

HB2453



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2453

Introduced 2/19/2021, by Rep. Norine K. Hammond

SYNOPSIS AS INTRODUCED:

10 ILCS 5/19-13

from Ch. 46, par. 19-13

Amends the Election Code. Includes a qualified voter who is in quarantine not more than 14 days before an election to those entitled to personal delivery of a vote by mail ballot.

LRB102 11766 SMS 17101 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 19-13 as follows:

6 (10 ILCS 5/19-13) (from Ch. 46, par. 19-13)

7 Sec. 19-13. Any qualified voter who has been admitted to a
8 hospital, nursing home, or rehabilitation center due to an
9 illness or physical injury or a qualified voter who is in
10 quarantine not more than 14 days before an election shall be
11 entitled to personal delivery of a vote by mail ballot in the
12 hospital, nursing home, ~~or~~ rehabilitation center, or place of
13 quarantine subject to the following conditions:

14 (1) The voter completes the Application for Physically
15 Incapacitated Elector as provided in Section 19-3, stating as
16 reasons therein that he is a patient in (name
17 of hospital/home/center), located at,
18 (address of hospital/home/center),
19 (county, city/village), was admitted for
20 (nature of illness or physical injury), on
21 (date of admission), and does not expect to be
22 released from the hospital/home/center on or before the day of
23 election or, if released, is expected to be homebound on the

1 day of the election and unable to travel to the polling place.

2 (2) The voter's physician, advanced practice registered
3 nurse, or physician assistant completes a Certificate of
4 Attending Health Care Professional in a form substantially as
5 follows:

6 CERTIFICATE OF ATTENDING HEALTH CARE PROFESSIONAL

7 I state that I am a physician, advanced practice
8 registered nurse, or physician assistant, duly licensed to
9 practice in the State of; that is a
10 patient in (name of hospital/home/center), located
11 at (address of hospital/home/center),
12 (county, city/village); that such individual
13 was admitted for (nature of illness or physical
14 injury), on (date of admission); and that I have
15 examined such individual in the State in which I am licensed to
16 practice and do not expect such individual to be released from
17 the hospital/home/center on or before the day of election or,
18 if released, to be able to travel to the polling place on
19 election day.

20 Under penalties as provided by law pursuant to Section
21 29-10 of The Election Code, the undersigned certifies that the
22 statements set forth in this certification are true and
23 correct.

24 (Signature)

25 (Date licensed)

26 (3) Any person who is registered to vote in the same

1 precinct as the admitted voter or any legal relative of the
2 admitted voter may present such voter's vote by mail ballot
3 application, completed as prescribed in paragraph 1,
4 accompanied by the physician's, advanced practice registered
5 nurse's, or a physician assistant's certificate, completed as
6 prescribed in paragraph 2, to the election authority. Such
7 precinct voter or relative shall execute and sign an affidavit
8 furnished by the election authority attesting that he is a
9 registered voter in the same precinct as the admitted voter or
10 that he is a legal relative of the admitted voter and stating
11 the nature of the relationship. Such precinct voter or
12 relative shall further attest that he has been authorized by
13 the admitted voter to obtain his or her vote by mail ballot
14 from the election authority and deliver such ballot to him in
15 the hospital, home, or center.

16 Upon receipt of the admitted voter's application,
17 physician's, advanced practice registered nurse's, or a
18 physician assistant's certificate, and the affidavit of the
19 precinct voter or the relative, the election authority shall
20 examine the registration records to determine if the applicant
21 is qualified to vote and, if found to be qualified, shall
22 provide the precinct voter or the relative the vote by mail
23 ballot for delivery to the applicant.

24 Upon receipt of the vote by mail ballot, the admitted
25 voter shall mark the ballot in secret and subscribe to the
26 certifications on the vote by mail ballot return envelope.

1 After depositing the ballot in the return envelope and
2 securely sealing the envelope, such voter shall give the
3 envelope to the precinct voter or the relative who shall
4 deliver it to the election authority in sufficient time for
5 the ballot to be delivered by the election authority to the
6 election authority's central ballot counting location before 7
7 p.m. on election day.

8 Upon receipt of the admitted voter's vote by mail ballot,
9 the ballot shall be counted in the manner prescribed in this
10 Article.

11 (Source: P.A. 99-581, eff. 1-1-17; 100-513, eff. 1-1-18.)