



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4310

Introduced 1/5/2022, by Rep. Charles Meier - David Friess

SYNOPSIS AS INTRODUCED:

10 ILCS 5/1A-16.8	
10 ILCS 5/4-14.2 new	
10 ILCS 5/4-30	from Ch. 46, par. 4-30
10 ILCS 5/5-9.2 new	
10 ILCS 5/5-25	from Ch. 46, par. 5-25
10 ILCS 5/6-55.1 new	
10 ILCS 5/6-59	from Ch. 46, par. 6-59
705 ILCS 310/9.3 new	

Amends the Jury Commission Act. Provides that the clerk of the circuit court shall notify the jury administrator or jury commissioners of each jury summons that is returned indicating a change of address. Provides that, not less often than every 3 months, the jury administrator or jury commissioners shall send the local election authority a list of each such change of address. Amends the Election Code. Contains provisions concerning the cancellation of voter registration if the county clerk is of the opinion that the person is not a qualified voter or has ceased to be a qualified voter. In provisions requiring election authorities to automatically register a voter who has moved to a new jurisdiction in Illinois or within the jurisdiction, requires the election authority to act within 90 days of receipt of information from the National Change of Address database. Requires county clerks and the Board of Election Commissioners to complete verifications of voter registrations after a consolidated election in an odd-numbered year but before the first day of candidate circulation for candidate filing for the following primary election in an even-numbered year (rather than at least once in every 2 years). Requires the county clerks and the Board of Election Commissioners to certify to the State Board of Elections that the verification has been conducted and completed within 30 days of completion of the verification.

LRB102 21829 HLH 30949 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-16.8, 4-30, 5-25, and 6-59 and by adding Sections
6 4-14.2, 5-9.2, and 6-55.1 as follows:

7 (10 ILCS 5/1A-16.8)

8 Sec. 1A-16.8. Automatic transfer of registration based
9 upon information from the National Change of Address database
10 and designated automatic voter registration agencies.

11 (a) The State Board of Elections shall cross-reference the
12 statewide voter registration database against the United
13 States Postal Service's National Change of Address database
14 twice each calendar year, April 15 and October 1 in
15 odd-numbered years and April 15 and December 1 in
16 even-numbered years or with the same frequency as in
17 subsection (b) of this Section, and shall share the findings
18 with the election authorities.

19 (b) In addition, beginning no later than September 1,
20 2017, the State Board of Elections shall utilize data provided
21 as part of its membership in the Electronic Registration
22 Information Center in order to cross-reference the statewide
23 voter registration database against databases of relevant

1 personal information kept by designated automatic voter
2 registration agencies, including, but not limited to, driver's
3 license information kept by the Secretary of State, at least 6
4 times each calendar year and shall share the findings with
5 election authorities.

6 This subsection (b) shall no longer apply once Sections
7 1A-16.1 and 1A-16.2 of this Code are fully implemented as
8 determined by the State Board of Elections. Upon a
9 determination by the State Board of Elections of full
10 implementation of Sections 1A-16.1 and 1A-16.2 of this Code,
11 the State Board of Elections shall file notice of full
12 implementation and the inapplicability of this subsection (b)
13 with the Index Department of the Office of the Secretary of
14 State, the Governor, the General Assembly, and the Legislative
15 Reference Bureau.

16 (b-5) The State Board of Elections shall not be required
17 to share any data on any voter attained using the National
18 Change of Address database under subsection (a) of this
19 Section if that voter has a more recent government transaction
20 indicated using the cross-reference under subsection (b) of
21 this Section. If there is contradictory or unclear data
22 between data obtained under subsections (a) and (b) of this
23 Section, then data obtained under subsection (b) of this
24 Section shall take priority.

25 (c) Within 90 days of receipt of information from the
26 National Change of Address database, an ~~An~~ election authority

1 shall automatically register any voter who has moved into its
2 jurisdiction from another jurisdiction in Illinois or has
3 moved within its jurisdiction provided that:

4 (1) the election authority whose jurisdiction includes
5 the new registration address provides the voter an
6 opportunity to reject the change in registration address
7 through a mailing, sent by non-forwardable mail, to the
8 new registration address, and

9 (2) when the election authority whose jurisdiction
10 includes the previous registration address is a different
11 election authority, then that election authority provides
12 the same opportunity through a mailing, sent by
13 forwardable mail, to the previous registration address.

