration shall
33 be required in order to vote pursuant to this Section.

1 Ballots under this Section shall be mailed by the
 2 election authority in the manner prescribed by Section 20-5
 3 of this Article and not otherwise. Ballots voted under this
 4 Section must be returned ~~to--the--election--authority~~ in
 5 sufficient time for delivery (i) to the proper precinct
 6 polling place before the closing of the polls on the day of
 7 the election in jurisdictions that count absentee ballots in
 8 the polling place or (ii) to the office of the election
 9 authority before the closing of the polls in those
 10 jurisdictions that have adopted a Direct Recording Electronic
 11 Voting System under Article 24C and that count absentee
 12 ballots in the office of the election authority.

13 (Source: P.A. 86-875.)

14 (10 ILCS 5/20-2.1) (from Ch. 46, par. 20-2.1)

15 Sec. 20-2.1. Citizens of the United States temporarily
 16 residing outside the territorial limits of the United States
 17 who are not registered but otherwise qualified to vote and
 18 who expect to be absent from their county of residence during
 19 the periods of voter registration provided for in Articles 4,
 20 5 or 6 of this Code and on the day of holding any election,
 21 may make simultaneous application to the election authority
 22 having jurisdiction over their precinct of residence for an
 23 absentee registration and absentee ballot not less than 30
 24 days before the election. Such application may be made on the
 25 official postcard or on a form furnished by the election
 26 authority as prescribed by Section 20-3 of this Article. A
 27 request pursuant to this Section shall entitle the applicant
 28 to an absentee ballot for every election in one calendar
 29 year. The original application for ballot shall be kept in
 30 the office of the election authority for one year as
 31 authorization to send a ballot to the voter for each election
 32 to be held within that calendar year. A certified copy of
 33 such application for ballot shall be sent each election with

1 the absentee ballot to the polling place to be used in lieu
2 of the original application for ballot.

3 Registration shall be required in order to vote pursuant
4 to this Section. However, if the election authority receives
5 one of such applications after 30 days but not less than 10
6 days before a Federal election, said applicant shall be sent
7 a ballot containing the Federal offices only and registration
8 for that election shall be waived.

9 Ballots under this Section shall be mailed by the
10 election authority in the manner prescribed by Section 20-5
11 of this Article and not otherwise.

12 Ballots under this Section must be returned to the
13 election authority in sufficient time for delivery (i) to the
14 proper precinct polling place before the closing of the polls
15 on the day of the election in those jurisdictions that count
16 absentee ballots in the polling place or (ii) to the office
17 of the election authority before the closing of the polls on
18 election day in those jurisdictions that have adopted a
19 Direct Recording Electronic Voting System under Article 24C
20 and that count absentee ballots in the office of the election
21 authority.

22 (Source: P.A. 86-875.)

23 (10 ILCS 5/20-2.2) (from Ch. 46, par. 20-2.2)

24 Sec. 20-2.2. Any non-resident civilian citizen,
25 otherwise qualified to vote, may make application to the
26 election authority having jurisdiction over his precinct of
27 former residence for an absentee ballot containing the
28 Federal offices only not less than 10 days before a Federal
29 election. Such application may be made only on the official
30 postcard. A request pursuant to this Section shall entitle
31 the applicant to an absentee ballot for every election in one
32 calendar year at which Federal offices are filled. The
33 original application for ballot shall be kept in the office

1 of the election authority for one year as authorization to
2 send a ballot to the voter for each election to be held
3 within that calendar year at which Federal offices are
4 filled. A certified copy of such application for ballot
5 shall be sent each election with the absentee ballot to the
6 polling place to be used in lieu of the original application
7 for ballot. No registration shall be required in order to
8 vote pursuant to this Section. Ballots under this Section
9 shall be mailed by the election authority in the manner
10 prescribed by Section 20-5 of this Article and not otherwise.
11 Ballots under this Section must be returned ~~to--the--election~~
12 ~~authority~~ in sufficient time for delivery (i) to the proper
13 precinct polling place before the closing of the polls on the
14 day of the election in those jurisdictions that count
15 absentee ballots in the polling place or (ii) to the office
16 of the election authority before the closing of the polls on
17 election day in those jurisdictions that have adopted a
18 Direct Recording Electronic Voting System under Article 24C
19 and that count absentee ballots in the office of the election
20 authority.

21 (Source: P.A. 86-875.)

22 (10 ILCS 5/20-7) (from Ch. 46, par. 20-7)

23 Sec. 20-7. Upon receipt of such absent voter's ballot,
24 the officer or officers above described shall forthwith
25 enclose the same unopened, together with the application made
26 by said absent voter in a large or carrier envelope which
27 shall be securely sealed and endorsed with the name and
28 official title of such officer and the words, "This envelope
29 contains an absent voter's ballot and must be opened on
30 election day," together with the number and description of
31 the precinct in which said ballot is to be voted, and such
32 officer shall thereafter safely keep the same in his office
33 until counted by him as provided in this Article ~~the-next~~

1 section.

2 Except as provided in Article 24C, the election authority
3 may choose (i) to deliver the absentee ballots to the proper
4 precinct polling place before the close of the polls on the
5 election day to be counted by the precinct judges or (ii) to
6 have the absentee ballots received after 12:00 noon on
7 election day or too late for delivery before the closing of
8 the polls on election day counted in the office of the
9 election authority by one or more panels of election judges
10 appointed in the manner provided for in this Code.

11 (Source: P.A. 81-155.)

12 (10 ILCS 5/20-8) (from Ch. 46, par. 20-8)

13 Sec. 20-8. (a) In election jurisdictions that count
14 absentee ballots in the polling place, this subsection shall
15 apply.

