



Rep. Katie Stuart

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LRB101 07331 SMS 74725 a

1 AMENDMENT TO SENATE BILL 145

2 AMENDMENT NO. _____. Amend Senate Bill 145, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Election Code is amended by changing
6 Sections 1A-55, 17-13, and 19-6 as follows:

7 (10 ILCS 5/1A-55)

8 (Text of Section from P.A. 100-587)

9 Sec. 1A-55. Cyber security efforts. The State Board of
10 Elections shall provide by rule, after at least 2 public
11 hearings of the Board and in consultation with the election
12 authorities, a Cyber Navigator Program to support the efforts
13 of election authorities to defend against cyber breaches and
14 detect and recover from cyber attacks. The rules shall include
15 the Board's plan to allocate any resources received in
16 accordance with the Help America Vote Act and provide that no

1 less than half of any such funds received shall be allocated to
2 the Cyber Navigator Program. The Cyber Navigator Program should
3 be designed to provide equal support to all election
4 authorities, with allowable modifications based on need. The
5 remaining half of the Help America Vote Act funds shall be
6 distributed as the State Board of Elections may determine, but
7 no grants may be made to election authorities that do not
8 participate in the Cyber Navigator Program.

9 In distribution of the remaining funds received under the
10 federal Help America Vote Act, the Board may make such funds
11 available to election authorities for the maintenance of secure
12 collection sites for the return of vote by mail ballots.

13 (Source: P.A. 100-587, eff. 6-4-18.)

14 (Text of Section from P.A. 100-623)

15 Sec. 1A-55. Cyber security efforts. The Board shall adopt
16 rules, after at least 2 public hearings of the Board and in
17 consultation with election authorities, establishing a cyber
18 navigator program to support election authorities' efforts to
19 defend against cyber breaches and detect and recover from cyber
20 attacks. The rules shall include the Board's plan to allocate
21 any resources received in accordance with the federal Help
22 America Vote Act and provide that no less than half of any
23 funds received under the federal Help America Vote Act shall be
24 allocated to the cyber navigator program. The cyber navigator
25 program shall be designed to provide equal support to all

1 elections authorities with some modifications allowable based
2 on need. The remaining half of the federal Help America Vote
3 Act funds shall be distributed as the Board sees fit, but no
4 grants may be made to election authorities that do not
5 participate in the cyber navigator program managed by the
6 Board.

7 In distribution of the remaining funds received under the
8 federal Help America Vote Act, the Board may make such funds
9 available to election authorities for the maintenance of secure
10 collection sites for the return of vote by mail ballots.

11 (Source: P.A. 100-623, eff. 7-20-18.)

12 (10 ILCS 5/17-13) (from Ch. 46, par. 17-13)

13 Sec. 17-13. (a) In the case of an emergency, as determined
14 by the State Board of Elections, or if the Board determines
15 that all potential polling places have been surveyed by the
16 election authority and that no accessible polling place, as
17 defined by rule of the State Board of Elections, is available
18 within a precinct nor is the election authority able to make a
19 polling place within the precinct temporarily accessible, the
20 Board, upon written application by the election authority, is
21 authorized to grant an exemption from the accessibility
22 requirements of the Federal Voting Accessibility for the
23 Elderly and Handicapped Act (Public Law 98-435). Such exemption
24 shall be valid for a period of 2 years.

25 (b) Any voter with a temporary or permanent disability who,

1 because of structural features of the building in which the
2 polling place is located, is unable to access or enter the
3 polling place, may request that 2 judges of election of
4 opposite party affiliation deliver a ballot to him or her at
5 the point where he or she is unable to continue forward motion
6 toward the polling place; but, in no case, shall a ballot be
7 delivered to the voter beyond 50 feet of the entrance to the
8 building in which the polling place is located. Such request
9 shall be made to the election authority not later than the
10 close of business at the election authority's office on the day
11 before the election and on a form prescribed by the State Board
12 of Elections. The election authority shall notify the judges of
13 election for the appropriate precinct polling places of such
14 requests.

15 Weather permitting, 2 judges of election shall deliver to
16 the voter with a disability the ballot which he or she is
17 entitled to vote, a portable voting booth or other enclosure
18 that will allow such voter to mark his or her ballot in
19 secrecy, and a marking device.