14 This change in registration shall trigger the same
15 inter-jurisdictional or intra-jurisdictional workflows as if
16 the voter completed a new registration card, including the
17 cancellation of the voter's previous registration. Should the
18 registration of a voter be changed from one address to another
19 within the State and should the voter appear at the polls and
20 offer to vote from the prior registration address, attesting
21 that the prior registration address is the true current
22 address, the voter, if confirmed by the election authority as
23 having been registered at the prior registration address and
24 canceled only by the process authorized by this Section, shall
25 be issued a regular ballot, and the change of registration
26 address shall be canceled. If the election authority is unable

1 to immediately confirm the registration, the voter shall be
2 permitted to register and vote a regular ballot, provided that
3 he or she meets the documentary requirements for same-day
4 registration. If the election authority is unable to confirm
5 the registration and the voter does not meet the requirements
6 for same-day registration, the voter shall be issued a
7 provisional ballot.

8 (d) No voter shall be disqualified from voting due to an
9 error relating to an update of registration under this
10 Section.

11 (Source: P.A. 99-522, eff. 6-30-16; 100-464, eff. 8-28-17.)

12 (10 ILCS 5/4-14.2 new)

13 Sec. 4-14.2. Review of jury summons. If, upon review of
14 the list of returned juror summons under Section 9.3 of the
15 Jury Commission Act, the county clerk is of the opinion that
16 any person registered is not a qualified voter or has ceased to
17 be a qualified voter, he or she shall send a notice through the
18 United States mail to such person, requiring him or her to
19 appear before the county clerk for a hearing within 5 days
20 after the date of mailing the notice and show cause why his or
21 her registration shall not be cancelled. If such person fails
22 to appear within such time as provided, his or her
23 registration shall be cancelled. If such person does appear,
24 he or she shall execute an affidavit similar in every respect
25 to the affidavit required of applicants under Section 4-8.

1 (10 ILCS 5/4-30) (from Ch. 46, par. 4-30)

2 Sec. 4-30. The county clerk on his own initiative or upon
3 order of the county board shall at all times have authority to
4 conduct investigation and to make canvasses of the registered
5 voters in any precinct canvass or at other times and by other
6 methods than those so prescribed. However, the county clerk
7 shall ~~at least once in every 2 years~~ conduct a verification of
8 voter registrations and shall cause the cancellation of
9 registration of persons who have ceased to be qualified
10 voters. The verification shall be conducted and completed
11 after a consolidated election in an odd-numbered year but
12 before the first day of candidate circulation for candidate
13 filing for the following primary election in an even-numbered
14 year. Such verification shall be accomplished by one of the
15 following methods: (1) precinct canvass conducted by 2
16 qualified persons of opposite party affiliation appointed by
17 the county clerk or (2) written request for verification sent
18 to each registered voter by first class mail, not forwardable
19 or (3) an alternative method of verification submitted in
20 writing to and approved by the State Board of Elections at a
21 public meeting not less than 60 days prior to the date on which
22 the county clerk has fixed for implementation of that method
23 of verification; provided, that the county clerk shall certify
24 ~~submit~~ to the State Board of Elections that the verification
25 has been conducted and completed and include a written

1 statement of the results obtained by use of such alternative
2 method within 30 days of completion of the verification.
3 Provided that in each precinct one canvasser may be appointed
4 from outside such precinct if not enough other qualified
5 persons who reside within the precinct can be found to serve as
6 canvasser in such precinct. The one canvasser so appointed to
7 serve in any precinct in which he is not entitled to vote prior
8 to the election must be entitled to vote elsewhere within the
9 ward, township or road district which includes within its
10 boundaries the precinct in which such canvasser is appointed
11 and such canvasser must be otherwise qualified. If upon the
12 basis of investigation or canvasses, the county clerk shall be
13 of the opinion that any person registered under this Article
14 is not a qualified voter or has ceased to be a qualified voter,
15 he shall send a notice through the United States mail to such
16 person, requiring him to appear before the county clerk for a
17 hearing within ten days after the date of mailing such notice
18 and show cause why his registration shall not be cancelled. If
19 such person fails to appear within such time as provided, his
20 registration shall be cancelled. If such a person does appear,
21 he shall make an affidavit similar in every respect to the
22 affidavit required of applicants under Section 4-13 and his
23 registration shall be reinstated.

