



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB5787

by Rep. Jeanne M Ives

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/1A-16.8	
10 ILCS 5/4-50	
10 ILCS 5/5-23	from Ch. 46, par. 5-23
10 ILCS 5/5-50	
10 ILCS 5/6-53	from Ch. 46, par. 6-53
10 ILCS 5/6-100	
10 ILCS 5/10-8	from Ch. 46, par. 10-8
10 ILCS 5/19-8	from Ch. 46, par. 19-8
10 ILCS 5/19A-10	
10 ILCS 5/20-8	from Ch. 46, par. 20-8

Amends the Election Code. Makes changes to provisions concerning the processing of ballots, challenging petitions, election-day and grace period registration, provisional ballots, and municipal and township early voting. Creates a pilot program for DuPage County that allows the election authority to obtain driver's license pictures to help verify a voter's identity. Effective immediately.

LRB099 20541 MLM 45086 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 1A-16.8, 4-50, 5-23, 5-50, 6-53, 6-100, 10-8, 19-8,  
6 19A-10, and 20-8 as follows:

7 (10 ILCS 5/1A-16.8)

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

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

1 registration address, and

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

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

23 (Source: P.A. 98-1171, eff. 6-1-15.)

24 (10 ILCS 5/4-50)

25 Sec. 4-50. Grace period. Notwithstanding any other

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

17 If a voter who registers or changes address during this  
18 grace period wishes to vote at the election or primary  
19 occurring during the grace period, he or she must do so by  
20 grace period voting. The election authority shall offer  
21 in-person grace period voting at the authority's office, any  
22 permanent polling place established under Section 19A-10, and  
23 at any other early voting site beginning 15 days prior to the  
24 election, at a polling place on election day, where grace  
25 period registration is required by this Section; and may offer  
26 in-person grace period voting at additional hours and locations

1 specifically designated for the purpose of grace period voting  
2 by the election authority. The election authority may allow  
3 grace period voting by mail only if the election authority has  
4 no ballots prepared at the authority's office. Grace period  
5 voting shall be in a manner substantially similar to voting  
6 under Article 19A.

7       Within one day after a voter casts a grace period ballot,  
8 or within one day after the ballot is received by the election  
9 authority if the election authority allows grace period voting  
10 by mail, the election authority shall transmit by electronic  
11 means pursuant to a process established by the State Board of  
12 Elections the voter's name, street address, e-mail address, and  
13 precinct, ward, township, and district numbers, as the case may  
14 be, to the State Board of Elections, which shall maintain those  
15 names and that information in an electronic format on its  
16 website, arranged by county and accessible to State and local  
17 political committees. The name of each person issued a grace  
18 period ballot shall also be placed on the appropriate precinct  
19 list of persons to whom vote by mail and early ballots have  
20 been issued, for use as provided in Sections 17-9 and 18-5.

21       A person who casts a grace period ballot shall not be  
22 permitted to revoke that ballot and vote another ballot with  
23 respect to that primary or election. Ballots cast by persons  
24 who register or change address during the grace period at a  
25 location other than their designated polling place on election  
26 day must be transmitted to and counted at the election

1 authority's central ballot counting location and shall not be  
2 transmitted to and counted at precinct polling places. The  
3 grace period ballots determined to be valid shall be added to  
4 the vote totals for the precincts for which they were cast in  
5 the order in which the ballots were opened.

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

19 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
20 98-691, eff. 7-1-14; 98-1171, eff. 6-1-15.)

21 (10 ILCS 5/5-23) (from Ch. 46, par. 5-23)

22 Sec. 5-23. Any registered voter who changes his residence  
23 from one address, number or place to another within the same  
24 county wherein this Article 5 is in effect, may have his  
25 registration transferred to his new address by making and

1 signing an application for such change of residence upon a form  
2 to be provided by the county clerk. Such application must be  
3 made to the office of the county clerk. In case the person is  
4 unable to sign his name the county clerk shall require such  
5 person to execute the request in the presence of the county  
6 clerk or of his properly authorized representative, by his  
7 mark, and if satisfied of the identity of the person, the  
8 county clerk shall make the transfer.

