



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB2431

Introduced 2/26/2021, by Sen. Bill Cunningham

SYNOPSIS AS INTRODUCED:

10 ILCS 5/1A-16.1
10 ILCS 5/1A-16.2
10 ILCS 5/1A-16.7
625 ILCS 5/2-105

from Ch. 95 1/2, par. 2-105

Amends the Election Code. Makes changes to identification requirements for certain applications with the Secretary of State to serve as a dual-purpose application (to allow the applicant to register to vote or change the applicant's registered residence address or name as it appears on voter registration rolls). Provides that if an applicant provides the Secretary of State with an identification document demonstrating a lack of United States citizenship, the application shall not serve as a dual-purpose application. Provides that an agency that does not collect or cross-references reliable personal information indicating citizenship status may enter into an agreement with the State Board of Elections to transmit information that shall serve only to update an applicant's existing voter registration record. Allows the agency to transmit information on all clients who may be registered to vote with a clear indication that the information shall be used only for updates. Requires the Department of Healthcare and Family Services to, as permitted by applicable federal law, implement an automatic voter registration system for applicants for Illinois Medicaid no later than July 1, 2022. Makes other and conforming changes throughout the Code and in the Illinois Vehicle Code. Effective immediately.

LRB102 16392 SMS 21781 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-16.1, 1A-16.2, and 1A-16.7 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, as part of an application, an application for
15 renewal, a change of address form, or a recertification form
16 for a driver's license, other than a temporary visitor's
17 driver's license, or a State identification card issued by the
18 Office of the Secretary of State, an applicant presents an
19 identification document that demonstrates United States
20 citizenship and is of age to register to vote, ~~meets the~~
21 ~~requirements of the federal REAL ID Act of 2005,~~ then that
22 application shall serve as a dual-purpose application unless
23 the applicant declines in accordance with subsection (g) of

1 Section 1A-16.7. The dual-purpose application shall:

2 (1) also serve as an application to register to vote
3 in Illinois; and

4 (2) ~~allow an applicant to change~~ the applicant's ~~his~~
5 ~~or her~~ registered residence address or name as it appears
6 on the voter registration rolls. ~~†~~

7 ~~(3) provide the applicant with an opportunity to~~
8 ~~affirmatively decline to register to vote or 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 ~~or change his or her registered residence address or name,~~
14 ~~require the applicant to attest, by signature under~~
15 ~~penalty of perjury as described in subsection (c) of this~~
16 ~~Section, to meeting the qualifications to register to vote~~
17 ~~in Illinois at his or her residence address as indicated~~
18 ~~on his or her driver's license or identification card~~
19 ~~dual purpose application.~~

20 (b-5) If, as part of an application, an application for
21 renewal, a change of address form, or a recertification form
22 for a driver's license, other than a temporary visitor's
23 driver's license, or a State identification card issued by the
24 Office of the Secretary of State, an applicant presents an
25 identification document that neither demonstrates United
26 States citizenship nor demonstrates lack of United States

1 ~~citizenship, does not meet the requirements of the federal~~
2 ~~REAL ID Act of 2005,~~ then that application shall serve as a
3 dual-purpose application. The dual-purpose application shall:

4 (1) also serve as an application to register to vote
5 in Illinois;

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

9 (3) if the applicant chooses to register to vote or to
10 change his or her registered residence address or name,
11 then require the applicant to attest, by a separate
12 signature under penalty of perjury, to meeting the
13 qualifications to register to vote in Illinois at his or
14 her residence address as indicated on his or her
15 dual-purpose application.

16 (b-10) ~~(Blank). The Office of the Secretary of State shall~~
17 ~~clearly and conspicuously inform each applicant in writing:~~
18 ~~(i) of the qualifications to register to vote in Illinois,~~
19 ~~(ii) of the penalties provided by law for submission of a false~~
20 ~~voter registration application, (iii) that, unless the~~
21 ~~applicant declines to register to vote or update his or her~~
22 ~~voter registration, his or her dual purpose application shall~~
23 ~~also serve as both an application to register to vote and his~~
24 ~~or her attestation that he or she meets the eligibility~~
25 ~~requirements for voter registration, and that his or her~~
26 ~~application to register to vote or update his or her~~

1 ~~registration will be transmitted to the State Board of~~
2 ~~Elections for the purpose of registering the person to vote at~~
3 ~~the residence address to be indicated on his or her driver's~~
4 ~~license or identification card, and (iv) that declining to~~
5 ~~register to vote is confidential and will not affect any~~
6 ~~services the person may be seeking from the Office of the~~
7 ~~Secretary of State.~~

8 (c) The Office of the Secretary of State shall review
9 information provided to the Office of the Secretary of State
10 by the State Board of Elections to inform each applicant under
11 subsection (b-5) ~~for a driver's license or permit, other than~~
12 ~~a temporary visitor's driver's license, or a State~~
13 ~~identification card issued by the Office of the Secretary of~~
14 ~~State~~ whether the applicant is currently registered to vote in
15 Illinois and, if registered, at what address.

