



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB4819

by Rep. Mike Bost

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/19-8	from Ch. 46, par. 19-8
10 ILCS 5/19-10	from Ch. 46, par. 19-10
10 ILCS 5/19-20	
10 ILCS 5/19A-15	
10 ILCS 5/24A-6	from Ch. 46, par. 24A-6
10 ILCS 5/24B-6	
10 ILCS 5/24C-1	
10 ILCS 5/24C-6	
10 ILCS 5/24C-13	
10 ILCS 5/19-2.1 rep.	

Amends the Election Code. Eliminates in-person absentee voting. Provides that early voting extends through the Monday (now, the 5th day) before an election.

LRB095 15828 JAM 41837 b

1 AN ACT concerning elections.

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

4 Section 5. The Election Code is amended by changing  
5 Sections 6-105, 19-8, 19-10, 19-20, 19A-15, 24A-6, 24B-6,  
6 24C-1, 24C-6, and 24C-13 as follows:

7 (10 ILCS 5/19-8) (from Ch. 46, par. 19-8)

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

9 (a) (Blank.)

10 (b) Each absent voter's ballot returned to an election  
11 authority, by any means authorized by this Article, and  
12 received by that election authority before the closing of the  
13 polls on election day shall be endorsed by the receiving  
14 election authority with the day and hour of receipt and shall  
15 be counted in the central ballot counting location of the  
16 election authority on the day of the election after 7:00 p.m.,  
17 except as provided in subsections (g) and (g-5).

18 (c) Each absent voter's ballot that is mailed to an  
19 election authority and postmarked by the midnight preceding the  
20 opening of the polls on election day, but that is received by  
21 the election authority after the polls close on election day  
22 and before the close of the period for counting provisional  
23 ballots cast at that election, shall be endorsed by the

1 receiving authority with the day and hour of receipt and shall  
2 be counted at the central ballot counting location of the  
3 election authority during the period for counting provisional  
4 ballots.

5 Each absent voter's ballot that is mailed to an election  
6 authority absent a postmark, but that is received by the  
7 election authority after the polls close on election day and  
8 before the close of the period for counting provisional ballots  
9 cast at that election, shall be endorsed by the receiving  
10 authority with the day and hour of receipt, opened to inspect  
11 the date inserted on the certification, and, if the  
12 certification date is a date preceding the election day and the  
13 ballot is otherwise found to be valid under the requirements of  
14 this Section, counted at the central ballot counting location  
15 of the election authority during the period for counting  
16 provisional ballots. Absent a date on the certification, the  
17 ballot shall not be counted.

18 (d) Special write-in absentee voter's blank ballots  
19 returned to an election authority, by any means authorized by  
20 this Article, and received by the election authority at any  
21 time before the closing of the polls on election day shall be  
22 endorsed by the receiving election authority with the day and  
23 hour of receipt and shall be counted at the central ballot  
24 counting location of the election authority during the same  
25 period provided for counting absent voters' ballots under  
26 subsections (b), (g), and (g-5). Special write-in absentee

1 voter's blank ballots that are mailed to an election authority  
2 and postmarked by the midnight preceding the opening of the  
3 polls on election day, but that are received by the election  
4 authority after the polls close on election day and before the  
5 closing of the period for counting provisional ballots cast at  
6 that election, shall be endorsed by the receiving authority  
7 with the day and hour of receipt and shall be counted at the  
8 central ballot counting location of the election authority  
9 during the same periods provided for counting absent voters'  
10 ballots under subsection (c).

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

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

1           (g) The procedures set forth in Articles 17 and 18 of this  
2 Code shall apply to all ballots counted under this Section. In  
3 addition, within 2 days after an absentee ballot, other than an  
4 in-person absentee ballot, is received, but in all cases before  
5 the close of the period for counting provisional ballots, the  
6 election judge or official shall compare the voter's signature  
7 on the certification envelope of that absentee ballot with the  
8 signature of the voter on file in the office of the election  
9 authority. If the election judge or official determines that  
10 the 2 signatures match, and that the absentee voter is  
11 otherwise qualified to cast an absentee ballot, the election  
12 authority shall cast and count the ballot on election day or  
13 the day the ballot is determined to be valid, whichever is  
14 later, adding the results to the precinct in which the voter is  
15 registered. If the election judge or official determines that  
16 the signatures do not match, or that the absentee voter is not  
17 qualified to cast an absentee ballot, then without opening the  
18 certification envelope, the judge or official shall mark across  
19 the face of the certification envelope the word "Rejected" and  
20 shall not cast or count the ballot.