16 In case any such ballot is received by the election
17 authority prior to the delivery of the official ballots to
18 the judges of election of the precinct in which said elector
19 resides, such ballot envelope and application, sealed in the
20 carrier envelope, shall be enclosed in the same package with
21 the other official ballots and therewith delivered to the
22 judges of such precinct. In case the official ballots for
23 such precinct have been delivered to the judges of election
24 at the time of the receipt by the election authority of such
25 absent voter's ballot, it shall immediately enclose said
26 envelope containing the absent voter's ballot, together with
27 his application therefor, in a larger or carrier envelope
28 which shall be securely sealed and addressed on the face to
29 the judges of election, giving the name or number of
30 precinct, street and number of polling place, city or town in
31 which such absent voter is a qualified elector, and the
32 words, "This envelope contains an absent voter's ballot and
33 must be opened only on election day at the polls immediately

1 after the polls are closed," mailing the same, postage
2 prepaid, to such judges of election, or if more convenient he
3 or it may deliver such absent voter's ballot to the judges of
4 election in person or by duly deputized agent and secure his
5 receipt for delivery of such ballot or ballots. Absent
6 voter's ballots postmarked after 11:59 p.m. of the day
7 immediately preceding the election returned to the election
8 authority too late to be delivered to the proper polling
9 place before the closing of the polls on the day of election
10 shall be endorsed by the person receiving the same with the
11 day and hour of receipt and shall be safely kept unopened by
12 the election authority for the period of time required for
13 the preservation of ballots used at such election, and shall
14 then, without being opened, be destroyed in like manner as
15 the used ballots of such election.

16 (b) All absent voters' ballots received by the election
17 authority after 12:00 noon on election day or too late for
18 delivery to the proper polling place before the closing of
19 the polls on election day, except ballots returned by mail
20 postmarked after midnight preceding the opening of the polls
21 on election day, and all absent voters' ballots in election
22 jurisdictions that use voting systems authorized by Article
23 24C shall be counted in the office of the election authority
24 on the day of the election after 7:00 p.m. All absent voters'
25 ballots delivered in error to the wrong precinct polling
26 place shall be returned to the election authority and counted
27 under this provision.

28 Such counting shall commence no later than 8:00 p.m. and
29 shall be conducted by a panel or panels of election judges
30 appointed in the manner provided by law. Such counting shall
31 continue until all absent voters' ballots received as
32 aforesaid have been counted.

33 The procedures set forth in Section 19-9 of this Act and
34 Articles 17 and 18 of this Code, shall apply to all absent

1 voters' ballots counted under this provision; except that
2 votes shall be recorded by ~~without--regard--to~~ precinct
3 designation.

4 Where certain absent voters' ballots are counted in the
5 office of the election authority as provided in this Section,
6 each political party, candidate and qualified civic
7 organization shall be entitled to have present one
8 pollwatcher for each panel of election judges therein
9 assigned.

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

11 (10 ILCS 5/20-9) (from Ch. 46, par. 20-9)

12 Sec. 20-9. At the close of the regular balloting and at
13 the close of the polls the judges of election of each voting
14 precinct or the panel or panels of judges in the office of
15 the election authority, as the case may be, shall proceed to
16 cast the absent voter's ballot separately, and as each absent
17 voter's ballot is taken shall open the outer or carrier
18 envelope, announce the absent voter's name, and compare the
19 signature upon the application with the signature upon the
20 registration record card if the voter is registered or upon
21 the certification on the ballot envelope if there is no
22 registration card. In case the judges find the certifications
23 properly executed, that the signatures correspond, that the
24 applicant is a duly qualified elector in the precinct and the
25 applicant has not been present and voted within the county
26 where he represents himself to be a qualified elector on such
27 election day, they shall open the envelope containing the
28 absent voter's ballot in such manner as not to deface or
29 destroy the certification thereon, or mark or tear the
30 ballots therein and take out the ballot or ballots therein
31 contained without unfolding or permitting the same to be
32 unfolded or examined, and having endorsed or initialed the
33 ballot in like manner as other ballots are required to be

1 endorsed, shall deposit the same in the proper ballot box or
2 boxes and mark the voter's registration record card
3 accordingly or file the application in lieu thereof. The
4 judges shall place the absentee ballot certification
5 envelopes in a separate envelope as per the direction of the
6 election authority. Such envelope containing the absentee
7 ballot certification envelopes shall be returned to the
8 election authority and preserved in like manner as the
9 official poll record.

10 In case the signatures do not correspond, or that the
11 applicant is not a duly qualified elector in such precinct or
12 that the ballot envelope is open or has been opened and
13 resealed (except for the purpose of military censorship), or
14 that said voter is present and has voted within the county
15 where he represents himself to be a qualified elector on the
16 day of such election at such election such previously cast
17 vote shall not be allowed, but without opening the absent
18 voter's envelope the judge of such election shall mark across
19 the face thereof, "Rejected", giving the reason therefor.

20 In case the ballot envelope contains duplicate ballots,
21 said ballots shall not be counted, but shall be marked
22 "Rejected", giving the reason therefor.

23 The absent voters' envelopes and certifications and the
24 absent voters' envelope with its contents unopened, when such
25 absent vote is rejected shall be retained and preserved in
26 the manner as now provided for the retention and preservation
27 of official ballots rejected at such election.

28 (Source: P.A. 87-1052.)

29 (10 ILCS 5/20-15)

30 Sec. 20-15. Precinct tabulation optical scan technology
31 voting equipment and direct recording electronic voting
32 systems equipment.

33 If the election authority has adopted the use of Precinct

1 Tabulation Optical Scan Technology voting equipment pursuant
 2 to Article 24B of this Code or Direct Recording Electronic
 3 Voting Systems equipment under Article 24C of this Code, and
 4 the provisions of those Articles ~~the Article~~ are in conflict
 5 with the provisions of this Article 20, the provisions of
 6 Article 24B or Article 24C, as the case may be, shall govern
 7 the procedures followed by the election authority, its judges
 8 of elections, and all employees and agents. In following the
 9 provisions of Article 24B or Article 24C, the election
 10 authority is authorized to develop and implement procedures
 11 to fully utilize Precinct Tabulation Optical Scan Technology
 12 voting equipment or Direct Recording Electronic Voting
 13 Systems equipment authorized by the State Board of Elections
 14 as long as the procedure is not in conflict with either
 15 Article 24B, Article 24C, or the administrative rules of the
 16 State Board of Elections.

17 (Source: P.A. 89-394, eff. 1-1-97.)

