

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Freedom of Information Act is amended by  
5 changing Section 7.5 as follows:

6 (5 ILCS 140/7.5)

7 Sec. 7.5. Statutory exemptions. To the extent provided for  
8 by the statutes referenced below, the following shall be  
9 exempt from inspection and copying:

10 (a) All information determined to be confidential  
11 under Section 4002 of the Technology Advancement and  
12 Development Act.

13 (b) Library circulation and order records identifying  
14 library users with specific materials under the Library  
15 Records Confidentiality Act.

16 (c) Applications, related documents, and medical  
17 records received by the Experimental Organ Transplantation  
18 Procedures Board and any and all documents or other  
19 records prepared by the Experimental Organ Transplantation  
20 Procedures Board or its staff relating to applications it  
21 has received.

22 (d) Information and records held by the Department of  
23 Public Health and its authorized representatives relating

1 to known or suspected cases of sexually transmissible  
2 disease or any information the disclosure of which is  
3 restricted under the Illinois Sexually Transmissible  
4 Disease Control Act.

5 (e) Information the disclosure of which is exempted  
6 under Section 30 of the Radon Industry Licensing Act.

7 (f) Firm performance evaluations under Section 55 of  
8 the Architectural, Engineering, and Land Surveying  
9 Qualifications Based Selection Act.

10 (g) Information the disclosure of which is restricted  
11 and exempted under Section 50 of the Illinois Prepaid  
12 Tuition Act.

13 (h) Information the disclosure of which is exempted  
14 under the State Officials and Employees Ethics Act, and  
15 records of any lawfully created State or local inspector  
16 general's office that would be exempt if created or  
17 obtained by an Executive Inspector General's office under  
18 that Act.

19 (i) Information contained in a local emergency energy  
20 plan submitted to a municipality in accordance with a  
21 local emergency energy plan ordinance that is adopted  
22 under Section 11-21.5-5 of the Illinois Municipal Code.

23 (j) Information and data concerning the distribution  
24 of surcharge moneys collected and remitted by carriers  
25 under the Emergency Telephone System Act.

26 (k) Law enforcement officer identification information

1 or driver identification information compiled by a law  
2 enforcement agency or the Department of Transportation  
3 under Section 11-212 of the Illinois Vehicle Code.

4 (l) Records and information provided to a residential  
5 health care facility resident sexual assault and death  
6 review team or the Executive Council under the Abuse  
7 Prevention Review Team Act.

8 (m) Information provided to the predatory lending  
9 database created pursuant to Article 3 of the Residential  
10 Real Property Disclosure Act, except to the extent  
11 authorized under that Article.

12 (n) Defense budgets and petitions for certification of  
13 compensation and expenses for court appointed trial  
14 counsel as provided under Sections 10 and 15 of the  
15 Capital Crimes Litigation Act. This subsection (n) shall  
16 apply until the conclusion of the trial of the case, even  
17 if the prosecution chooses not to pursue the death penalty  
18 prior to trial or sentencing.

19 (o) Information that is prohibited from being  
20 disclosed under Section 4 of the Illinois Health and  
21 Hazardous Substances Registry Act.

22 (p) Security portions of system safety program plans,  
23 investigation reports, surveys, schedules, lists, data, or  
24 information compiled, collected, or prepared by or for the  
25 Regional Transportation Authority under Section 2.11 of  
26 the Regional Transportation Authority Act or the St. Clair

1 County Transit District under the Bi-State Transit Safety  
2 Act.

3 (q) Information prohibited from being disclosed by the  
4 Personnel Record Review Act.

5 (r) Information prohibited from being disclosed by the  
6 Illinois School Student Records Act.

7 (s) Information the disclosure of which is restricted  
8 under Section 5-108 of the Public Utilities Act.

9 (t) All identified or deidentified health information  
10 in the form of health data or medical records contained  
11 in, stored in, submitted to, transferred by, or released  
12 from the Illinois Health Information Exchange, and  
13 identified or deidentified health information in the form  
14 of health data and medical records of the Illinois Health  
15 Information Exchange in the possession of the Illinois  
16 Health Information Exchange Office due to its  
17 administration of the Illinois Health Information  
18 Exchange. The terms "identified" and "deidentified" shall  
19 be given the same meaning as in the Health Insurance  
20 Portability and Accountability Act of 1996, Public Law  
21 104-191, or any subsequent amendments thereto, and any  
22 regulations promulgated thereunder.