21           In addition to the voter's signatures not matching, an  
22 absentee ballot may be rejected by the election judge or  
23 official:

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

26           (2) if the voter has already cast an early or grace

1 period ballot;

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

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

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

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

1 make a final determination as to the validity of the contested  
2 absentee ballot. The judges' determination shall not be  
3 reviewable either administratively or judicially.

4 An absentee ballot subject to this subsection that is  
5 determined to be valid shall be counted before the close of the  
6 period for counting provisional ballots.

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

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

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

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

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

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

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

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

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



1 (10 ILCS 5/19-20)

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

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

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

10 (2) The number of rejected absentee ballots.

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

14 (4) The number of absentee ballots counted following  
15 review pursuant to subsection (g-5) of Section 19-8.

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

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

21 (10 ILCS 5/19A-15)

22 Sec. 19A-15. Period for early voting; hours.

23 (a) The period for early voting by personal appearance  
24 begins the 22nd day preceding a general primary, consolidated

1 primary, consolidated, or general election and extends through  
2 the Monday ~~5th day~~ before election day.

3 (b) A permanent polling place for early voting must remain  
4 open during the hours of 8:30 a.m. to 4:30 p.m., or 9:00 a.m.  
5 to 5:00 p.m., on weekdays and 9:00 a.m. to 12:00 p.m. on  
6 Saturdays, Sundays, and holidays.

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

8 (10 ILCS 5/24A-6) (from Ch. 46, par. 24A-6)

9 Sec. 24A-6. The ballot information, whether placed on the  
10 ballot or on the marking device, shall, as far as practicable,  
11 be in the order of arrangement provided for paper ballots,  
12 except that such information may be in vertical or horizontal  
13 rows, or in a number of separate pages. Ballots for all  
14 questions or propositions to be voted on must be provided in  
15 the same manner and must be arranged on or in the marking  
16 device or on the ballot sheet in the places provided for such  
17 purposes.

18 When an electronic voting system utilizes a ballot label  
19 booklet and ballot card, ballots for candidates, ballots  
20 calling for a constitutional convention, constitutional  
21 amendment ballots, judicial retention ballots, public  
22 measures, and all propositions to be voted upon may be placed  
23 on the electronic voting device by providing in the ballot  
24 booklet separate ballot label pages or series of pages  
25 distinguished by differing colors as provided below. When an

1 electronic voting system utilizes a ballot sheet, ballots  
2 calling for a constitutional convention, constitutional  
3 amendment ballots and judicial retention ballots shall be  
4 placed on the ballot sheet by providing a separate portion of  
5 the ballot sheet for each such kind of ballot which shall be  
6 printed in ink of a color distinct from the color of ink used  
7 in printing any other portion of the ballot sheet. Ballots for  
8 candidates, public measures and all other propositions to be  
9 voted upon shall be placed on the ballot sheet by providing a  
10 separate portion of the ballot sheet for each such kind of  
11 ballot. Whenever a person has submitted a declaration of intent  
12 to be a write-in candidate as required in Sections 17-16.1 and  
13 18-9.1, a line on which the name of a candidate may be written  
14 by the voter shall be printed below the name of the last  
15 candidate nominated for such office, and immediately to the  
16 left of such line an area shall be provided for marking a vote  
17 for such write-in candidate. The number of write-in lines for  
18 an office shall equal the number of persons who have filed  
19 declarations of intent to be write-in candidates plus an  
20 additional line or lines for write-in candidates who qualify to  
21 file declarations to be write-in candidates under Sections  
22 17-16.1 and 18-9.1 when the certification of ballot contains  
23 the words "OBJECTION PENDING" next to the name of the  
24 candidate, up to the number of candidates for which a voter may  
25 vote. More than one amendment to the constitution may be placed  
26 on the same ballot page or series of pages or on the same