9       Upon receipt of such application, the county clerk, or one  
10 of his employees deputized to take registrations shall cause  
11 the signature of the voter and the data appearing upon the  
12 application to be compared with the signature and data on the  
13 registration record, and if it appears that the applicant is  
14 the same person as the party previously registered under that  
15 name the transfer shall be made. Notwithstanding any other  
16 provision of law to the contrary, the Board of Elections shall,  
17 by rule, create a pilot program for DuPage County that allows  
18 election authorities to obtain the photograph and signature  
19 from a voter's driver's license on file with the Secretary of  
20 State to compare with the voter's signature and to confirm that  
21 the person presenting themselves as the registered voter is the  
22 same person pictured on such license. The pictures obtained  
23 from the Secretary of State shall be affixed to the voter's  
24 poll book to aide in the visual identification of the voter.  
25 Registered voters shall, by rule, be allowed the option to  
26 opt-in to having their picture checked to ensure greater voter

1 confidence and guarantee that no voter's vote is stolen. The  
2 Board of Elections shall establish this pilot program before  
3 the 2016 general election.

4 Transfer of registration under the provisions of this  
5 section may not be made within the period when the county  
6 clerk's office is closed to registration prior to an election  
7 at which such voter would be entitled to vote.

8 Any registered voter who changes his or her name by  
9 marriage or otherwise, shall be required to register anew and  
10 authorize the cancellation of the previous registration;  
11 provided, however, that if the change of name takes place  
12 within a period during which such new registration cannot be  
13 made, next preceding any election or primary, the elector may,  
14 if otherwise qualified, vote upon making the following  
15 affidavit before the judges of election:

16 I do solemnly swear that I am the same person now  
17 registered in the .... precinct of the .... ward of the city of  
18 .... or .... District Town of .... under the name of .... and  
19 that I still reside in said precinct or district.

20 (Signed) ....

21 If the voter whose name has changed still resides in the  
22 same precinct, the voter may vote after making the affidavit at  
23 the polling place regardless of when the change of name  
24 occurred. In that event, the affidavit shall not state that the  
25 voter is required to register; the affidavit shall be treated  
26 by the election authority as authorization to cancel the



1 registration under the former name, and the election authority  
2 shall register the voter under his or her current name.

3 Suitable forms for this purpose shall be provided by the  
4 county clerk. The form in all cases shall be similar to the  
5 form furnished by the county clerk for county and state  
6 elections.

7 The precinct election officials shall report to the county  
8 clerk the names and addresses of all such persons who have  
9 changed their addresses and voted. The city, village, town and  
10 incorporated town clerks shall within five days after every  
11 election report to the county clerk the names and addresses of  
12 the persons reported to them as having voted by affidavit as in  
13 this Section provided.

14 The county clerk may obtain information from utility  
15 companies, city, village, town and incorporated town records,  
16 the post office or from other sources regarding the removal of  
17 registered voters and notify such voters that a transfer of  
18 registration may be made in the manner provided by this  
19 Section.

20 If any person be registered by error in a precinct other  
21 than that in which he resides the county clerk shall be  
22 empowered to transfer his registration to the proper precinct.

23 Where a revision or rearrangement of precincts is made by  
24 the board of county commissioners, the county clerk shall  
25 immediately transfer to the proper precinct the registration of  
26 any voter affected by such revision or rearrangement of the

1 precincts; make the proper notations on the registration cards  
2 of a voter affected by the revision of registration and shall  
3 notify the registrant of such change.

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

5 (10 ILCS 5/5-50)

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

23 If a voter who registers or changes address during this  
24 grace period wishes to vote at the election or primary  
25 occurring during the grace period, he or she must do so by

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

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

1 been issued, for use as provided in Sections 17-9 and 18-5.

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

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

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

1 98-691, eff. 7-1-14; 98-1171, eff. 6-1-15.)

2 (10 ILCS 5/6-53) (from Ch. 46, par. 6-53)

3 Sec. 6-53. Any registered elector who changes his residence  
4 from one address number or place to another within the same  
5 precinct, city or village or incorporated town, may have his  
6 registration transferred to his new address by making and  
7 signing an application for such change of residence address  
8 upon a form to be provided by such board of election  
9 commissioners. Such application may be made to the office of  
10 such board or at any place designated in accordance with  
11 Section 6-51 of this Article.