16 (d) The Office of the Secretary of State shall not require
17 an applicant for a driver's license or State identification
18 card to provide duplicate identification or information in
19 order to complete an application to register to vote or change
20 his or her registered residence address or name. Before
21 transmitting any personal information about an applicant to
22 the State Board of Elections, the Office of the Secretary of
23 State shall review its records of the identification documents
24 the applicant provided in order to complete the application
25 for a driver's license or State identification card, to
26 confirm that nothing in those documents indicates that the

1 applicant does not satisfy the qualifications to register to
2 vote in Illinois at his or her residence address. If an
3 applicant provides the Secretary of State with an
4 identification document demonstrating a lack of United States
5 citizenship, the application shall not serve as a dual-purpose
6 application under this Section.

7 (e) A completed, signed application for (i) a driver's
8 license or permit, other than a temporary visitor's driver's
9 license, or a State identification card issued by the Office
10 of the Secretary of State as part of which an applicant
11 presents an identification document that demonstrates that the
12 applicant is a United States citizen and is of age to register
13 to vote, that meets the requirements of the federal REAL ID Act
14 of 2005; or (ii) a completed application under subsection
15 (b-5) of this Section with a separate signature attesting the
16 applicant meets the qualifications to register to vote in
17 Illinois at his or her residence address as indicated on his or
18 her application shall constitute a signed application to
19 register to vote in Illinois at the residence address
20 indicated in the application ~~unless the person affirmatively~~
21 ~~declined in the application to register to vote or to change~~
22 ~~his or her registered residence address or name.~~ If the
23 identification documents provided to complete the dual-purpose
24 application indicate that he or she does not satisfy the
25 qualifications to register to vote in Illinois at his or her
26 residence address, the application shall be marked as

1 incomplete.

2 (f) For each completed and signed application that
3 constitutes an application to register to vote in Illinois or
4 provides for a change in the applicant's registered residence
5 address or name, the Office of the Secretary of State shall
6 electronically transmit to the State Board of Elections
7 personal information needed to complete the person's
8 registration to vote in Illinois at his or her residence
9 address, including the applicant's choice of language other
10 than English during the licensing transaction. The application
11 to register to vote shall be processed in accordance with
12 Section 1A-16.7.

13 (g) (Blank). ~~If the federal REAL ID Act of 2005 is~~
14 ~~repealed, abrogated, superseded, or otherwise no longer in~~
15 ~~effect, then the State Board of Elections shall establish~~
16 ~~criteria for determining reliable personal information~~
17 ~~indicating citizenship status and shall adopt rules as~~
18 ~~necessary for the Secretary of State to continue processing~~
19 ~~dual purpose applications under this Section.~~

20 (h) As used in this Section, "dual-purpose application"
21 means an application, an application for renewal, a change of
22 address form, or a recertification form for driver's license
23 or permit, other than a temporary visitor's driver's license,
24 or a State identification card offered by the Secretary of
25 State that also serves as an application to register to vote in
26 Illinois. "Dual-purpose application" does not mean an

1 application under subsection (c) of Section 6-109 of the
2 Illinois Vehicle Code.

3 (Source: P.A. 100-464, eff. 8-28-17.)

4 (10 ILCS 5/1A-16.2)

5 Sec. 1A-16.2. Automatic voter registration; designated
6 automatic voter registration agencies.

7 (a) Each designated automatic voter registration agency
8 shall, pursuant to an interagency contract and jointly-adopted
9 rules with the State Board of Elections, agree to participate
10 in an automatic voter registration program established by the
11 State Board of Elections that satisfies the requirements of
12 this Section and other applicable law. If the designated
13 automatic voter registration agency provides applications,
14 applications for renewal, change of address forms, filing, or
15 recertification forms to individuals for services offered by
16 another agency, then the State Board of Elections and the
17 designated automatic voter agency shall consult with the other
18 agency. The State Board of Elections shall consider the
19 current technological capabilities of the designated voter
20 registration agency when drafting interagency contracts and
21 jointly-adopted rules. The State Board of Elections and the
22 designated automatic voter registration agency shall amend
23 these contracts and rules as the technological capabilities of
24 the designated voter registration agencies improve.