1 portion of the ballot sheet, as the case may be. Ballot label  
2 pages for constitutional conventions or constitutional  
3 amendments shall be on paper of blue color and shall precede  
4 all other ballot label pages in the ballot label booklet. More  
5 than one public measure or proposition may be placed on the  
6 same ballot label page or series of pages or on the same  
7 portion of the ballot sheet, as the case may be. More than one  
8 proposition for retention of judges in office may be placed on  
9 the same ballot label page or series of pages or on the same  
10 portion of the ballot sheet, as the case may be. Ballot label  
11 pages for candidates shall be on paper of white color, except  
12 that in primary elections the ballot label page or pages for  
13 the candidates of each respective political party shall be of  
14 the color designated by the election official in charge of the  
15 election for that political party's candidates; provided that  
16 the ballot label pages or pages for candidates for use at the  
17 nonpartisan and consolidated elections may be on paper of  
18 different colors, except blue, whenever necessary or desirable  
19 to facilitate distinguishing between the pages for different  
20 political subdivisions. On each page of the candidate booklet,  
21 where the election is made to list ballot information  
22 vertically, the party affiliation of each candidate or the word  
23 "independent" shall appear immediately to the left of the  
24 candidate's name, and the name of candidates for the same  
25 office shall be listed vertically under the title of that  
26 office. In the case of nonpartisan elections for officers of

1 political subdivisions, unless the statute or an ordinance  
2 adopted pursuant to Article VII of the Constitution requires  
3 otherwise, the listing of such nonpartisan candidates shall not  
4 include any party or "independent" designation. Ballot label  
5 pages for judicial retention ballots shall be on paper of green  
6 color, and ballot label pages for all public measures and other  
7 propositions shall be on paper of some other distinct and  
8 different color. In primary elections, a separate ballot label  
9 booklet, marking device and voting booth shall be used for each  
10 political party holding a primary, with the ballot label  
11 booklet arranged to include ballot label pages of the  
12 candidates of the party and public measures and other  
13 propositions to be voted upon on the day of the primary  
14 election. One ballot card may be used for recording the voter's  
15 vote or choice on all such ballots, proposals, public measures  
16 or propositions, and such ballot card shall be arranged so as  
17 to record the voter's vote or choice in a separate column or  
18 columns for each such kind of ballot, proposal, public measure  
19 or proposition.

20 If the ballot label booklet includes both candidates for  
21 office and public measures or propositions to be voted on, the  
22 election official in charge of the election shall divide the  
23 pages by protruding tabs identifying the division of the pages,  
24 and printing on such tabs "Candidates" and "Propositions".

25 The ballot card and all of its columns and the ballot card  
26 envelope shall be of the color prescribed for candidate's

1 ballots at the general or primary election, whichever is being  
2 held. At an election where no candidates are being nominated or  
3 elected, the ballot card, its columns, and the ballot card  
4 envelope shall be of a color designated by the election  
5 official in charge of the election.

6 The ballot cards, ballot card envelopes and ballot sheets  
7 may, at the discretion of the election authority, be printed on  
8 white paper and then striped with the appropriate colors.

9 When ballot sheets are used, the various portions thereof  
10 shall be arranged to conform to the foregoing format.

11 Absentee ballots may consist of ballot cards, envelopes,  
12 paper ballots or ballot sheets ~~voted in person in the office of~~  
13 ~~the election official in charge of the election or~~ voted by  
14 mail. Where a ballot card is used for voting by mail it must be  
15 accompanied by a punching tool or other appropriate marking  
16 device, voter instructions and a specimen ballot showing the  
17 proper positions to vote on the ballot card or ballot sheet for  
18 each party, candidate, proposal, public measure or  
19 proposition, and in the case of a ballot card must be mounted  
20 on a suitable material to receive the punched out chip.

21 Any voter who spoils his ballot or makes an error may  
22 return the ballot to the judges of election and secure another.  
23 However, the protruding identifying tab for proposals for a  
24 constitutional convention or constitutional amendments shall  
25 have printed thereon "Constitutional Ballot", and the ballot  
26 label page or pages for such proposals shall precede the ballot

1 label pages for candidates in the ballot label booklet.

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

3 (10 ILCS 5/24B-6)

4 Sec. 24B-6. Ballot Information; Arrangement; Electronic  
5 Precinct Tabulation Optical Scan Technology Voting System;  
6 Absentee Ballots; Spoiled Ballots. The ballot information,  
7 shall, as far as practicable, be in the order of arrangement  
8 provided for paper ballots, except that the information may be  
9 in vertical or horizontal rows, or on a number of separate  
10 pages or displays on the marking device. Ballots for all  
11 questions or propositions to be voted on should be provided in  
12 a similar manner and must be arranged on the ballot sheet or  
13 marking device in the places provided for such purposes.  
14 Ballots shall be of white paper unless provided otherwise by  
15 administrative rule of the State Board of Elections or  
16 otherwise specified.

