



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB3355

Introduced 2/18/2025, by Rep. Carol Ammons

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/19-2.5

10 ILCS 5/19-4

from Ch. 46, par. 19-4

Amends the Election Code. Provides that an election authority may elect to mail a vote by mail ballot to all qualified voters instead of sending notices and applications for permanent vote by mail status. Requires the election authority to make a list of all voters to whom the vote by mail ballots will be sent, publicly post that list, and send the list to the State Board of Elections. Provides that a person who has never voted before may not be sent a vote by mail ballot under the provisions unless the person first provides the election authority with sufficient proof of identity and the election authority verifies the person's proof of identity. Provides that a person may request, in writing, to the election authority that the person not receive a ballot sent under the provisions. Provides that the election authority shall keep a record of a person who has made a request and, in all future elections following receipt of the request, shall instead send the person who made the request a notice and application for permanent vote by mail status.

LRB104 08200 SPS 18250 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 19-2.5 and 19-4 as follows:

6 (10 ILCS 5/19-2.5)

7 Sec. 19-2.5. Notice for vote by mail ballot; exception.

8 (a) An election authority shall notify all qualified  
9 voters, except voters who have applied for permanent vote by  
10 mail status under subsection (b) of Section 19-3 or voters who  
11 submit a written request to be excluded from the permanent  
12 vote by mail status, not more than 90 days nor less than 45  
13 days before a general election of the option for permanent  
14 vote by mail status using the following notice and including  
15 the application for permanent vote by mail status in  
16 subsection (b) of Section 19-3:

17 "You may apply to permanently be placed on vote by mail  
18 status using the attached application."

19 (b) Instead of sending the notices and applications for  
20 permanent vote by mail status under subsection (a), an  
21 election authority may mail a vote by mail ballot to all  
22 qualified voters within its jurisdiction as provided in  
23 subsection (b) of Section 19-4.

1 (Source: P.A. 102-15, eff. 6-17-21; 102-668, eff. 11-15-21;  
2 103-467, eff. 8-4-23.)

3 (10 ILCS 5/19-4) (from Ch. 46, par. 19-4)

4 Sec. 19-4. Mailing or delivery of ballots; time.

5 (a) Immediately upon the receipt of such application  
6 either by mail or electronic means, not more than 90 days nor  
7 less than 5 days prior to such election, or by personal  
8 delivery not more than 90 days nor less than one day prior to  
9 such election, at the office of such election authority, it  
10 shall be the duty of such election authority to examine the  
11 records to ascertain whether or not such applicant is lawfully  
12 entitled to vote as requested, including a verification of the  
13 applicant's signature on file with the office of the election  
14 authority, and if found so to be entitled to vote, to post  
15 within one business day thereafter the name, street address,  
16 ward and precinct number or township and district number, as  
17 the case may be, of such applicant given on a list, the pages  
18 of which are to be numbered consecutively to be kept by such  
19 election authority for such purpose in a conspicuous, open and  
20 public place accessible to the public at the entrance of the  
21 office of such election authority, and in such a manner that  
22 such list may be viewed without necessity of requesting  
23 permission therefor. Within one day after posting the name and  
24 other information of an applicant for a vote by mail ballot,  
25 the election authority shall transmit by electronic means

1 pursuant to a process established by the State Board of  
2 Elections that name and other posted information to the State  
3 Board of Elections, which shall maintain those names and other  
4 information in an electronic format on its website, arranged  
5 by county and accessible to State and local political  
6 committees.

7 (b) If an election authority elects to mail a vote by mail  
8 ballot to all qualified voters instead of sending the notice  
9 and application for permanent vote by mail status under  
10 subsection (a) of Section 19-4, the vote by mail ballots shall  
11 be sent in the same timeframes ballots are sent under  
12 subsection (c) of this Section. Before mailing the vote by  
13 mail ballots under this subsection and not more than 90 days  
14 nor less than 5 days prior to the election, or by personal  
15 delivery not more than 90 days nor less than one day prior to  
16 such election, at the office of the election authority, the  
17 election authority shall examine the records to ascertain  
18 which registered voters are entitled to vote and, if found so  
19 to be entitled to vote, post the name, street address, ward,  
20 and precinct number or township and district number, as the  
21 case may be, of those registered voters on a list, the pages of  
22 which are to be numbered consecutively to be kept by the  
23 election authority for election purposes in a conspicuous,  
24 open, and public place accessible to the public at the  
25 entrance of the office of the election authority and in a  
26 manner that the list may be viewed without necessity of

1 requesting permission to view the list. Within one day after  
2 posting the names and other information of the registered  
3 voters to which vote by mail ballots will be automatically  
4 sent, the election authority shall transmit by electronic  
5 means pursuant to a process established by the State Board of  
6 Elections that name and other posted information to the State  
7 Board of Elections, which shall maintain those names and other  
8 information in an electronic format on its website, arranged  
9 by county and accessible to State and local political  
10 committees.

11 A person who has never voted before may not be sent a vote  
12 by mail ballot under this subsection unless the person first  
13 provides the election authority with sufficient proof of  
14 identity and the election authority verifies the person's  
15 proof of identity.