25 (b) As provided in subsection (a) of this Section, each

1 designated automatic voter registration agency that collects
2 or cross-references reliable personal information indicating
3 citizenship status may provide that an application for a
4 license, permit, program, or service shall serve as a
5 dual-purpose application. The dual-purpose application shall:

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

8 (2) ~~allow an applicant to change~~ the applicant's ~~his~~
9 ~~or her~~ registered residence address or name as it appears
10 on the voter registration rolls. †

11 ~~(3) provide the applicant with an opportunity to~~
12 ~~affirmatively decline to register to vote or change his or~~
13 ~~her registered residence address or name by providing a~~
14 ~~check box on the application form without requiring the~~
15 ~~applicant to state the reason; and~~

16 ~~(4) unless the applicant declines to register to vote~~
17 ~~or to change his or her registered residence address or~~
18 ~~name, require the applicant to attest, by signature under~~
19 ~~penalty of perjury, to meeting the qualifications to~~
20 ~~register to vote in Illinois at his or her residence~~
21 ~~address as indicated on his or her dual purpose~~
22 ~~application.~~

23 (c) As provided in subsection (a) of this Section, each
24 designated automatic voter registration agency that does not
25 collect or cross-reference records containing reliable
26 personal information indicating citizenship status may provide

1 that an application, an application for renewal, a change of
2 address form, or a recertification form for a license, permit,
3 program, or service shall serve as a dual-purpose application.
4 The dual-purpose application shall:

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

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

10 (3) if the applicant chooses to register to vote or to
11 change his or her registered residence address or name,
12 then require the applicant to attest, by a separate
13 signature under penalty of perjury, to meeting the
14 qualifications to register to vote in Illinois at his or
15 her residence address as indicated on his or her
16 dual-purpose application.

17 (c-5) (Blank). ~~The designated automatic voter registration~~
18 ~~agency shall clearly and conspicuously inform each applicant~~
19 ~~in writing: (i) of the qualifications to register to vote in~~
20 ~~Illinois, (ii) of the penalties provided by law for submission~~
21 ~~of a false voter registration application, (iii) that, unless~~
22 ~~the applicant declines to register to vote or update his or her~~
23 ~~voter registration, his or her application shall also serve as~~
24 ~~both an application to register to vote and his or her~~
25 ~~attestation that he or she meets the eligibility requirements~~
26 ~~for voter registration, and that his or her application to~~

1 ~~register to vote or update his or her registration will be~~
2 ~~transmitted to the State Board of Elections for the purpose of~~
3 ~~registering the person to vote at the residence address to be~~
4 ~~indicated on the dual purpose application, (iv) that~~
5 ~~information identifying the agency at which he or she applied~~
6 ~~to register to vote is confidential, (v) that declining to~~
7 ~~register to vote is confidential and will not affect any~~
8 ~~services the person may be seeking from the agency, and (vi)~~
9 ~~any additional information needed in order to comply with~~
10 ~~Section 7 of the federal National Voter Registration Act of~~
11 ~~1993.~~

12 (d) The designated automatic voter registration agency
13 shall review information provided to the agency by the State
14 Board of Elections to inform each applicant covered by
15 subsection (c) whether the applicant is currently registered
16 to vote in Illinois and, if registered, at what address.

17 (e) The designated automatic voter registration agency
18 shall not require an applicant for a dual-purpose application
19 to provide duplicate identification or information in order to
20 complete an application to register to vote or change his or
21 her registered residence address or name. Before transmitting
22 any personal information about an applicant to the State Board
23 of Elections, the agency shall review its records of the
24 identification documents the applicant provided or that the
25 agency cross-references in order to complete the dual-purpose
26 application, to confirm that nothing in those documents

1 indicates that the applicant does not satisfy the
2 qualifications to register to vote in Illinois at his or her
3 residence address. A completed and signed dual-purpose
4 application, including a completed application under
5 subsection (c) of this Section with a separate signature
6 attesting that the applicant meets the qualifications to
7 register to vote in Illinois at his or her residence address as
8 indicated on his or her application, shall constitute an
9 application to register to vote in Illinois at the residence
10 address indicated in the application ~~unless the person~~
11 ~~affirmatively declined in the application to register to vote~~
12 ~~or to change his or her registered residence address or name.~~
13 If the identification documents provided to complete the
14 dual-purpose application, or that the agency cross-references,
15 indicate that he or she does not satisfy the qualifications to
16 register to vote in Illinois at his or her residence address,
17 the application shall be marked as incomplete.