18 (10 ILCS 5/Art. 24C heading new)

19 ARTICLE 24C. DIRECT RECORDING
 20 ELECTRONIC VOTING SYSTEMS

21 (10 ILCS 5/24C-1 new)

22 Sec. 24C-1. Purpose. The purpose of this Article is to
 23 authorize the use of Direct Recording Electronic Voting
 24 Systems approved by the State Board of Elections. In a
 25 Direct Recording Electronic Voting System, voters cast votes
 26 by means of a ballot display provided with mechanical or
 27 electro-optical devices that can be activated by the voters
 28 to mark their choices for the candidates of their preference
 29 and for or against public questions. The voting devices shall
 30 be capable of instantaneously recording the votes, storing
 31 the votes, and tabulating the votes at the precinct. This
 32 Article authorizes the use of Direct Recording Electronic

1 Voting Systems for in-precinct counting applications, except
2 that absentee ballots must be counted at the office of the
3 election authority.

4 (10 ILCS 5/24C-2 new)

5 Sec. 24C-2. Definitions. As used in this Article:

6 "Audit trail" means a continuous trail of evidence
7 linking individual transactions related to the vote count
8 with the summary record of vote totals, but that shall not
9 allow for the identification of the voter. It shall permit
10 verification of the accuracy of the count and detection and
11 correction of problems and shall provide a record of each
12 step taken in: defining and producing ballots and generating
13 related software for specific elections; installing ballots
14 and software; testing system readiness; casting and
15 tabulating ballots; and producing reports of vote totals.
16 The record shall incorporate system status and error messages
17 generated during election processing, including a log of
18 machine activities and routine and unusual intervention by
19 authorized and unauthorized individuals. Also part of an
20 election audit trail is the documentation of such items as
21 ballots delivered and collected, administrative procedures
22 for system security, pre-election testing of voting systems,
23 and maintenance performed on voting equipment.

24 "Ballot" means an electronic audio or video display or
25 any other medium used to record a voter's choices for the
26 candidates of his or her preference and for or against public
27 questions.

28 "Ballot configuration" means the particular combination
29 of political subdivision or district ballots including, for
30 each political subdivision or district, the particular
31 combination of offices, candidate names, and public questions
32 as they appear for each group of voters who may cast the same
33 ballot.

1 "Ballot image" means a corresponding representation in
2 electronic form of the mark or vote position of a ballot.

3 "Ballot label" or "ballot screen" means the display of
4 material containing the names of offices and candidates and
5 public questions to be voted on.

6 "Computer", "automatic and electronic tabulating
7 equipment", or "equipment" includes (i) apparatus necessary
8 to automatically or electronically examine and count votes as
9 designated on ballots and (ii) data processing machines that
10 can be used for counting ballots and tabulating results.

11 "Computer operator" means any person or persons
12 designated by the election authority to operate the automatic
13 tabulating equipment during any portion of the vote tallying
14 process in an election, but shall not include judges of
15 election operating vote tabulating equipment in the precinct.

16 "Computer program" or "program" means the set of
17 operating instructions for the automatic or electronic
18 tabulating equipment that examines, records, counts,
19 tabulates, canvasses, and prints votes recorded by a voter on
20 a ballot.

21 "Direct recording electronic voting system", "voting
22 system", or "system" means the combination of equipment and
23 programs that records votes by means of a ballot display
24 provided with mechanical or electro-optical devices that can
25 be activated by the voter, that processes the data by means
26 of a computer program, that records voting data and ballot
27 images in internal memory devices, and that produces a
28 tabulation of the voting data as hard copy or stored in a
29 removable memory device.

30 "Edit listing" means a computer generated listing of the
31 names of each candidate and public question as they appear in
32 the program for each precinct.

33 "In-precinct counting" means the recording and counting
34 of ballots on automatic or electronic tabulating equipment

1 provided by the election authority in the same precinct
2 polling place in which those ballots have been cast.

3 "Separate ballot" means a separate page or display screen
4 of the ballot that is clearly defined and distinguishable
5 from other portions of the ballot.

6 "Voting device" or "voting machine" means a Direct
7 Recording Voting System apparatus.

8 (10 ILCS 5/24C-3 new)

9 Sec. 24C-3. Adoption, experimentation, or abandonment of
10 Direct Recording Electronic Voting System; boundaries of
11 precincts; notice. Except as otherwise provided in Section
12 24C-20, any county board or board of county commissioners,
13 with respect to territory within its jurisdiction, may adopt,
14 experiment with, or abandon a Direct Recording Electronic
15 Voting System approved for use by the State Board of
16 Elections and may use the system in all or some of the
17 precincts within its jurisdiction, or in combination with
18 punch cards, paper ballots, or ballot sheets. In no case may
19 a county board, board of county commissioners, or board of
20 election commissioners contract or arrange for the purchase,
21 lease, or loan of a Direct Recording Electronic Voting System
22 or system component without the approval of the State Board
23 of Elections as provided by Section 24C-16. The county board
24 and board of county commissioners of each county having a
25 population of 40,000 or more, with respect to all elections
26 for which an election authority is charged with the duty of
27 providing materials and supplies, must provide either a
28 Direct Recording Electronic Voting System approved for use by
29 the State Board of Elections under this Article or voting
30 systems under Article 24, Article 24A, or Article 24B for
31 each precinct for all elections, except as provided in
32 Section 24-1.2. For purposes of this Section "population"
33 does not include persons prohibited from voting by Section

1 3-5 of this Code.

2 Before any Direct Recording Electronic Voting System is
3 introduced, adopted, or used in any precinct or territory, at
4 least 2 months public notice must be given before the date of
5 the first election when the system is to be used. The
6 election authority shall publish the notice at least once in
7 one or more newspapers published within the county, or other
8 jurisdiction, where the election is held. If there is no
9 such newspaper, the notice shall be published in a newspaper
10 published in the county and having a general circulation
11 within the jurisdiction. The notice shall be substantially
12 as follows:

13 "Notice is hereby given that on (give date), at (insert
14 place where election is held) in the county of (insert
15 county) an election will be held for (insert name of offices
16 to be filled) at which a Direct Recording Electronic Voting
17 System will be used."