16 A person may request, in writing, to the election  
17 authority that the person not receive a ballot sent under this  
18 subsection. The election authority shall keep a record of a  
19 person who has made a request under this paragraph and, in all  
20 future elections following receipt of the request, shall  
21 instead send the person who made the request a notice and  
22 application under subsection (a) of Section 19-2.5.

23 (c) Within 2 business days after posting a name and other  
24 information on the list within its office under subsection (a)  
25 or (b), but no sooner than 40 days before an election, the  
26 election authority shall mail, postage prepaid, or deliver in

1 person in such office, or deliver via electronic transmission  
2 pursuant to Section 19-2.6, an official ballot or ballots if  
3 more than one are to be voted at said election. Mail delivery  
4 of Temporarily Absent Student ballot applications pursuant to  
5 Section 19-12.3 shall be by nonforwardable mail. However, for  
6 the consolidated election, vote by mail ballots for certain  
7 precincts may be delivered to applicants not less than 25 days  
8 before the election if so much time is required to have  
9 prepared and printed the ballots containing the names of  
10 persons nominated for offices at the consolidated primary.

11 The election authority shall enclose with each vote by  
12 mail ballot or application written instructions on how voting  
13 assistance shall be provided pursuant to Section 17-14 and a  
14 document, written and approved by the State Board of  
15 Elections, informing the vote by mail voter of the required  
16 postage for returning the application and ballot, and  
17 enumerating the circumstances under which a person is  
18 authorized to vote by vote by mail ballot pursuant to this  
19 Article; such document shall also include a statement  
20 informing the applicant that if he or she falsifies or is  
21 solicited by another to falsify his or her eligibility to cast  
22 a vote by mail ballot, such applicant or other is subject to  
23 penalties pursuant to Section 29-10 and Section 29-20 of the  
24 Election Code. Each election authority shall maintain a list  
25 of the name, street address, ward and precinct, or township  
26 and district number, as the case may be, of all applicants who

1 have returned vote by mail ballots to such authority, and the  
2 name of such vote by mail voter shall be added to such list  
3 within one business day from receipt of such ballot. If the  
4 vote by mail ballot envelope indicates that the voter was  
5 assisted in casting the ballot, the name of the person so  
6 assisting shall be included on the list. The list, the pages of  
7 which are to be numbered consecutively, shall be kept by each  
8 election authority in a conspicuous, open, and public place  
9 accessible to the public at the entrance of the office of the  
10 election authority and in a manner that the list may be viewed  
11 without necessity of requesting permission for viewing.

12 (d) Each election authority shall maintain a list for each  
13 election of the voters to whom it has issued vote by mail  
14 ballots. The list shall be maintained for each precinct within  
15 the jurisdiction of the election authority. Prior to the  
16 opening of the polls on election day, the election authority  
17 shall deliver to the judges of election in each precinct the  
18 list of registered voters in that precinct to whom vote by mail  
19 ballots have been issued by mail.

20 (e) Each election authority shall maintain a list for each  
21 election of voters to whom it has issued temporarily absent  
22 student ballots. The list shall be maintained for each  
23 election jurisdiction within which such voters temporarily  
24 abide. Immediately after the close of the period during which  
25 application may be made by mail or electronic means for vote by  
26 mail ballots, each election authority shall mail to each other

1 election authority within the State a certified list of all  
2 such voters temporarily abiding within the jurisdiction of the  
3 other election authority.

4 (f) In the event that the return address of an application  
5 for ballot by a physically incapacitated elector is that of a  
6 facility licensed or certified under the Nursing Home Care  
7 Act, the Specialized Mental Health Rehabilitation Act of 2013,  
8 the ID/DD Community Care Act, or the MC/DD Act, within the  
9 jurisdiction of the election authority, and the applicant is a  
10 registered voter in the precinct in which such facility is  
11 located, the ballots shall be prepared and transmitted to a  
12 responsible judge of election no later than 9 a.m. on the  
13 Friday, Saturday, Sunday, or Monday immediately preceding the  
14 election as designated by the election authority under Section  
15 19-12.2. Such judge shall deliver in person on the designated  
16 day the ballot to the applicant on the premises of the facility  
17 from which application was made. The election authority shall  
18 by mail notify the applicant in such facility that the ballot  
19 will be delivered by a judge of election on the designated day.

20 (g) All applications for vote by mail ballots shall be  
21 available at the office of the election authority for public  
22 inspection upon request from the time of receipt thereof by  
23 the election authority until 30 days after the election,  
24 except during the time such applications are kept in the  
25 office of the election authority pursuant to Section 19-7, and  
26 except during the time such applications are in the possession

1 of the judges of election.

2 (h) Notwithstanding any provision of this Section to the  
3 contrary, pursuant to subsection (a) of Section 30 of the  
4 Address Confidentiality for Victims of Domestic Violence,  
5 Sexual Assault, Human Trafficking, or Stalking Act, neither  
6 the name nor the address of a program participant under that  
7 Act shall be included in any list of registered voters  
8 available to the public, including the lists referenced in  
9 this Section.

10 (Source: P.A. 102-292, eff. 1-1-22; 102-819, eff. 5-13-22;  
11 102-1126, eff. 2-10-23.)