18 (f) For each completed and signed dual-purpose application
19 that constitutes an application to register to vote in
20 Illinois or provides for a change in the applicant's
21 registered residence address or name, the designated automatic
22 voter registration agency shall electronically transmit to the
23 State Board of Elections personal information needed to
24 complete the person's registration to vote in Illinois at his
25 or her residence address. The application to register to vote
26 shall be processed in accordance with Section 1A-16.7.

1 (f-5) An agency that does not collect or cross-references
2 reliable personal information indicating citizenship status
3 may enter into an agreement with the State Board of Elections
4 to transmit information that shall serve only to update an
5 applicant's existing voter registration record. The agency
6 shall transmit information on all clients who may be
7 registered to vote with a clear indication that the
8 information shall be used only for updates. The State Board of
9 Elections shall determine which applicants are already
10 registered to vote and update a registered voter's records in
11 accordance with the procedures in Section 1A-16.7 but shall
12 take no action for any applicant not already registered to
13 vote.

14 (g) As used in this Section:

15 "Designated automatic voter registration agency" or
16 "agency" means the divisions of Family and Community
17 Services and Rehabilitation Services of the Department of
18 Human Services, the Department of Employment Security, the
19 Department of Financial and Professional Regulation, the
20 Department of Natural Resources, or an agency of the
21 State, local, tribal, or federal government that has been
22 determined by the State Board of Elections to have access
23 to reliable personal information and has entered into an
24 interagency contract with the State Board of Elections to
25 participate in the automatic voter registration program
26 under this Section. If an agency under this Section

1 collects or cross-references reliable personal information
2 indicating citizenship status for more than one person
3 listed on an application for a license, permit, program,
4 or service, each person for whom the agency collects or
5 cross-references reliable personal information indicating
6 citizenship status shall be considered an applicant under
7 this Section and the application shall serve as a
8 dual-purpose application for each such person.

9 "Dual-purpose application" means an application, an
10 application for renewal, a change of address form, or a
11 recertification form for a license, permit, program, or
12 service offered by a designated automatic voter
13 registration agency that also serves as an application to
14 register to vote in Illinois.

15 "Reliable personal information" means information
16 about individuals obtained from government sources that
17 may be used to verify whether an individual is eligible to
18 register to vote.

19 (h) This Section shall be implemented no later than July
20 1, 2019.

21 (i) The Department of Healthcare and Family Services shall
22 implement, as permitted by applicable federal law, an
23 automatic voter registration system under this Section for
24 applicants for Illinois Medicaid no later than July 1, 2022.

25 (Source: P.A. 100-464, eff. 8-28-17.)

1 (10 ILCS 5/1A-16.7)

2 Sec. 1A-16.7. Automatic voter registration.

3 (a) The State Board of Elections shall establish and
4 maintain a portal for automatic government agency voter
5 registration that permits an eligible person to electronically
6 apply to register to vote or to update his or her existing
7 voter registration as provided in Section 1A-16.1 or Section
8 1A-16.2. The portal shall interface with the online voter
9 registration system established in Section 1A-16.5 of this
10 Code and shall be capable of receiving and processing voter
11 registration application information, including electronic
12 signatures, from the Office of the Secretary of State and each
13 designated automatic voter registration agency, as defined in
14 Section 1A-16.2. The State Board of Elections may
15 cross-reference voter registration information from any
16 designated automatic voter registration agency, as defined
17 under Section 1A-16.2 of this Code, with information contained
18 in the database of the Secretary of State as provided under
19 subsection (c) of Section 1A-16.5 of this Code. The State
20 Board of Elections shall modify the online voter registration
21 system as necessary to implement this Section.

22 (b) Voter registration data received from the Office of
23 the Secretary of State or a designated automatic voter
24 registration agency through the online registration
25 application system shall be processed as provided in Section
26 1A-16.5 of this Code.