18 Dated at ... (insert date)"

19 This notice referred to shall be given only at the first
20 election at which the Direct Recording Electronic Voting
21 System is used.

22 (10 ILCS 5/24C-3.1 new)

23 Sec. 24C-3.1. Retention, consolidation, or alteration of
24 existing precincts; change of location. When a Direct
25 Recording Electronic Voting System is used, the county board
26 or board of election commissioners may retain existing
27 precincts or may consolidate, combine, alter, decrease, or
28 enlarge the boundaries of the precincts to change the number
29 of registered voters of the precincts using the system,
30 establishing the number of registered voters within each
31 precinct at a number not to exceed 800 as the appropriate
32 county board or board of election commissioners determines
33 will afford adequate voting facilities and efficient and

1 economical elections.

2 Except in the event of a fire, flood, or total loss of
3 heat in a place fixed or established pursuant to law by any
4 county board or board of election commissioners as a polling
5 place for an election, no election authority shall change the
6 location of a polling place established for any precinct
7 after notice of the place of holding the election for that
8 precinct has been given as required under Article 12, unless
9 the election authority notifies all registered voters in the
10 precinct of the change in location by first class mail in
11 sufficient time for the notice to be received by the
12 registered voters in the precinct at least one day prior to
13 the date of the election.

14 (10 ILCS 5/24C-4 new)

15 Sec. 24C-4. Use of Direct Recording Electronic Voting
16 System; requisites; applicable procedure. Direct Recording
17 Electronic Voting Systems may be used in elections provided
18 that the systems enable the voter to cast a vote for all
19 offices and on all public questions for which he or she is
20 entitled to vote, and that the systems are approved for use
21 by the State Board of Elections.

22 So far as applicable, the procedure provided for voting
23 paper ballots shall apply when Direct Recording Electronic
24 Voting Systems are used. The provisions of this Article 24C
25 will govern when there are conflicts.

26 (10 ILCS 5/24C-5 new)

27 Sec. 24C-5. Voting booths. In precincts where a Direct
28 Recording Electronic Voting System is used, a sufficient
29 number of voting booths shall be provided for the use of the
30 system according to the requirements determined by the State
31 Board of Elections. Each booth shall be placed so that the
32 entrance to each booth faces a wall in a manner that no judge

1 of election or pollwatcher is able to observe a voter casting
2 a ballot.

3 (10 ILCS 5/24C-5.1 new)

4 Sec. 24C-5.1. Instruction of voters. Before entering the
5 voting booth each voter shall be offered instruction in using
6 the Direct Recording Electronic Voting System. In
7 instructing voters, no election judge may show partiality to
8 any political party or candidate. The duties of instruction
9 shall be discharged by a judge from each of the political
10 parties represented and they shall alternate serving as
11 instructor so that each judge shall serve a like time at
12 those duties. No instructions may be given after the voter
13 has entered the voting booth.

14 No election judge or person assisting a voter may in any
15 manner request, suggest, or seek to persuade or induce any
16 voter to cast his or her vote for any particular ticket,
17 candidate, amendment, question, or proposition. All
18 instructions shall be given by election judges in a manner
19 that it may be observed by other persons in the polling
20 place.

21 (10 ILCS 5/24C-5.2 new)

22 Sec. 24C-5.2. Demonstration of Direct Recording
23 Electronic Voting System; placement in public library. When
24 a Direct Recording Electronic Voting System is to be used in
25 a forthcoming election, the election authority may provide,
26 for the purpose of instructing voters in the election, one
27 demonstrator Direct Recording Electronic Voting System unit
28 for placement in any public library within the political
29 subdivision where the election occurs. If the placement of a
30 demonstrator takes place it shall be made available at least
31 30 days before the election.

1 (10 ILCS 5/24C-6 new)

2 Sec. 24C-6. Ballot information; arrangement; absentee
3 ballots; spoiled ballots. The ballot information shall, as
4 far as practicable, be in the order of arrangement provided
5 for paper ballots, except that the information may be in
6 vertical or horizontal rows or on a number of separate pages
7 or display screens.

8 All public questions, including but not limited to public
9 questions calling for a constitutional convention,
10 constitutional amendment, or judicial retention, shall be
11 placed on the ballot separate and apart from candidates.
12 Ballots for all public questions shall be clearly designated
13 pursuant to administrative rule of the State Board of
14 Elections. More than one amendment to the constitution may
15 be placed on the same portion of the ballot screen.
16 Constitutional convention or constitutional amendment
17 propositions shall precede all candidates and other
18 propositions and shall be placed on a separate portion of the
19 ballot and designated by borders or unique color screens,
20 unless otherwise provided by administrative rule of the State
21 Board of Elections. More than one public question may be
22 placed on the same portion of the ballot. Judicial retention
23 propositions shall be placed on a separate portion of the
24 ballot designated pursuant to administrative rule of the
25 State Board of Elections. More than one proposition for
26 retention of judges in office may be placed on the same
27 portion of the ballot.

28 The party affiliation, if any, of each candidate or the
29 word "independent", where applicable, shall appear near or
30 under the candidate's name, and the names of candidates for
31 the same office shall be listed vertically under the title of
32 that office. In the case of nonpartisan elections for
33 officers of political subdivisions, unless the statute or an
34 ordinance adopted pursuant to Article VII of the Illinois

1 Constitution requires otherwise, the listing of nonpartisan
2 candidates shall not include any party or "independent"
3 designation. In primary elections, a separate ballot, shall
4 be used for each political party holding a primary, with the
5 ballot arranged to include names of the candidates of the
6 party and public questions and other propositions to be voted
7 upon on the day of the primary election.

8 If the ballot includes both candidates for office and
9 public questions or propositions to be voted on, the election
10 official in charge of the election shall divide the ballot in
11 sections for "Candidates" and "Public Questions", or separate
12 ballots may be used.

13 Any voter who spoils his or her ballot or makes an error
14 shall be provided a means of correcting the ballot or
15 obtaining a new ballot prior to casting his or her ballot.