12 Upon receipt of such application the board of election  
13 commissioners or officer, employee or deputy registrar  
14 designated by such board shall cause the signature of the voter  
15 and the data appearing upon the application to be compared with  
16 the signature and data on the registration record, and if it  
17 appears that the applicant is the same person as the party  
18 previously registered under that name, the transfer shall be  
19 made. In case the person is unable to sign his name the board  
20 of election commissioners shall require such person to execute  
21 the request in the presence of the board or of its properly  
22 authorized representative, by his mark, and if satisfied of the  
23 identity of the person, the board of election commissioners  
24 shall make the transfer. The person in charge of the  
25 registration shall draw a line through the last address, ward

1 and precinct number on the original and duplicate and write the  
2 new address, ward and precinct number on the original and  
3 duplicate registration records. Notwithstanding any other  
4 provision of law to the contrary, the Board of Elections shall,  
5 by rule, create a pilot program for DuPage County that allows  
6 election authorities to obtain the photograph and signature  
7 from a voter's driver's license on file with the Secretary of  
8 State to compare with the voter's signature and to confirm that  
9 the person presenting themselves as the registered voter is the  
10 same person pictured on such license. The pictures obtained  
11 from the Secretary of State shall be affixed to the voter's  
12 poll book to aide in the visual identification of the voter.  
13 Registered voters shall, by rule, be allowed the option to  
14 opt-in to having their picture checked to ensure greater voter  
15 confidence and guarantee that no voter's vote is stolen. The  
16 Board of Elections shall establish this pilot program before  
17 the 2016 general election.

18 Any registered elector may transfer his registration only  
19 at any such time as is provided by this Article for the  
20 registration of voters at the office of the board. When a  
21 removal of a registered voter takes place from one address to  
22 another within the same precinct within a period during which  
23 such transfer of registration cannot be made, before any  
24 election or primary, he shall be entitled to vote upon  
25 presenting to the judges of election an affidavit of a change  
26 and having said affidavit supported by the affidavit of a

1 qualified voter who is a householder in the same precinct.  
2 Suitable forms for this purpose shall be provided by the board  
3 of election commissioners whose duty it is to conduct the  
4 election; and thereupon the precinct election officials shall  
5 report to the board of election commissioners the names of all  
6 such persons who have changed their address and voted.

7 The board of election commissioners may obtain information  
8 from utility companies, city records, the post office or from  
9 other sources regarding the removal of registered voters, and  
10 notify such voters that a transfer of registration may be made  
11 in the manner provided by this section.

12 If any person be registered by error in a precinct other  
13 than that in which he resides, a transfer of registration to  
14 the precinct in which he resides may be made in the manner  
15 provided by this section.

16 Where a revision or rearrangement of precincts is made by  
17 the board of election commissioners under the power conferred  
18 by Section 11-3 of Article 11 of this Act, such board shall  
19 immediately transfer to the proper precinct the registration of  
20 any voter affected by such revision or rearrangement of  
21 precincts; make the proper notations on the cards in the master  
22 and precinct files; and shall notify the registrant of such  
23 change.

24 (Source: Laws 1967, p. 3449.)

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

18           If a voter who registers or changes address during this  
19 grace period wishes to vote at the election or primary  
20 occurring during the grace period. The election authority shall  
21 offer in-person grace period voting at the authority's office,  
22 any permanent polling place established under Section 19A-10,  
23 and at any other early voting site beginning 15 days prior to  
24 the election, at a polling place on election day, where grace  
25 period registration is required by this Section; and may offer  
26 in-person grace period voting at additional hours and locations



1 specifically designated for the purpose of grace period voting  
2 by the election authority. The election authority may allow  
3 grace period voting by mail only if the election authority has  
4 no ballots prepared at the authority's office. Grace period  
5 voting shall be in a manner substantially similar to voting  
6 under Article 19A.