1 (c) The State Board of Elections shall establish technical
2 specifications applicable to each automatic government
3 registration program, including data format and transmission
4 specifications. The Office of the Secretary of State and each
5 designated automatic voter registration agency shall maintain
6 a data transfer mechanism capable of transmitting voter
7 registration application information, including electronic
8 signatures where available, to the online voter registration
9 system established in Section 1A-16.5 of this Code.

10 (d) The State Board of Elections shall, by rule, establish
11 criteria and procedures for determining whether an agency of
12 the State or federal government seeking to become a designated
13 automatic voter registration agency has access to reliable
14 personal information, as defined under this subsection (d) and
15 subsection (f) of Section 1A-16.2 of this Code, and otherwise
16 meets the requirements to enter into an interagency contract
17 and to operate as a designated automatic voter registration
18 agency. The State Board of Elections shall approve each
19 interagency contract upon affirmative vote of a majority of
20 its members.

21 As used in this subsection (d), "reliable personal
22 information" means information about individuals obtained from
23 government sources that may be used to verify whether an
24 individual is eligible to register to vote.

25 (e) Whenever an applicant's data is transferred from the
26 Office of the Secretary of State or a designated automatic

1 voter registration agency, the agency must transmit a
2 signature image if available. If no signature image was
3 provided by the agency, and ~~or~~ if no signature image is
4 available in the Office of the Secretary of State's database,
5 ~~or~~ the statewide voter registration database, or other
6 database available to the State Board of Elections, the
7 applicant must be notified that his or her registration will
8 remain in a pending status until the applicant: ~~, and the~~
9 ~~applicant will be required to~~

10 (i) provides ~~provide~~ identification that
11 complies with the federal Help America Vote Act of
12 2002 and a signature to the election authority on
13 election day in the polling place or during early
14 voting; ~~-~~

15 (ii) provides identification that complies
16 with the federal Help America Vote Act of 2002 and
17 a signature with a mail ballot, or provides a
18 signature according to the procedures in
19 subsection (g-5) of Section 19-8; or

20 (iii) provides a signature in response to the
21 notice described in subsection (g) or by other
22 paper or electronic means determined by the State
23 Board of Elections.

24 (f) Upon receipt of personal information collected and
25 transferred by the Office of the Secretary of State or a
26 designated automatic voter registration agency, the State

1 Board of Elections shall check the information against the
2 statewide voter registration database. The State Board of
3 Elections shall create and electronically transmit to the
4 appropriate election authority a voter registration
5 application for any individual who is not registered to vote
6 in Illinois and is not disqualified as provided in this
7 Section or whose information reliably indicates a more recent
8 update to the name or address of a person already included in
9 the statewide voter database. The election authority shall
10 process the application accordingly.

11 (g) The appropriate election authority shall ensure that
12 any applicant who is registered to vote or whose existing
13 voter registration is updated under this Section is promptly
14 sent written notice of the change. The notice required by this
15 subsection (g) may be sent or combined with other notices
16 required or permitted by law, including, but not limited to,
17 any notices sent pursuant to Section 1A-16.5 of this Code. Any
18 notice required by this subsection (g) shall contain, at a
19 minimum: (i) the applicant's name and residential address as
20 reflected on the voter registration list; ~~(ii) a statement~~
21 ~~notifying the applicant to contact the appropriate election~~
22 ~~authority if his or her voter registration has been updated in~~
23 ~~error;~~ (ii) ~~(iii)~~ the qualifications to register to vote in
24 Illinois; ~~(iv) a statement notifying the applicant that he or~~
25 ~~she may opt out of voter registration or request a change to~~
26 ~~his or her registration information at any time by contacting~~

1 ~~an election official,~~ and (iii) ~~(v)~~ contact information for
2 the appropriate election authority, including a phone number,
3 address, electronic mail address, and website address. For an
4 applicant newly registered pursuant to subsection (b) of
5 Section 1A-16.1 or subsection (b) Section 1A-16.2, the notice
6 shall contain: (i) a notice that the individual is registered
7 to vote unless the individual declines to be registered and
8 that if the person wishes to decline to be registered, he or
9 she may return a postage-prepaid notice of declination; (ii)
10 the notices required by Section 5(c)(2) of the National Voter
11 Registration Act of 1993; and (iii) a postage-prepaid
12 opportunity to affiliate with a political party, provide a
13 signature pursuant to subsection (e), and select a language
14 for election materials if applicable to the jurisdiction. For
15 an existing registrant whose information has been updated, the
16 notice shall include a postage-prepaid opportunity to indicate
17 his or her voter registration has been updated in error.

