

HB2763



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB2763

Introduced 2/6/2025, by Rep. Nabeela Syed

SYNOPSIS AS INTRODUCED:

10 ILCS 5/1A-16.1

Amends the Election Code. Provides that specified applications processed by the Secretary of State shall also serve as applications to apply for permanent vote by mail ballot status. Makes conforming changes.

LRB104 08191 SPS 18241 b

A BILL FOR

1 AN ACT concerning elections.

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

4 Section 5. The Election Code is amended by changing
5 Section 1A-16.1 as follows:

6 (10 ILCS 5/1A-16.1)

7 Sec. 1A-16.1. Automatic voter registration; Secretary of
8 State.

9 (a) The Office of the Secretary of State and the State
10 Board of Elections, pursuant to an interagency contract and
11 jointly adopted rules, shall establish an automatic voter
12 registration program that satisfies the requirements of this
13 Section and other applicable law.

14 (b) If an application, an application for renewal, a
15 change of address form, or a recertification form for a
16 driver's license or a State identification card issued by the
17 Office of the Secretary of State meets the requirements of the
18 federal REAL ID Act of 2005, then that application shall serve
19 as a dual-purpose application. The dual-purpose application
20 shall:

21 (1) also serve as an application to register to vote
22 in Illinois;

23 (1.5) also serve as an application for permanent vote

1 by mail ballot status;

2 (2) allow an applicant to change his or her registered
3 residence address or name as it appears on the voter
4 registration rolls;

5 (3) provide the applicant with an opportunity to
6 affirmatively decline to register to vote, to
7 affirmatively decline to apply for permanent vote by mail
8 ballot status, or to affirmatively decline to change his
9 or her registered residence address or name by providing a
10 check box on the application form without requiring the
11 applicant to state the reason; and

12 (4) unless the applicant declines to register to vote,
13 declines to apply for permanent vote by mail ballot
14 status, or declines to change his or her registered
15 residence address or name, require the applicant to
16 attest, by signature under penalty of perjury as described
17 in subsection (e) of this Section, to meeting the
18 qualifications to register to vote or be enrolled on the
19 permanent vote by mail list in Illinois at his or her
20 residence address as indicated on his or her driver's
21 license or identification card dual-purpose application.

22 (b-5) If an application, an application for renewal, a
23 change of address form, or a recertification form for a
24 driver's license or a State identification card issued by the
25 Office of the Secretary of State, other than an application or
26 form that pertains to a standard driver's license or

1 identification card and does not list a social security number
2 for the applicant, does not meet the requirements of the
3 federal REAL ID Act of 2005, then that application shall serve
4 as a dual-purpose application. The dual-purpose application
5 shall:

6 (1) also serve as an application to register to vote
7 in Illinois;

8 (1.5) also serve as an application for permanent vote
9 by mail ballot status;

10 (2) allow an applicant to change his or her registered
11 residence address or name as it appears on the voter
12 registration rolls; and

13 (3) if the applicant chooses to register to vote, to
14 apply for permanent vote by mail ballot status, or to
15 change his or her registered residence address or name,
16 then require the applicant to attest, by a separate
17 signature under penalty of perjury, to meeting the
18 qualifications to register to vote or be enrolled on the
19 permanent vote by mail list in Illinois at his or her
20 residence address as indicated on his or her dual-purpose
21 application.

22 (b-10) The Office of the Secretary of State shall clearly
23 and conspicuously inform each applicant in writing: (i) of the
24 qualifications to register to vote in Illinois or be enrolled
25 on the permanent vote by mail list, (ii) of the penalties
26 provided by law for submission of a false voter registration

1 application, (iii) that, unless the applicant declines to
2 register to vote, declines to apply for permanent vote by mail
3 ballot status, or declines to update his or her voter
4 registration, his or her dual-purpose application shall also
5 serve as ~~both~~ an application to register to vote and an
6 application for permanent vote by mail ballot status and his
7 or her attestation that he or she meets the eligibility
8 requirements for voter registration, and that his or her
9 application to register to vote, his or her application for
10 permanent vote by mail ballot status, or request to update his
11 or her registration will be transmitted to the State Board of
12 Elections for the purpose of registering the person to vote or
13 enrolling the person on the permanent vote by mail list at the
14 residence address to be indicated on his or her driver's
15 license or identification card, and (iv) that declining to
16 register to vote or declining to be enrolled on the permanent
17 vote by mail list is confidential and will not affect any
18 services the person may be seeking from the Office of the
19 Secretary of State.