23 (u) Records and information provided to an independent  
24 team of experts under the Developmental Disability and  
25 Mental Health Safety Act (also known as Brian's Law).

26 (v) Names and information of people who have applied

1 for or received Firearm Owner's Identification Cards under  
2 the Firearm Owners Identification Card Act or applied for  
3 or received a concealed carry license under the Firearm  
4 Concealed Carry Act, unless otherwise authorized by the  
5 Firearm Concealed Carry Act; and databases under the  
6 Firearm Concealed Carry Act, records of the Concealed  
7 Carry Licensing Review Board under the Firearm Concealed  
8 Carry Act, and law enforcement agency objections under the  
9 Firearm Concealed Carry Act.

10 (w) Personally identifiable information which is  
11 exempted from disclosure under subsection (g) of Section  
12 19.1 of the Toll Highway Act.

13 (x) Information which is exempted from disclosure  
14 under Section 5-1014.3 of the Counties Code or Section  
15 8-11-21 of the Illinois Municipal Code.

16 (y) Confidential information under the Adult  
17 Protective Services Act and its predecessor enabling  
18 statute, the Elder Abuse and Neglect Act, including  
19 information about the identity and administrative finding  
20 against any caregiver of a verified and substantiated  
21 decision of abuse, neglect, or financial exploitation of  
22 an eligible adult maintained in the Registry established  
23 under Section 7.5 of the Adult Protective Services Act.

24 (z) Records and information provided to a fatality  
25 review team or the Illinois Fatality Review Team Advisory  
26 Council under Section 15 of the Adult Protective Services

1 Act.

2 (aa) Information which is exempted from disclosure  
3 under Section 2.37 of the Wildlife Code.

4 (bb) Information which is or was prohibited from  
5 disclosure by the Juvenile Court Act of 1987.

6 (cc) Recordings made under the Law Enforcement  
7 Officer-Worn Body Camera Act, except to the extent  
8 authorized under that Act.

9 (dd) Information that is prohibited from being  
10 disclosed under Section 45 of the Condominium and Common  
11 Interest Community Ombudsperson Act.

12 (ee) Information that is exempted from disclosure  
13 under Section 30.1 of the Pharmacy Practice Act.

14 (ff) Information that is exempted from disclosure  
15 under the Revised Uniform Unclaimed Property Act.

16 (gg) Information that is prohibited from being  
17 disclosed under Section 7-603.5 of the Illinois Vehicle  
18 Code.

19 (hh) Records that are exempt from disclosure under  
20 Section 1A-16.7 of the Election Code.

21 (ii) Information which is exempted from disclosure  
22 under Section 2505-800 of the Department of Revenue Law of  
23 the Civil Administrative Code of Illinois.

24 (jj) Information and reports that are required to be  
25 submitted to the Department of Labor by registering day  
26 and temporary labor service agencies but are exempt from

1 disclosure under subsection (a-1) of Section 45 of the Day  
2 and Temporary Labor Services Act.

3 (kk) Information prohibited from disclosure under the  
4 Seizure and Forfeiture Reporting Act.

5 (ll) Information the disclosure of which is restricted  
6 and exempted under Section 5-30.8 of the Illinois Public  
7 Aid Code.

8 (mm) Records that are exempt from disclosure under  
9 Section 4.2 of the Crime Victims Compensation Act.

10 (nn) Information that is exempt from disclosure under  
11 Section 70 of the Higher Education Student Assistance Act.

12 (oo) Communications, notes, records, and reports  
13 arising out of a peer support counseling session  
14 prohibited from disclosure under the First Responders  
15 Suicide Prevention Act.

16 (pp) Names and all identifying information relating to  
17 an employee of an emergency services provider or law  
18 enforcement agency under the First Responders Suicide  
19 Prevention Act.

20 (qq) Information and records held by the Department of  
21 Public Health and its authorized representatives collected  
22 under the Reproductive Health Act.

23 (rr) Information that is exempt from disclosure under  
24 the Cannabis Regulation and Tax Act.