18 (g-5) If an applicant newly registered pursuant to
19 subsection (b) of Section 1A-16.1 or subsection (b) of Section
20 1A-16.2 returns the notice described in subsection (g)
21 declining to be registered, the applicant's information shall
22 be removed from the statewide voter registration database and
23 if such declination form is received back to the election
24 authority within 21 days after mailing the notice, the
25 applicant shall be deemed never to have been registered.

26 (h) The appropriate election authority shall ensure that

1 any applicant whose voter registration application is not
2 accepted or deemed incomplete is promptly sent written notice
3 of the application's status. The notice required by this
4 subsection may be sent or combined with other notices required
5 or permitted by law, including, but not limited to, any
6 notices sent pursuant to Section 1A-16.5 of this Code. Any
7 notice required by this subsection (h) shall contain, at a
8 minimum, the reason the application was not accepted or deemed
9 incomplete and contact information for the appropriate
10 election authority, including a phone number, address,
11 electronic mail address, and website address.

12 (i) If the Office of the Secretary of State or a designated
13 automatic voter registration agency transfers information, or
14 if the State Board of Elections creates and transmits a voter
15 registration application, for a person who does not qualify as
16 an eligible voter, then it shall not constitute a completed
17 voter registration form, and the person shall not be
18 considered to have registered to vote.

19 (j) If the registration is processed by any election
20 authority, then it shall be presumed to have been effected and
21 officially authorized by the State, and that person shall not
22 be found on that basis to have made a false claim to
23 citizenship or to have committed an act of moral turpitude,
24 nor shall that person be subject to penalty under any relevant
25 laws, including, but not limited to, Sections 29-10 and 29-19
26 of this Code. This subsection (j) does not apply to a person

1 who knows that he or she is not entitled to register to vote
2 and who willfully votes, registers to vote, or attests under
3 penalty of perjury that he or she is eligible to register to
4 vote or willfully attempts to vote or to register to vote.

5 (k) The State Board of Elections, the Office of the
6 Secretary of State, and each designated automatic voter
7 registration agency shall implement policies and procedures to
8 protect the privacy and security of voter information as it is
9 acquired, stored, and transmitted among agencies, including
10 policies for the retention and preservation of voter
11 information. Information designated as confidential under this
12 Section may be recorded and shared among the State Board of
13 Elections, election authorities, the Office of the Secretary
14 of State, and designated automatic voter registration
15 agencies, but shall be used only for voter registration
16 purposes, shall not be disclosed to the public except in the
17 aggregate as required by subsection (m) of this Section, and
18 shall not be subject to the Freedom of Information Act. The
19 following information shall be designated as confidential:

20 (1) any portion of an applicant's Social Security
21 number;

22 (2) any portion of an applicant's driver's license
23 number or State identification number;

24 (3) an applicant's decision to decline voter
25 registration;

26 (4) the identity of the person providing information

1 relating to a specific applicant; ~~and~~

2 (5) the personal residence and contact information of
3 any applicant for whom notice has been given by an
4 appropriate legal authority; and -

5 (6) the personal residence and contact information
6 relating to an applicant who returns a notice under
7 subsection (g) declining to register to vote and received
8 back to the election authority within 21 days after
9 mailing such a notice or for whom such a 21-day period has
10 not passed.

11 This subsection (k) shall not apply to information the
12 State Board of Elections is required to share with the
13 Electronic Registration Information Center.

14 (l) The voter registration procedures implemented under
15 this Section shall comport with the federal National Voter
16 Registration Act of 1993, as amended, and shall specifically
17 require that the State Board of Elections track registration
18 data received through the online registration system that
19 originated from a designated automatic voter registration
20 agency for the purposes of maintaining statistics.

21 Nothing in this Code shall require designated voter
22 registration agencies to transmit information that is
23 confidential client information under State or federal law
24 without the consent of the applicant.

25 (m) The State Board of Elections, each election authority
26 that maintains a website, the Office of the Secretary of

1 State, and each designated automatic voter registration agency
2 that maintains a website shall provide information on their
3 websites informing the public about the new registration
4 procedures described in this Section. The Office of the
5 Secretary of State and each designated automatic voter
6 registration agency shall display signage or provide
7 literature for the public containing information about the new
8 registration procedures described in this Section.