20 (c) The voter must complete the entire voting process,
21 including the application for ballot from which the judges of
22 election shall compare the voter's signature with the signature
23 on his or her registration record card in the precinct binder.

24 (d) Election authorities may establish curbside voting
25 for individuals to cast a ballot during early voting or on
26 election day. An election authority's curbside voting program

1 shall designate at least 2 election judges from opposite
2 parties per vehicle and the individual must have the option to
3 mark the ballot without interference from the election judges.

4 After the voter has marked his or her ballot and placed it
5 in the ballot envelope (or folded it in the manner prescribed
6 for paper ballots), the 2 judges of election shall return the
7 ballot to the polling place and give it to the judge in charge
8 of the ballot box who shall deposit it therein.

9 Pollwatchers as provided in Sections 7-34 and 17-23 of this
10 Code shall be permitted to accompany the judges and observe the
11 above procedure.

12 No assistance may be given to such voter in marking his or
13 her ballot, unless the voter requests assistance and completes
14 the affidavit required by Section 17-14 of this Code.

15 (Source: P.A. 99-143, eff. 7-27-15.)

16 (10 ILCS 5/19-6) (from Ch. 46, par. 19-6)

17 Sec. 19-6. Such vote by mail voter shall make and subscribe
18 to the certifications provided for in the application and on
19 the return envelope for the ballot, and such ballot or ballots
20 shall be folded by such voter in the manner required to be
21 folded before depositing the same in the ballot box, and be
22 deposited in such envelope and the envelope securely sealed.
23 The voter shall then endorse his certificate upon the back of
24 the envelope and the envelope shall be mailed in person by such
25 voter, postage prepaid, to the election authority issuing the

1 ballot or, if more convenient, it may be delivered in person,
2 by either the voter or by any person authorized by the voter,
3 or by a company licensed as a motor carrier of property by the
4 Illinois Commerce Commission under the Illinois Commercial
5 Transportation Law, which is engaged in the business of making
6 deliveries.

7 Election authorities shall accept any vote by mail ballot
8 returned, including ballots returned with insufficient or no
9 postage. Election authorities may maintain one or more secure
10 collection sites for the postage-free return of vote by mail
11 ballots. Any election authority with collection sites shall
12 collect all ballots returned each day at close of business and
13 process them as required by this Code, including noting the day
14 on which the ballot was returned. Ballots returned to such
15 collection sites after close of business shall be dated as
16 delivered the next day, with the exception of ballots delivered
17 on election day, which shall be dated as received on election
18 day. Election authorities shall permit electors to return vote
19 by mail ballots at any collection site it has established
20 through the close of polls on election day. All collection
21 sites shall be secured by locks that may be opened only by
22 election authority personnel. The State Board of Elections
23 shall establish additional guidelines for the security of
24 collection sites.

25 It shall be unlawful for any person not the voter or a
26 person authorized by the voter to take the ballot and ballot

1 envelope of a voter for deposit into the mail unless the ballot
 2 has been issued pursuant to application by a physically
 3 incapacitated elector under Section 3-3 or a hospitalized voter
 4 under Section 19-13, in which case any employee or person under
 5 the direction of the facility in which the elector or voter is
 6 located may deposit the ballot and ballot envelope into the
 7 mail. If the voter authorized a person to deliver the ballot to
 8 the election authority, the voter and the person authorized to
 9 deliver the ballot shall complete the authorization printed on
 10 the exterior envelope supplied by an election authority for the
 11 return of the vote by mail ballot. The exterior of the envelope
 12 supplied by an election authority for the return of the vote by
 13 mail ballot shall include an authorization in substantially the
 14 following form:

15 I (voter) authorize to take
 16 the necessary steps to have this ballot delivered promptly to
 17 the office of the election authority.

18
 19 Date Signature of voter

20
 21 Printed Name of Authorized Delivery Agent

22

1 Signature of Authorized Delivery Agency

2

3 Date Delivered to the Election Authority

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

5 Section 99. Effective date. This Act takes effect upon
6 becoming law."