7       Within one day after a voter casts a grace period ballot,  
8 or within one day after the ballot is received by the election  
9 authority if the election authority allows grace period voting  
10 by mail, the election authority shall transmit by electronic  
11 means pursuant to a process established by the State Board of  
12 Elections the voter's name, street address, e-mail address, and  
13 precinct, ward, township, and district numbers, as the case may  
14 be, to the State Board of Elections, which shall maintain those  
15 names and that information in an electronic format on its  
16 website, arranged by county and accessible to State and local  
17 political committees. The name of each person issued a grace  
18 period ballot shall also be placed on the appropriate precinct  
19 list of persons to whom vote by mail and early ballots have  
20 been issued, for use as provided in Sections 17-9 and 18-5.

21       A person who casts a grace period ballot shall not be  
22 permitted to revoke that ballot and vote another ballot with  
23 respect to that primary or election. Ballots cast by persons  
24 who register or change address during the grace period at a  
25 location other than their designated polling place on election  
26 day must be transmitted to and counted at the election

1 authority's central ballot counting location and shall not be  
2 transmitted to and counted at precinct polling places. The  
3 grace period ballots determined to be valid shall be added to  
4 the vote totals for the precincts for which they were cast in  
5 the order in which the ballots were opened.

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

19 (Source: P.A. 97-766, eff. 7-6-12; 98-115, eff. 7-29-13;  
20 98-691, eff. 7-1-14; 98-1171, eff. 6-1-15.)

21 (10 ILCS 5/10-8) (from Ch. 46, par. 10-8)

22 Sec. 10-8. Certificates of nomination and nomination  
23 papers, and petitions to submit public questions to a  
24 referendum, being filed as required by this Code, and being in  
25 apparent conformity with the provisions of this Act, shall be

1 deemed to be valid unless objection thereto is duly made in  
2 writing within 5 business days after the last day for filing  
3 the certificate of nomination or nomination papers or petition  
4 for a public question, with the following exceptions:

5 A. In the case of petitions to amend Article IV of the  
6 Constitution of the State of Illinois, there shall be a  
7 period of 35 business days after the last day for the  
8 filing of such petitions in which objections can be filed.

9 B. In the case of petitions for advisory questions of  
10 public policy to be submitted to the voters of the entire  
11 State, there shall be a period of 35 business days after  
12 the last day for the filing of such petitions in which  
13 objections can be filed.

14 Any legal voter of the political subdivision or district in  
15 which the candidate or public question is to be voted on, or  
16 any legal voter in the State in the case of a proposed  
17 amendment to Article IV of the Constitution or an advisory  
18 public question to be submitted to the voters of the entire  
19 State, having objections to any certificate of nomination or  
20 nomination papers or petitions filed, shall file an objector's  
21 petition together with 2 copies thereof in the principal office  
22 or the permanent branch office of the State Board of Elections,  
23 or in the office of the election authority or local election  
24 official with whom the certificate of nomination, nomination  
25 papers or petitions are on file. Objection petitions that do  
26 not include 2 copies thereof, shall not be accepted. In the

1 case of nomination papers or certificates of nomination, the  
2 State Board of Elections, election authority or local election  
3 official shall note the day and hour upon which such objector's  
4 petition is filed, and shall, not later than 12:00 noon on the  
5 second business day after receipt of the petition, transmit by  
6 registered mail or receipted personal delivery the certificate  
7 of nomination or nomination papers and the original objector's  
8 petition to the chairman of the proper electoral board  
9 designated in Section 10-9 hereof, or his authorized agent, and  
10 shall transmit a copy by registered mail or receipted personal  
11 delivery of the objector's petition, to the candidate whose  
12 certificate of nomination or nomination papers are objected to,  
13 addressed to the place of residence designated in said  
14 certificate of nomination or nomination papers. In the case of  
15 objections to a petition for a proposed amendment to Article IV  
16 of the Constitution or for an advisory public question to be  
17 submitted to the voters of the entire State, the State Board of  
18 Elections shall note the day and hour upon which such  
19 objector's petition is filed and shall transmit a copy of the  
20 objector's petition by registered mail or receipted personal  
21 delivery to the person designated on a certificate attached to  
22 the petition as the principal proponent of such proposed  
23 amendment or public question, or as the proponents' attorney,  
24 for the purpose of receiving notice of objections. In the case  
25 of objections to a petition for a public question, to be  
26 submitted to the voters of a political subdivision, or district