16 (10 ILCS 5/24C-6.1 new)

17 Sec. 24C-6.1. Security designation. In all elections
18 conducted under this Article, ballots shall have a security
19 designation. In precincts where more than one ballot
20 configuration may be voted upon, ballots shall have a
21 different security designation for each ballot configuration.
22 If a precinct has only one possible ballot configuration, the
23 ballots must have a security designation to identify the
24 precinct and the election. Where ballots from more than one
25 precinct are being tabulated, the ballots from each precinct
26 must be clearly identified; official results shall not be
27 generated unless the precinct identification for any precinct
28 corresponds. The Direct Recording Electronic Voting System
29 shall be designed to ensure that the proper ballot is
30 selected for each polling place and that the format can be
31 matched to the software or firmware required to interpret it
32 correctly. The system shall provide a means of programming
33 each piece of equipment to reflect the ballot requirements of

1 the election and shall include a means for validating the
2 correctness of the program and of the program's installation
3 in the equipment or in a programmable memory device.

4 (10 ILCS 5/24C-7 new)

5 Sec. 24C-7. Write-in ballots. Pursuant to administrative
6 rule of the State Board of Elections, a Direct Recording
7 Electronic Voting System shall provide an acceptable method
8 for a voter to vote for a person whose name does not appear
9 on the ballot using the same Direct Recording Electronic
10 Voting System used to record votes for candidates whose name
11 do appear on the ballot.

12 (10 ILCS 5/24C-8 new)

13 Sec. 24C-8. Preparation for use; comparison of ballots;
14 operational checks of Direct Recording Electronic Voting
15 Systems equipment; pollwatchers. The election authority
16 shall cause the approved Direct Recording Electronic Voting
17 System equipment to be delivered to the polling places.
18 Before the opening of the polls, all Direct Recording
19 Electronic Voting System devices shall provide a printed
20 record of the following, upon verification of the
21 authenticity of the commands by a judge of election: the
22 election's identification data, the equipment's unit
23 identification, the ballot's format identification, the
24 contents of each active candidate register by office and of
25 each active public question register showing that they
26 contain all zeros, all ballot fields that can be used to
27 invoke special voting options, and other information needed
28 to ensure the readiness of the equipment, and to accommodate
29 administrative reporting requirements.

30 The Direct Recording Electronic Voting System shall
31 provide a means for the election judges to open the polling
32 place and ready the equipment for the casting of ballots.

1 Those means shall incorporate a security seal, a password, or
2 a data code recognition capability to prevent inadvertent or
3 unauthorized actuation of the poll-opening function. If more
4 than one step is required, it shall enforce their execution
5 in the proper sequence.

6 Pollwatchers, as provided by law, shall be permitted to
7 closely observe the judges in these procedures and to
8 periodically inspect the Direct Recording Electronic Voting
9 System equipment when not in use by the voters.

10 (10 ILCS 5/24C-9 new)

11 Sec. 24C-9. Testing of Direct Recording Electronic Voting
12 System equipment and programs; custody of programs, test
13 materials, and ballots. Prior to the public test, the
14 election authority shall conduct an errorless pre-test of the
15 Direct Recording Electronic Voting System equipment and
16 programs to determine that they will correctly detect voting
17 defects and count the votes cast for all offices and all
18 public questions. On any day not less than 5 days prior to
19 the election day, the election authority shall publicly test
20 the Direct Recording Electronic Voting System equipment and
21 programs to determine that they will correctly count the
22 votes cast for all offices and on all public questions.
23 Public notice of the time and place of the test shall be
24 given at least 48 hours before the test by publishing the
25 notice in one or more newspapers within the election
26 jurisdiction of the election authority, if a newspaper is
27 published in that jurisdiction. If a newspaper is not
28 published in that jurisdiction, notice shall be published in
29 a newspaper of general circulation in that jurisdiction.
30 Timely written notice stating the date, time, and location of
31 the public test shall also be provided to the State Board of
32 Elections. The test shall be open to representatives of the
33 political parties, the press, representatives of the State

1 Board of Elections, and the public. The test shall be
2 conducted by entering a preaudited group of ballots marked to
3 record a predetermined number of valid votes for each
4 candidate and on each public question, and shall include for
5 each office one or more ballots having votes exceeding the
6 number allowed by law to test the ability of the electronic
7 tabulating equipment to reject the votes. The test shall
8 also include producing an edit listing.

9 The State Board of Elections may select as many election
10 jurisdictions that the Board deems advisable in the interests
11 of the election process of this State to order a special test
12 of the electronic tabulating equipment and program before any
13 regular election. The Board may order a special test in any
14 election jurisdiction where, during the preceding 12 months,
15 computer programming errors or other errors in the use of the
16 system resulted in vote tabulation errors. Not less than 30
17 days before any election, the State Board of Elections shall
18 provide written notice to those selected jurisdictions of its
19 intent to conduct a test. Within 5 days of receipt of the
20 State Board of Elections' written notice of intent to conduct
21 a test, the selected jurisdictions shall forward to the
22 principal office of the State Board of Elections a copy of
23 all specimen ballots. The State Board of Elections' tests
24 shall be conducted and completed not less than 2 days before
25 the public test using testing materials supplied by the Board
26 and under the supervision of the Board, and the Board shall
27 reimburse the election authority for the reasonable cost of
28 computer time required to conduct the special test. After an
29 errorless test, materials used in the public test, including
30 the program, if appropriate, shall be sealed and remain
31 sealed until the test is run again on election day. If any
32 error is detected, the cause of the error shall be determined
33 and corrected, and an errorless public test shall be made
34 before the automatic tabulating equipment is approved. Each

1 election authority shall file a sealed copy of each tested
2 program to be used within its jurisdiction at an election
3 with the State Board of Elections before the election. The
4 Board shall secure the program or programs of each election
5 jurisdiction so filed in its office for the 60 days following
6 the canvass and proclamation of election results. At the
7 expiration of that time, if no election contest or appeal is
8 pending in an election jurisdiction, the Board shall return
9 the sealed program or programs to the election authority of
10 the jurisdiction. After the completion of the count, the test
11 shall be re-run using the same program. Immediately after
12 the re-run, all material used in testing the program and the
13 programs shall be sealed and retained under the custody of
14 the election authority for a period of 60 days. At the
15 expiration of that time the election authority shall destroy
16 the voted ballots, together with all unused ballots returned
17 from the precincts, provided, that if any contest of election
18 is pending at the time in which the ballots may be required
19 as evidence and the election authority has notice of the
20 contest, the ballots shall not be destroyed until after the
21 contest is finally determined. If the use of back-up
22 equipment becomes necessary, the same testing required for
23 the original equipment shall be conducted.