24 If the county clerk cancels such registration upon the
25 voter failing to appear, the county clerk shall immediately
26 request of the clerk of the city, village or incorporated town

1 in which the person claimed residence, to return the
2 triplicate card of registration of the said person and within
3 twenty-four hours after receipt of said request, the said
4 clerk shall mail or cause to be delivered to the county clerk
5 the triplicate card of registration of the said person and the
6 said triplicate card shall thereupon be cancelled by the
7 county clerk.

8 (Source: P.A. 84-1308.)

9 (10 ILCS 5/5-9.2 new)

10 Sec. 5-9.2. Review of jury summons. If, upon review of the
11 list of returned juror summons under Section 9.3 of the Jury
12 Commission Act, the county clerk is of the opinion that any
13 person registered is not a qualified voter or has ceased to be
14 a qualified voter, he or she shall send a notice through the
15 United States mail to such person, requiring him or her to
16 appear before the county clerk for a hearing within 5 days
17 after the date of mailing the notice and show cause why his or
18 her registration shall not be cancelled. If such person fails
19 to appear within such time as provided, his or her
20 registration shall be cancelled. If such person does appear,
21 he or she shall execute an affidavit similar in every respect
22 to the affidavit required of applicants under Section 5-7.

23 (10 ILCS 5/5-25) (from Ch. 46, par. 5-25)

24 Sec. 5-25. The county clerk on his own initiative or upon

1 order of the board of county commissioners shall at all times
2 have authority to conduct investigation and to make canvasses
3 of the registered voters in any precinct canvass or at other
4 times and by other methods than those so prescribed. However,
5 the county clerk shall conduct a verification of voter
6 registrations ~~at least once in every 2 years,~~ and shall cause
7 the cancellation of registration of persons who have ceased to
8 be qualified voters. The verification shall be conducted and
9 completed after a consolidated election in an odd-numbered
10 year but before the first day of candidate circulation for
11 candidate filing for the following primary election in an
12 even-numbered year. Such verification shall be accomplished by
13 one of the following methods: (1) precinct canvass conducted
14 by 2 qualified persons of opposite party affiliation appointed
15 by the county clerk or (2) written request for verification
16 sent to each registered voter by first class mail, not
17 forwardable or (3) an alternative method of verification
18 submitted in writing to and approved by the State Board of
19 Elections at a public meeting not less than 60 days prior to
20 the date which the county clerk has fixed for implementation
21 of that method of verification; provided, that the county
22 clerk shall certify ~~submit~~ to the State Board of Elections
23 that the verification has been conducted and completed and
24 include a written statement of the results obtained by use of
25 such alternative method within 30 days of completion of the
26 verification. In each precinct one canvasser may be appointed

1 from outside such precinct if not enough other qualified
2 persons who reside within the precinct can be found to serve as
3 canvasser in such precinct. The one canvasser so appointed to
4 serve in any precinct in which he is not entitled to vote prior
5 to the election must be entitled to vote elsewhere within the
6 ward or township which includes within its boundaries the
7 precinct in which such canvasser is appointed and such
8 canvasser must be otherwise qualified. If upon the basis of
9 investigation or canvasses, the county clerk shall be of the
10 opinion that any person registered under this Article 5 is not
11 a qualified voter or has ceased to be a qualified voter, he
12 shall send a notice through the United States mail to such
13 person, requiring him to appear before the county clerk for a
14 hearing within ten days after the date of mailing such notice
15 and show cause why his registration shall not be cancelled. If
16 such person fails to appear within such time as provided, his
17 registration shall be cancelled. If such a person does appear,
18 he shall make an affidavit similar in every respect to the
19 affidavit required of applicants under Section 5-16 of this
20 Article 5.

21 (Source: P.A. 81-1535.)

22 (10 ILCS 5/6-55.1 new)

23 Sec. 6-55.1. Review of jury summons. If, upon review of
24 the list of returned juror summons under Section 9.3 of the
25 Jury Commission Act, the county clerk is of the opinion that

1 any person registered is not a qualified voter or has ceased to
2 be a qualified voter, he or she shall send a notice through the
3 United States mail to such person, requiring him or her to
4 appear before the county clerk for a hearing within 5 days
5 after the date of mailing the notice and show cause why his or
6 her registration shall not be cancelled. If such person fails
7 to appear within such time as provided, his or her
8 registration shall be cancelled. If such person does appear,
9 he or she shall execute an affidavit similar in every respect
10 to the affidavit required of applicants under Section 6-29.