1       thereof, the election authority or local election official with  
2       whom such petition is filed shall note the day and hour upon  
3       which such objector's petition was filed, and shall, not later  
4       than 12:00 noon on the second business day after receipt of the  
5       petition, transmit by registered mail or receipted personal  
6       delivery the petition for the public question and the original  
7       objector's petition to the chairman of the proper electoral  
8       board designated in Section 10-9 hereof, or his authorized  
9       agent, and shall transmit a copy by registered mail or  
10      receipted personal delivery, of the objector's petition to the  
11      person designated on a certificate attached to the petition as  
12      the principal proponent of the public question, or as the  
13      proponent's attorney, for the purposes of receiving notice of  
14      objections.

15           The objector's petition shall give the objector's name and  
16      residence address, and shall state fully the nature of the  
17      objections to the certificate of nomination or nomination  
18      papers or petitions in question, and shall state the interest  
19      of the objector and shall state what relief is requested of the  
20      electoral board.

21           The provisions of this Section and of Sections 10-9, 10-10  
22      and 10-10.1 shall also apply to and govern objections to  
23      petitions for nomination filed under Article 7 or Article 8,  
24      except as otherwise provided in Section 7-13 for cases to which  
25      it is applicable, and also apply to and govern petitions for  
26      the submission of public questions under Article 28.

1           Notwithstanding any other provision of law to the contrary,  
2           any individual challenging the validity of petitions shall  
3           notify the applicable election authority when that individual  
4           files a challenge in court contesting the decision of that  
5           election authority.

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

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

20          (c) Each vote by mail voter's ballot that is mailed to an  
21          election authority and postmarked no later than election day,  
22          but that is received by the election authority after the polls  
23          close on election day and before the close of the period for  
24          counting provisional ballots cast at that election, shall be  
25          endorsed by the receiving authority with the day and hour of

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

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

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

1 and postmarked no later than election day, but that are  
2 received by the election authority after the polls close on  
3 election day and before the closing of the period for counting  
4 provisional ballots cast at that election, shall be endorsed by  
5 the receiving authority with the day and hour of receipt and  
6 shall be counted at the central ballot counting location of the  
7 election authority during the same periods provided for  
8 counting vote by mail voters' ballots under subsection (c).

9 Notwithstanding any other provision of law to the contrary,  
10 votes by mail ballots may be processed as they arrive in the  
11 mail. Notwithstanding any other provision of law to the  
12 contrary, election authorities shall have more than 15 days to  
13 process vote by mail ballots.

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

24 (f) Counting required under this Section to begin on  
25 election day after the closing of the polls shall commence no  
26 later than 8:00 p.m. and shall be conducted by a panel or



1 panels of election judges appointed in the manner provided by  
2 law. The counting shall continue until all vote by mail voters'  
3 ballots and special write-in vote by mail voter's blank ballots  
4 required to be counted on election day have been counted.

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

25 In addition to the voter's signatures not matching, a vote  
26 by mail ballot may be rejected by the election judge or

1 official:

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

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

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

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

9 If the election judge or official determines that any of  
10 these reasons apply, the judge or official shall mark across  
11 the face of the certification envelope the word "Rejected" and  
12 shall not cast or count the ballot.

13 (g-5) If a vote by mail ballot is rejected by the election  
14 judge or official for any reason, the election authority shall,  
15 within 2 days after the rejection but in all cases before the  
16 close of the period for counting provisional ballots, notify  
17 the vote by mail voter that his or her ballot was rejected. The  
18 notice shall inform the voter of the reason or reasons the  
19 ballot was rejected and shall state that the voter may appear  
20 before the election authority, on or before the 14th day after  
21 the election, to show cause as to why the ballot should not be  
22 rejected. The voter may present evidence to the election  
23 authority supporting his or her contention that the ballot  
24 should be counted. The election authority shall appoint a panel  
25 of 3 election judges to review the contested ballot,  
26 application, and certification envelope, as well as any

1 evidence submitted by the vote by mail voter. No more than 2  
2 election judges on the reviewing panel shall be of the same  
3 political party. The reviewing panel of election judges shall  
4 make a final determination as to the validity of the contested  
5 vote by mail ballot. The judges' determination shall not be  
6 reviewable either administratively or judicially.