20 (c) The Office of the Secretary of State shall review
21 information provided to the Office of the Secretary of State
22 by the State Board of Elections to inform each applicant for a
23 driver's license or permit or a State identification card
24 issued by the Office of the Secretary of State, other than an
25 application or form that pertains to a standard driver's
26 license or identification card and does not list a social

1 security number for the applicant, whether the applicant is
2 currently registered to vote or is currently enrolled on the
3 permanent vote by mail list in Illinois and, if registered, at
4 what address.

5 (d) The Office of the Secretary of State shall not require
6 an applicant for a driver's license or State identification
7 card to provide duplicate identification or information in
8 order to complete an application to register to vote, to apply
9 for permanent vote by mail ballot status, or to change his or
10 her registered residence address or name. Before transmitting
11 any personal information about an applicant to the State Board
12 of Elections, the Office of the Secretary of State shall
13 review its records of the identification documents the
14 applicant provided in order to complete the application for a
15 driver's license or State identification card to confirm that
16 nothing in those documents indicates that the applicant does
17 not satisfy the qualifications to register to vote or to be
18 enrolled on the permanent vote by mail list in Illinois at his
19 or her residence address.

20 (e) A completed, signed application for (i) a driver's
21 license or permit or a State identification card issued by the
22 Office of the Secretary of State, that meets the requirements
23 of the federal REAL ID Act of 2005; or (ii) a completed
24 application under subsection (b-5) of this Section with a
25 separate signature attesting the applicant meets the
26 qualifications to register to vote or to be enrolled on the

1 permanent vote by mail list in Illinois at his or her residence
2 address as indicated on his or her application shall
3 constitute a signed application to register to vote or
4 application for permanent vote by mail ballot status in
5 Illinois at the residence address indicated in the application
6 unless the person affirmatively declined in the application to
7 register to vote, declined to apply for permanent vote by mail
8 ballot status, or declined to change his or her registered
9 residence address or name. If the identification documents
10 provided to complete the dual-purpose application indicate
11 that he or she does not satisfy the qualifications to register
12 to vote or to be enrolled on the permanent vote by mail list in
13 Illinois at his or her residence address, the application
14 shall be marked as incomplete.

15 (f) For each completed and signed application that
16 constitutes an application to register to vote in Illinois,
17 each completed and signed applicationapplication for permanent
18 vote by mail ballot status, or each completed and signed
19 application that provides for a change in the applicant's
20 registered residence address or name, the Office of the
21 Secretary of State shall electronically transmit to the State
22 Board of Elections personal information needed to complete the
23 person's registration to vote or the person's enrollment on
24 the permanent vote by mail list in Illinois at his or her
25 residence address. The application to register to vote shall
26 be processed in accordance with Section 1A-16.7. The

1 application for permanent vote by mail ballot status shall be
2 processed in accordance with Section 19-3.

3 (g) If the federal REAL ID Act of 2005 is repealed,
4 abrogated, superseded, or otherwise no longer in effect, then
5 the State Board of Elections shall establish criteria for
6 determining reliable personal information indicating
7 citizenship status and shall adopt rules as necessary for the
8 Secretary of State to continue processing dual-purpose
9 applications under this Section.

10 (h) As used in this Section, "dual-purpose application"
11 means an application, an application for renewal, a change of
12 address form, or a recertification form for driver's license
13 or permit or a State identification card offered by the
14 Secretary of State, other than an application or form that
15 pertains to a standard driver's license or identification card
16 and does not list a social security number for the applicant,
17 that also serves as an application to register to vote in
18 Illinois or an application for permanent vote by mail ballot
19 status. "Dual-purpose application" does not mean an
20 application under subsection (c) of Section 6-109 of the
21 Illinois Vehicle Code.

22 (Source: P.A. 103-210, eff. 7-1-24; 103-605, eff. 7-1-24.)