11 (10 ILCS 5/6-59) (from Ch. 46, par. 6-59)

12 Sec. 6-59. The Board of Election Commissioners on its own
13 initiative, or upon order of the circuit court, shall at all
14 times have authority to conduct investigations and to make
15 canvasses of the registered voters in any precinct or
16 precincts within its jurisdiction either by the methods
17 provided in this Article or at other times and by other methods
18 than those prescribed herein. However, the Board of Election
19 Commissioners shall, ~~at least once in every 2 years,~~ conduct a
20 verification of voter registrations and shall cause the
21 cancellation of registration of persons who have ceased to be
22 qualified voters. The verification shall be conducted and
23 completed after a consolidated election in an odd-numbered
24 year but before the first day of candidate circulation for
25 candidate filing for the following primary election in an

1 even-numbered year. Such verification shall be accomplished by
2 one of the following methods: (1) precinct canvass conducted
3 by 2 qualified persons of opposite party affiliation appointed
4 by the Board of Election Commissioners or (2) written request
5 sent to each registered voter by first class mail, not
6 forwardable or (3) an alternative method of verification
7 submitted in writing to and approved by ~~the~~ the State Board of
8 Elections at a public meeting not less than 60 days prior to
9 the date on which the Board of Election Commissioners has
10 fixed for implementation of that method of verification;
11 provided, said Board shall certify ~~submit~~ to the State Board
12 of Elections that the verification has been conducted and
13 completed and include a written statement of the results
14 obtained by use of such alternative method within 30 days of
15 the completion of the verification. If, upon the basis of
16 investigations or canvasses, the board shall be of the opinion
17 that any person registered under this Article is not a
18 qualified voter or has ceased to be a qualified voter, it shall
19 send a notice through the United States mail to such person,
20 requiring him to appear before such board at a time specified
21 in such notice, not less than 10 nor more than 30 days after
22 the mailing of such notice and show cause why his registration
23 should not be cancelled. If such a person does not appear, his
24 registration shall be cancelled. If such a person does appear
25 he shall make an affidavit and shall be heard in the manner
26 provided by Section 6-45 of this Article, and if his

1 registration is cancelled as a result of such a hearing, he
2 shall be entitled to a hearing in the circuit court and to an
3 appeal to the Supreme Court in the manner provided by Section
4 6-52 of this Article.

5 Whenever the Board of Election Commissioners acting under
6 authority of this section conducts a canvass of the registered
7 voters in any precinct or precincts and the board designates
8 canvassers to conduct the canvass, the board shall appoint as
9 canvassers persons affiliated with the leading political
10 parties in like manner as judges of election are appointed
11 under the provisions of Section 14-4 of this Act; provided
12 that in each precinct in counties of 500,000 inhabitants or
13 more, one canvasser may be appointed from outside such
14 precinct if not enough other qualified persons who reside
15 within the precinct can be found to serve as canvasser in such
16 precinct. The one canvasser so appointed to serve in any
17 precinct in which he is not entitled to vote prior to the
18 election must be entitled to vote elsewhere within the ward or
19 township which includes within its boundaries the precinct in
20 which such canvasser is appointed and such canvasser must be
21 otherwise qualified.

22 The canvassers, so appointed by virtue of this section,
23 shall comply with the provisions of Sections 6-40 and 6-41
24 relative to the mailing and leaving of notices at the
25 addresses of persons whose right to vote in the precinct or
26 precincts is questioned.

1 (Source: P.A. 81-1433.)

2 Section 10. The Jury Commission Act is amended by adding
3 Section 9.3 as follows:

4 (705 ILCS 310/9.3 new)

5 Sec. 9.3. Notification of change of address. The clerk of
6 the circuit court shall notify the jury administrator or jury
7 commissioners of each jury summons that is returned indicating
8 a change of address. Not less often than every 3 months, the
9 jury administrator or jury commissioners shall send the local
10 election authority a list of each such change of address.