24 (10 ILCS 5/24C-10 new)

25 Sec. 24C-10. Recording of votes by Direct Recording
26 Electronic Voting Systems. Whenever a Direct Recording
27 Electronic Voting System is used to electronically record and
28 count the votes of ballots, the provisions of this Section
29 shall apply. A voter shall cast a proper vote on a ballot
30 pursuant to the instructions provided on the screen or
31 labels.

32 (10 ILCS 5/24C-11 new)

1 Sec. 24C-11. Functional requirements. The functional
2 requirements of a Direct Recording Electronic Voting System
3 shall be specified by the administrative rules of the State
4 Board of Elections.

5 (10 ILCS 5/24C-12 new)

6 Sec. 24C-12. Procedures for counting and tallying of
7 ballots. In an election jurisdiction where a Direct Recording
8 Electronic Voting System is used, the procedures in this
9 Section for counting and tallying the ballots shall apply.

10 Before the opening of the polls, the judges of elections
11 shall assemble the voting equipment and devices and turn the
12 equipment on. The judges shall, if necessary, take steps to
13 actuate the voting devices and counting equipment by
14 inserting into the equipment and voting devices appropriate
15 electronic media containing passwords and data codes that
16 will select the proper ballot formats for that polling place
17 and that will prevent inadvertent or unauthorized actuation
18 of the poll-opening function. Before voting begins and
19 before ballots are entered into the voting devices, the
20 judges of election shall cause to be printed a record of the
21 following: (i) the election's identification data, (ii) the
22 device's unit identification, (iii) the ballot's format
23 identification, (iv) the contents of each active candidate
24 register by office and of each active public question
25 register showing that they contain all zeros, (v) all ballot
26 fields that can be used to invoke special voting options, and
27 (vi) other information needed to ensure the readiness of the
28 equipment and to accommodate administrative reporting
29 requirements. The judges must also check to be sure that the
30 totals are all zeros in the counting columns and in the
31 public counter affixed to the voting devices.

32 After the judges have determined that a person is
33 qualified to vote, the judges shall enable a voting device to

1 be used by the voter and the proper ballot to which the voter
2 is entitled shall be selected. The ballot may then be cast
3 by the voter by marking by appropriate means the designated
4 area of the ballot for the casting of a vote for any
5 candidate or for or against any public question. The voter
6 shall be able to vote for any and all candidates and public
7 measures appearing on the ballot in any legal number and
8 combination and the voter shall be able to delete or change
9 his or her selections before the ballot is cast. The voter
10 shall be able to select candidates whose names do not appear
11 upon the ballot for any office by following the instructions
12 provided on the screen or labels as many names of candidates
13 as the voter is entitled to select for each office.

14 Upon completing his or her selection of candidates or
15 public questions, the voter shall signify that voting has
16 been completed by activating the appropriate button, switch,
17 or active area of the ballot screen associated with end of
18 voting. Upon activation, the voting system shall record an
19 image of the completed ballot, shall increment the proper
20 ballot position registers, and shall signify to the voter
21 that the ballot has been cast. The voter shall exit the
22 voting station and the voting system shall prevent any
23 further attempt to vote until it has been re-activated by the
24 judges of election. If the voter fails to cast his or her
25 ballot and leaves the polling place, 2 judges of election,
26 one from each of the 2 major political parties, shall spoil
27 the ballot.

28 Throughout the election day and before the closing of the
29 polls, no person may check any vote totals for any candidate
30 or public question on the voting or counting equipment.

31 The precinct judges of election shall check the public
32 register to determine whether the number of ballots counted
33 by the voting equipment agrees with the number of voters
34 voting as shown by the applications for ballot. If the same

1 do not agree, the judges of election shall immediately
2 contact the offices of the election authority in charge of
3 the election for further instructions. If the number of
4 ballots counted by the voting equipment agrees with the
5 number of voters voting as shown by the application for
6 ballot, the number shall be listed on the "Statement of
7 Ballots" form provided by the election authority.

8 The totals for all candidates and propositions shall be
9 tabulated and 4 copies of a "Certificate of Results" shall be
10 printed by the electronic tabulating equipment. In addition,
11 one copy shall be posted in a conspicuous place inside the
12 polling place and every effort shall be made by the judges of
13 election to provide a copy for each authorized pollwatcher or
14 other official authorized to be present in the polling place
15 to observe the counting of ballots. Additional copies shall
16 be made available to pollwatchers, but in no case shall there
17 be fewer than 4 chosen by lot by the judges of election. In
18 addition, sufficient time shall be provided by the judges of
19 election to the pollwatchers to allow them to copy
20 information from the copy that has been posted.

21 If instructed by the election authority, the judges of
22 election shall cause the tabulated returns to be transmitted
23 electronically to the offices of the election authority via
24 modem or other electronic medium.

25 The precinct judges of election shall select a
26 bi-partisan team of 2 judges, who shall immediately return
27 the ballots in a sealed container, along with all other
28 election materials and equipment as instructed by the
29 election authority; provided, however, that the container
30 must first be sealed by the election judges with filament
31 tape or other approved sealing devices provided for the
32 purpose in a manner that the ballots cannot be removed from
33 the container without breaking the seal or filament tape and
34 disturbing any signatures affixed by the election judges to

1 the container. The election authority shall keep the office
2 of the election authority, or any receiving stations
3 designated by the authority, open for at least 12 consecutive
4 hours after the polls close or until the ballots and election
5 material and equipment, as instructed by the election
6 authority, from all precincts within the jurisdiction of the
7 election authority have been returned to the election
8 authority. Ballots and election materials and equipment
9 returned to the office of the election authority that are not
10 signed and sealed as required by law shall not be accepted by
11 the election authority until the judges returning the ballots
12 make and sign the necessary corrections. Upon acceptance of
13 the ballots and election materials and equipment by the
14 election authority, the judges returning the ballots shall
15 take a receipt signed by the election authority and stamped
16 with the time and date of the return. The election judges
17 whose duty it is to return any ballots and election materials
18 and equipment as provided shall, in the event the ballots,
19 materials, or equipment cannot be found when needed, on
20 proper request, produce the receipt that they are to take as
21 above provided.