17 All propositions, including but not limited to  
18 propositions calling for a constitutional convention,  
19 constitutional amendment, judicial retention, and public  
20 measures to be voted upon shall be placed on separate portions  
21 of the ballot sheet or marking device by utilizing borders or  
22 grey screens. Candidates shall be listed on a separate portion  
23 of the ballot sheet or marking device by utilizing borders or  
24 grey screens. Whenever a person has submitted a declaration of  
25 intent to be a write-in candidate as required in Sections

1 17-16.1 and 18-9.1, a line or lines on which the voter may  
2 select a write-in candidate shall be printed below the name of  
3 the last candidate nominated for such office. Such line or  
4 lines shall be proximate to an area provided for marking votes  
5 for the write-in candidate or candidates. The number of  
6 write-in lines for an office shall equal the number of persons  
7 who have filed declarations of intent to be write-in candidates  
8 plus an additional line or lines for write-in candidates who  
9 qualify to file declarations to be write-in candidates under  
10 Sections 17-16.1 and 18-9.1 when the certification of ballot  
11 contains the words "OBJECTION PENDING" next to the name of that  
12 candidate, up to the number of candidates for which a voter may  
13 vote. More than one amendment to the constitution may be placed  
14 on the same portion of the ballot sheet or marking device.  
15 Constitutional convention or constitutional amendment  
16 propositions shall be printed or displayed on a separate  
17 portion of the ballot sheet or marking device and designated by  
18 borders or grey screens, unless otherwise provided by  
19 administrative rule of the State Board of Elections. More than  
20 one public measure or proposition may be placed on the same  
21 portion of the ballot sheet or marking device. More than one  
22 proposition for retention of judges in office may be placed on  
23 the same portion of the ballot sheet or marking device. Names  
24 of candidates shall be printed in black. The party affiliation  
25 of each candidate or the word "independent" shall appear near  
26 or under the candidate's name, and the names of candidates for



1 the same office shall be listed vertically under the title of  
2 that office, on separate pages of the marking device, or as  
3 otherwise approved by the State Board of Elections. In the case  
4 of nonpartisan elections for officers of political  
5 subdivisions, unless the statute or an ordinance adopted  
6 pursuant to Article VII of the Constitution requires otherwise,  
7 the listing of nonpartisan candidates shall not include any  
8 party or "independent" designation. Judicial retention  
9 questions and ballot questions for all public measures and  
10 other propositions shall be designated by borders or grey  
11 screens on the ballot or marking device. In primary elections,  
12 a separate ballot, or displays on the marking device, shall be  
13 used for each political party holding a primary, with the  
14 ballot or marking device arranged to include names of the  
15 candidates of the party and public measures and other  
16 propositions to be voted upon on the day of the primary  
17 election.

18 If the ballot includes both candidates for office and  
19 public measures or propositions to be voted on, the election  
20 official in charge of the election shall divide the ballot or  
21 displays on the marking device in sections for "Candidates" and  
22 "Propositions", or separate ballots may be used.

23 Absentee ballots may consist of envelopes, paper ballots or  
24 ballot sheets ~~voted in person in the office of the election~~  
25 ~~official in charge of the election or~~ voted by mail. Where a  
26 Precinct Tabulation Optical Scan Technology ballot is used for

1 voting by mail it must be accompanied by voter instructions.

2 Any voter who spoils his or her ballot, makes an error, or  
3 has a ballot returned by the automatic tabulating equipment may  
4 return the ballot to the judges of election and get another  
5 ballot.

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

7 (10 ILCS 5/24C-1)

8 Sec. 24C-1. Purpose. The purpose of this Article is to  
9 authorize the use of Direct Recording Electronic Voting Systems  
10 approved by the State Board of Elections. In a Direct Recording  
11 Electronic Voting System, voters cast votes by means of a  
12 ballot display provided with mechanical or electro-optical  
13 devices that can be activated by the voters to mark their  
14 choices for the candidates of their preference and for or  
15 against public questions. Such voting devices shall be capable  
16 of instantaneously recording such votes, storing such votes,  
17 producing a permanent paper record and tabulating such votes at  
18 the precinct or at one or more counting stations. This Article  
19 authorizes the use of Direct Recording Electronic Voting  
20 Systems for in-precinct counting applications ~~and for~~  
21 ~~in-person absentee voting in the office of the election~~  
22 ~~authority and in the offices of local officials authorized by~~  
23 ~~the election authority to conduct such absentee voting.~~ All  
24 ~~other~~ absentee ballots must be counted at the office of the  
25 election authority.