9 (n) No later than 6 months after the effective date of this
10 amendatory Act of the 100th General Assembly, the State Board
11 of Elections shall hold at least one public hearing on
12 implementing this amendatory Act of the 100th General Assembly
13 at which the public may provide input.

14 (o) The State Board of Elections shall submit an annual
15 public report to the General Assembly and the Governor
16 detailing the progress made to implement this Section. The
17 report shall include all of the following: the number of
18 records transferred under this Section by agency, the number
19 of voters newly added to the statewide voter registration list
20 because of records transferred under this Section by agency,
21 the number of updated registrations under this Section by
22 agency, the number of persons who opted out of voter
23 registration, and the number of voters who submitted voter
24 registration forms using the online procedure described in
25 Section 1A-16.5 of this Code. The 2018 and 2019 annual reports
26 may include less detail if election authorities are not

1 equipped to provide complete information to the State Board of
2 Elections. Any report produced under this subsection (o) shall
3 exclude any information that identifies any individual
4 personally.

5 (p) The State Board of Elections, in consultation with
6 election authorities, the Office of the Secretary of State,
7 designated automatic voter registration agencies, and
8 community organizations, shall adopt rules as necessary to
9 implement the provisions of this Section.

10 (Source: P.A. 100-464, eff. 8-28-17.)

11 Section 10. The Illinois Vehicle Code is amended by
12 changing Section 2-105 as follows:

13 (625 ILCS 5/2-105) (from Ch. 95 1/2, par. 2-105)

14 Sec. 2-105. Offices of Secretary of State.

15 (a) The Secretary of State shall maintain offices in the
16 State capital and in such other places in the State as he may
17 deem necessary to properly carry out the powers and duties
18 vested in him.

19 (b) The Secretary of State may construct and equip one or
20 more buildings in the State of Illinois outside of the County
21 of Sangamon as he deems necessary to properly carry out the
22 powers and duties vested in him. The Secretary of State may, on
23 behalf of the State of Illinois, acquire public or private
24 property needed therefor by lease, purchase or eminent domain.

1 The care, custody and control of such sites and buildings
2 constructed thereon shall be vested in the Secretary of State.
3 Expenditures for the construction and equipping of any of such
4 buildings upon premises owned by another public entity shall
5 not be subject to the provisions of any State law requiring
6 that the State be vested with absolute fee title to the
7 premises. The exercise of the authority vested in the
8 Secretary of State by this Section is subject to the
9 appropriation of the necessary funds.

10 (c) Pursuant to Sections 1A-16.1, 1A-16.7, and 1A-25 of
11 the Election Code, the Secretary of State shall make driver
12 services facilities available for use as places of accepting
13 applications for voter registration.

14 (d) (Blank).

15 (e) Each person applying at a driver services facility for
16 a driver's license or permit, a corrected driver's license or
17 permit, an Illinois identification card or a corrected
18 Illinois identification card shall be notified, under the
19 procedures set forth in Sections 1A-16.1 and 1A-16.7 of the
20 Election Code, that ~~unless he or she affirmatively declines,~~
21 his or her personal information shall be transferred to the
22 State Board of Elections for the purpose of creating an
23 electronic voter registration application. Such notification
24 may be made in writing or verbally issued by an employee or the
25 Secretary of State.

26 The Secretary of State shall promulgate such rules as may

1 be necessary for the efficient execution of his duties and the
2 duties of his employees under this Section.

3 (f) Any person applying at a driver services facility for
4 issuance or renewal of a driver's license or Illinois
5 Identification Card shall be provided, without charge, with a
6 brochure warning the person of the dangers of financial
7 identity theft. The Department of Financial and Professional
8 Regulation shall prepare these brochures and provide them to
9 the Secretary of State for distribution. The brochures shall
10 (i) identify signs warning the reader that he or she might be
11 an intended victim of the crime of financial identity theft,
12 (ii) instruct the reader in how to proceed if the reader
13 believes that he or she is the victim of the crime of identity
14 theft, and (iii) provide the reader with names and telephone
15 numbers of law enforcement and other governmental agencies
16 that provide assistance to victims of financial identity
17 theft.

18 (g) The changes made by this amendatory Act of the 100th
19 General Assembly shall be implemented no later than July 1,
20 2018.

21 (Source: P.A. 100-464, eff. 8-28-17.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.