22 (10 ILCS 5/24C-13 new)

23 Sec. 24C-13. Counting of absentee ballots. All
24 jurisdictions using Direct Recording Electronic Voting
25 Systems shall count absentee ballots at the office of the
26 election authority. The provisions of Sections 24A-9 and
27 24B-9 shall apply to the testing and notice requirements for
28 central count tabulation equipment, including comparing the
29 signature on the ballot envelope with the signature of the
30 voter on the permanent voter registration record card taken
31 from the master file; except that votes shall be recorded by
32 precinct.

33 Any election authority using a direct recording

1 electronic voting system shall use voting systems approved
2 for use under Articles 16, 24A, or 24B when conducting
3 absentee voting. The absentee ballots shall be examined and
4 processed pursuant to Sections 19-9 and 20-9. The results
5 shall be recorded by precinct and shall become part of the
6 certificate of results.

7 (10 ILCS 5/24C-14 new)

8 Sec. 24C-14. Tabulating votes; direction; presence of
9 public; computer operator's log and canvass. The procedure
10 for tabulating the votes by the Direct Recording Electronic
11 Voting System shall be under the direction of the election
12 authority and shall conform to the requirements of the Direct
13 Recording Electronic Voting System. During any
14 election-related activity using the Direct Recording
15 Electronic Voting System equipment, the election authority
16 shall dedicate the equipment to vote processing to ensure the
17 security and integrity of the system.

18 A reasonable number of pollwatchers shall be admitted to
19 the counting location. Persons may observe the tabulating
20 process at the discretion of the election authority; however,
21 at least one representative of each established political
22 party and authorized agents of the State Board of Elections
23 shall be permitted to observe this process at all times. No
24 persons except those employed and authorized for the purpose
25 shall touch any ballot, ballot box, return, or equipment.

26 The computer operator shall be designated by the election
27 authority and shall be sworn as a deputy of the election
28 authority. In conducting the vote tabulation and canvass, the
29 computer operator must maintain a log which shall include the
30 following information:

31 (1) alterations made to programs associated with
32 the vote counting process;

33 (2) if applicable, console messages relating to the

1 program and the respective responses made by the
2 operator;

3 (3) the starting time for each precinct counted,
4 the number of ballots counted for each precinct, any
5 equipment problems and, insofar as practicable, the
6 number of invalid security designations encountered
7 during that count; and

8 (4) changes and repairs made to the equipment
9 during the vote tabulation and canvass.

10 The computer operator's log and canvass shall be
11 available for public inspection in the office of the election
12 authority for a period of 60 days following the proclamation
13 of election results. A copy of the computer operator's log
14 and the canvass shall be transmitted to the State Board of
15 Elections upon its request and at its expense.

16 (10 ILCS 5/24C-15 new)

17 Sec. 24C-15. Official return of precinct; check of
18 totals; audit. The precinct return printed by the Direct
19 Recording Electronic Voting System tabulating equipment shall
20 include the number of ballots cast, ballots cast by each
21 political party for a primary election, and votes cast for
22 each candidate and public question and shall constitute the
23 official return of each precinct. In addition to the
24 precinct return, the election authority shall provide the
25 number of applications for ballots in each precinct, the
26 total number of ballots counted in each precinct for each
27 political subdivision and district, and the number of
28 registered voters in each precinct. The election authority
29 shall check the totals shown by the precinct return and, if
30 there is an obvious discrepancy regarding the total number of
31 votes cast in any precinct, shall have the ballots for that
32 precinct audited to correct the return. The procedures for
33 this audit shall apply prior to and after the proclamation is

1 completed; however, after the proclamation of results, the
2 election authority must obtain a court order to unseal voted
3 ballots except for election contests and discovery recounts.
4 The certificate of results, that has been prepared and signed
5 by the judges of election in the polling place and at the
6 election authority's office after the ballots have been
7 tabulated, shall be the document used for the canvass of
8 votes for the precinct. Whenever a discrepancy exists during
9 the canvass of votes between the unofficial results and the
10 certificate of results, or whenever a discrepancy exists
11 during the canvass of votes between the certificate of
12 results and the set of totals reflected on the certificate of
13 results, the ballots for that precinct shall be audited to
14 correct the return.

15 Prior to the proclamation, the election authority shall
16 test the voting devices and equipment in 5% of the precincts
17 within the election jurisdiction. The precincts to be tested
18 shall be selected after election day on a random basis by the
19 State Board of Elections, so that every precinct in the
20 election jurisdiction has an equal mathematical chance of
21 being selected.

22 The test shall be conducted by entering a preaudited
23 group of ballots marked to record a predetermined number of
24 valid votes for each candidate and on each public question,
25 and shall include for each office one or more ballots that
26 have votes in excess of the number allowed by law to test the
27 ability of the equipment to reject those votes. If any error
28 is detected, the cause shall be determined and corrected, and
29 an errorless count shall be made prior to the official
30 canvass and proclamation of election results.

31 The State Board of Elections, the State's Attorney and
32 other appropriate law enforcement agencies, the chairman of
33 the county central committee of each established political
34 party, and qualified civic organizations shall be given prior

1 written notice of the time and place of the test and may be
2 represented at the test.

3 The results of this re-tabulation shall be treated in the
4 same manner and have the same effect as the results of the
5 discovery procedures set forth in Section 22-9.1 of this
6 Code. Upon completion of the test, the election authority
7 shall print a report showing the results of the test and any
8 errors encountered and the report shall be made available for
9 public inspection.