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

2 (10 ILCS 5/24C-6)

3 Sec. 24C-6. Ballot Information; Arrangement; Direct  
4 Recording Electronic Voting System; Absentee Ballots; Spoiled  
5 Ballots. The ballot information, shall, as far as practicable,  
6 be in the order of arrangement provided for paper ballots,  
7 except that the information may be in vertical or horizontal  
8 rows, or on a number of separate pages or display screens.

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

1           The party affiliation, if any, of each candidate or the  
2 word "independent", where applicable, shall appear near or  
3 under the candidate's name, and the names of candidates for the  
4 same office shall be listed vertically under the title of that  
5 office. In the case of nonpartisan elections for officers of  
6 political subdivisions, unless the statute or an ordinance  
7 adopted pursuant to Article VII of the Constitution requires  
8 otherwise, the listing of nonpartisan candidates shall not  
9 include any party or "independent" designation. In primary  
10 elections, a separate ballot shall be used for each political  
11 party holding a primary, with the ballot arranged to include  
12 names of the candidates of the party and public questions and  
13 other propositions to be voted upon on the day of the primary  
14 election.

15           If the ballot includes both candidates for office and  
16 public questions or propositions to be voted on, the election  
17 official in charge of the election shall divide the ballot in  
18 sections for "Candidates" and "Public Questions", or separate  
19 ballots may be used.

20           Any voter who spoils his or her ballot, makes an error, or  
21 has a ballot rejected by the automatic tabulating equipment  
22 shall be provided a means of correcting the ballot or obtaining  
23 a new ballot prior to casting his or her ballot.

24           Any election authority using a Direct Recording Electronic  
25 Voting System may use voting systems approved for use under  
26 Articles 24A or 24B of this Code in conducting absentee voting

1 ~~in the office of the election authority or voted~~ by mail.

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

3 (10 ILCS 5/24C-13)

4 Sec. 24C-13. Absentee ballots; Early voting ballots;  
5 Proceedings at Location for Central Counting; Employees;  
6 Approval of List.

7 (a) All jurisdictions using Direct Recording Electronic  
8 Voting Systems shall use paper ballots or paper ballot sheets  
9 approved for use under Articles 16, 24A or 24B of this Code  
10 when conducting absentee voting ~~except that Direct Recording~~  
11 ~~Electronic Voting Systems may be used for in-person absentee~~  
12 ~~voting conducted pursuant to Section 19-2.1 of this Code.~~ All  
13 absentee ballots shall be counted at the central ballot  
14 counting location of the election authority. The provisions of  
15 Section 24A-9, 24B-9 and 24C-9 of this Code shall apply to the  
16 testing and notice requirements for central count tabulation  
17 equipment, including comparing the signature on the ballot  
18 envelope with the signature of the voter on the permanent voter  
19 registration record card taken from the master file. Vote  
20 results shall be recorded by precinct and shall be added to the  
21 vote results for the precinct in which the absent voter was  
22 eligible to vote prior to completion of the official canvass.

23 (b) All proceedings at the location for central counting  
24 shall be under the direction of the county clerk or board of  
25 election commissioners. Except for any specially trained

1 technicians required for the operation of the Direct Recording  
2 Electronic Voting System, the employees at the counting station  
3 shall be equally divided between members of the 2 leading  
4 political parties and all duties performed by the employees  
5 shall be by teams consisting of an equal number of members of  
6 each political party. Thirty days before an election the county  
7 clerk or board of election commissioners shall submit to the  
8 chairman of each political party, for his or her approval or  
9 disapproval, a list of persons of his or her party proposed to  
10 be employed. If a chairman fails to notify the election  
11 authority of his or her disapproval of any proposed employee  
12 within a period of 10 days thereafter the list shall be deemed  
13 approved.

14 (Source: P.A. 93-574, eff. 8-21-03; 94-645, eff. 8-22-05;  
15 94-1000, eff. 7-3-06.)

16 (10 ILCS 5/19-2.1 rep.)

17 Section 10. The Election Code is amended by repealing  
18 Section 19-2.1.