7 A vote by mail ballot subject to this subsection that is  
8 determined to be valid shall be counted before the close of the  
9 period for counting provisional ballots.

10 (g-10) All vote by mail ballots determined to be valid  
11 shall be added to the vote totals for the precincts for which  
12 they were cast in the order in which the ballots were opened.

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

16 (Source: P.A. 98-1171, eff. 6-1-15.)

17 (10 ILCS 5/19A-10)

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

19 (a) An election authority may establish permanent polling  
20 places for early voting by personal appearance at locations  
21 throughout the election authority's jurisdiction, including  
22 but not limited to a municipal clerk's office, a township  
23 clerk's office, a road district clerk's office, or a county or  
24 local public agency office. ~~Any person entitled to vote early~~  
25 ~~by personal appearance may do so at any polling place~~

1 ~~established for early voting.~~

2 (b) (Blank).

3 (c) During each general primary and general election, each  
4 election authority in a county with a population over 250,000  
5 shall establish at least one permanent polling place for early  
6 voting by personal appearance at a location within each of the  
7 3 largest municipalities within its jurisdiction. If any of the  
8 3 largest municipalities is over 80,000, the election authority  
9 shall establish at least 2 permanent polling places within the  
10 municipality. All population figures shall be determined by the  
11 federal census.

12 (d) During each general primary and general election, each  
13 board of election commissioners established under Article 6 of  
14 this Code in any city, village, or incorporated town with a  
15 population over 100,000 shall establish at least 2 permanent  
16 polling places for early voting by personal appearance. All  
17 population figures shall be determined by the federal census.

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

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

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

7 (10 ILCS 5/20-8) (from Ch. 46, par. 20-8)

8 Sec. 20-8. Time and place of counting ballots.

9 (a) (Blank.)

10 (b) Each vote by mail voter's ballot returned to an  
11 election authority, by any means authorized by this Article,  
12 and received by that election authority may be processed by the  
13 election authority beginning on the 15th day before election  
14 day in the central ballot counting location of the election  
15 authority, but the results of the processing may not be counted  
16 until the day of the election after 7:00 p.m., except as  
17 provided in subsections (g) and (g-5).

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

1 counting provisional ballots.

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

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

1 authority after the polls close on election day and before the  
2 closing of the period for counting provisional ballots cast at  
3 that election, shall be endorsed by the receiving authority  
4 with the day and hour of receipt and shall be counted at the  
5 central ballot counting location of the election authority  
6 during the same periods provided for counting vote by mail  
7 voters' ballots under subsection (c).

8 Notwithstanding any other provision of law to the contrary,  
9 votes by mail ballots may be processed as they arrive in the  
10 mail. Notwithstanding any other provision of law to the  
11 contrary, election authorities shall have more than 15 days to  
12 process vote by mail ballots.

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

23 (f) Counting required under this Section to begin on  
24 election day after the closing of the polls shall commence no  
25 later than 8:00 p.m. and shall be conducted by a panel or  
26 panels of election judges appointed in the manner provided by

1 law. The counting shall continue until all vote by mail voters'  
2 ballots and special write-in vote by mail voter's blank ballots  
3 required to be counted on election day have been counted.

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

24 In addition to the voter's signatures not matching, a  
25 ballot subject to this Article may be rejected by the election  
26 judge or official:



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

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

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

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

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

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

1 election judges on the reviewing panel shall be of the same  
2 political party. The reviewing panel of election judges shall  
3 make a final determination as to the validity of the contested  
4 ballot. The judges' determination shall not be reviewable  
5 either administratively or judicially.

6 A ballot subject to this subsection that is determined to  
7 be valid shall be counted before the close of the period for  
8 counting provisional ballots.

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

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

15 (Source: P.A. 98-1171, eff. 6-1-15.)

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law.