10 (10 ILCS 5/24C-15.01 new)

11 Sec. 24C-15.01. Transporting ballots to central counting
12 station; container. Upon completion of the tabulation,
13 audit, or test of voting equipment, if the election authority
14 so instructs, pursuant to Sections 24C-11 through 24C-15, the
15 voting equipment and ballots from each precinct shall be
16 replaced in the container in which they were transported to
17 the central counting station. If the container is not a type
18 that may be securely locked, then each container, before
19 being transferred from the counting station to storage, shall
20 be sealed with filament tape wrapped around the container
21 lengthwise and crosswise, at least twice each way, and in a
22 manner that the equipment and ballots cannot be removed from
23 the container without breaking the tape.

24 (10 ILCS 5/24C-15.1 new)

25 Sec. 24B-15.1. Discovery recounts and election contests.
26 Discovery recounts and election contests shall be conducted
27 as otherwise provided for in this Code. The Direct Recording
28 Electronic Voting System equipment shall be tested prior to
29 the discovery recount or election contest as provided in
30 Section 24C-9 and then the official ballots shall be audited.

31 The log of the computer operator and all materials
32 retained by the election authority in relation to vote

1 tabulation and canvass shall be made available for any
2 discovery recount or election contest.

3 (10 ILCS 5/24C-16 new)

4 Sec. 24C-16. Approval of Direct Recording Electronic
5 Voting Systems; requisites. The State Board of Elections
6 shall approve all Direct Recording Electronic Voting Systems
7 provided by this Article.

8 No Direct Recording Electronic Voting System shall be
9 approved unless it fulfills the following requirements:

10 (1) It enables a voter to vote in absolute secrecy,
11 except in the case of voters who receive assistance as
12 provided in this Code.

13 (2) It enables each voter to vote at an election
14 for all persons and offices for whom and for which the
15 voter is lawfully entitled to vote, to vote for as many
16 persons for an office as the voter is entitled to vote
17 for, and to vote for or against any public question upon
18 which the voter is entitled to vote, but no other.

19 (3) It will detect and reject all votes for an
20 office or upon a public question when the voter has cast
21 more votes for the office or upon the public question
22 than he or she is entitled to cast; provided, however,
23 that it will inform a voter that the voter's choices as
24 recorded on the ballot for an office or public question
25 exceeds the number that the voter is entitled to vote for
26 on that office or public question and will offer the
27 voter an opportunity to correct the error before
28 rejecting the choices recorded on the voter's ballot.

29 (4) It will enable each voter in primary elections
30 to vote only for the candidates of the political party
31 with which he or she had declared affiliation and
32 preclude the voter from voting for any candidate of any
33 other political party.

1 (5) It enables a voter to vote a split ticket
2 selected in part from the nominees of one party, in part
3 from the nominees of any or all parties, in part from
4 independent candidates, and in part of candidates whose
5 names are written in by the voter.

6 (6) It enables a voter, at a Presidential election,
7 by a single selection to vote for the candidates of a
8 political party for Presidential electors.

9 (7) It will prevent anyone voting for the same
10 person more than once for the same office.

11 (8) It will record and count accurately each vote
12 properly cast for or against any candidate and for or
13 against any public question, including the names of all
14 candidates whose names are written in by the voters.

15 (9) It will be capable of merging the vote
16 tabulation results produced by other vote tabulation
17 systems, if necessary.

18 (10) It will provide a means for sealing and
19 resealing the vote recording devices to prevent their
20 unauthorized use and to prevent tampering with ballot
21 labels.

22 (11) It will be suitably designed for the purpose
23 used, be durably constructed, and be designed for safety,
24 accuracy, and efficiency.

25 (12) It will be designed to accommodate the needs
26 of elderly, handicapped, and disabled voters.

27 (13) It will enable a voter to vote for a person
28 whose name does not appear on the ballot.

29 (14) It will be designed to ensure that vote
30 recording devices or electronic tabulating equipment that
31 count votes at the precinct will not be capable of
32 reporting vote totals before the close of the polls.

33 (15) It will provide an audit trail.

34 The State Board of Elections is authorized to withdraw

1 its approval of a Direct Recording Electronic Voting System
2 if the system fails to fulfill the above requirements.

3 No vendor, person, or other entity may sell, lease, or
4 loan a Direct Recording Electronic Voting System or system
5 component to any election jurisdiction unless the system or
6 system component is first approved by the State Board of
7 Elections pursuant to this Section. The State Board of
8 Elections shall not accept for testing or approval of any
9 system or system component that has not first been evaluated
10 by an independent testing laboratory or laboratories for
11 performance and reliability using the standards that may from
12 time to time be promulgated by the United States Federal
13 Election Commission. When the functional requirements of
14 this Section are in conflict with the standards promulgated
15 by the Federal Election Commission, the standards of the
16 Federal Election Commission shall govern.

17 (10 ILCS 5/24C-17 new)

18 Sec. 24C-17. Rules; number of voting booths. The State
19 Board of Elections may make reasonable rules for the
20 administration of this Article and may prescribe the number
21 of voting booths required for the various types of voting
22 systems.

23 (10 ILCS 5/24C-18 new)

24 Sec. 24C-18. Specimen ballots; publication. When a
25 Direct Recording Electronic Voting System is used, the
26 election authority shall cause to be published, at least 5
27 days before the day of each general and general primary
28 election, in 2 or more newspapers published in and having a
29 general circulation in the county, a true and legible copy of
30 the specimen ballot containing the names of offices,
31 candidates, and public questions to be voted on, as near as
32 may be, in the form in which they will appear on the official

1 ballot on election day. A true legible copy may be in the
2 form of an actual size ballot and shall be published as
3 required by this Section if distributed in 2 or more
4 newspapers published and having a general circulation in the
5 county as an insert. For each election prescribed in Article
6 2A of this Code, specimen ballots shall be made available for
7 public distribution and shall be supplied to the judges of
8 election for posting in the polling place on the day of
9 election. Notice for the consolidated primary and
10 consolidated elections shall be given as provided in Article
11 12.

12 (10 ILCS 5/24C-19 new)

13 Sec. 24C-19. Additional method of voting. This Article
14 shall be deemed to provide a method of voting in addition to
15 the methods otherwise provided in this Code.

16 (10 ILCS 5/24A-20 rep.)

17 Section 10. The Election Code is amended by repealing
18 Section 24A-20.

19 Section 99. Effective date. This Act takes effect on
20 January 1, 2003."