25 (ss) Data reported by an employer to the Department of  
26 Human Rights pursuant to Section 2-108 of the Illinois

1 Human Rights Act.

2 (tt) Recordings made under the Children's Advocacy  
3 Center Act, except to the extent authorized under that  
4 Act.

5 (uu) Information that is exempt from disclosure under  
6 Section 50 of the Sexual Assault Evidence Submission Act.

7 (vv) Information that is exempt from disclosure under  
8 subsections (f) and (j) of Section 5-36 of the Illinois  
9 Public Aid Code.

10 (ww) Information that is exempt from disclosure under  
11 Section 16.8 of the State Treasurer Act.

12 (xx) Information that is exempt from disclosure or  
13 information that shall not be made public under the  
14 Illinois Insurance Code.

15 (yy) Information prohibited from being disclosed under  
16 the Illinois Educational Labor Relations Act.

17 (zz) Information prohibited from being disclosed under  
18 the Illinois Public Labor Relations Act.

19 (aaa) Information prohibited from being disclosed  
20 under Section 1-167 of the Illinois Pension Code.

21 (bbb) Information prohibited from being disclosed  
22 under Section 35 of the Address Confidentiality for  
23 Victims of Domestic Violence, Sexual Assault, Human  
24 Trafficking, or Stalking Act.

25 (Source: P.A. 100-20, eff. 7-1-17; 100-22, eff. 1-1-18;  
26 100-201, eff. 8-18-17; 100-373, eff. 1-1-18; 100-464, eff.



1 8-28-17; 100-465, eff. 8-31-17; 100-512, eff. 7-1-18; 100-517,  
2 eff. 6-1-18; 100-646, eff. 7-27-18; 100-690, eff. 1-1-19;  
3 100-863, eff. 8-14-18; 100-887, eff. 8-14-18; 101-13, eff.  
4 6-12-19; 101-27, eff. 6-25-19; 101-81, eff. 7-12-19; 101-221,  
5 eff. 1-1-20; 101-236, eff. 1-1-20; 101-375, eff. 8-16-19;  
6 101-377, eff. 8-16-19; 101-452, eff. 1-1-20; 101-466, eff.  
7 1-1-20; 101-600, eff. 12-6-19; 101-620, eff. 12-20-19; 101-649,  
8 eff. 7-7-20.)

9 Section 10. The Election Code is amended by changing  
10 Sections 1A-16, 19-1, 19-4, and 20-3 as follows:

11 (10 ILCS 5/1A-16)

12 Sec. 1A-16. Voter registration information; Internet  
13 posting; processing of voter registration forms; content of  
14 such forms. Notwithstanding any law to the contrary, the  
15 following provisions shall apply to voter registration under  
16 this Code.

17 (a) Voter registration information; Internet posting of  
18 voter registration form. Within 90 days after August 21, 2003  
19 (the effective date of Public Act 93-574), the State Board of  
20 Elections shall post on its World Wide Web site the following  
21 information:

22 (1) A comprehensive list of the names, addresses,  
23 phone numbers, and websites, if applicable, of all county  
24 clerks and boards of election commissioners in Illinois.

1           (2) A schedule of upcoming elections and the deadline  
2           for voter registration.

3           (3) A downloadable, printable voter registration form,  
4           in at least English and in Spanish versions, that a person  
5           may complete and mail or submit to the State Board of  
6           Elections or the appropriate county clerk or board of  
7           election commissioners.

8           Any forms described under paragraph (3) must state the  
9           following:

10           If you do not have a driver's license or social  
11           security number, and this form is submitted by mail, and  
12           you have never registered to vote in the jurisdiction you  
13           are now registering in, then you must send, with this  
14           application, either (i) a copy of a current and valid  
15           photo identification, or (ii) a copy of a current utility  
16           bill, bank statement, government check, paycheck, or other  
17           government document that shows the name and address of the  
18           voter. If you do not provide the information required  
19           above, then you will be required to provide election  
20           officials with either (i) or (ii) described above the  
21           first time you vote at a voting place.

22           (b) Acceptance of registration forms by the State Board of  
23           Elections and county clerks and board of election  
24           commissioners. The State Board of Elections, county clerks,  
25           and board of election commissioners shall accept all completed  
26           voter registration forms described in subsection (a)(3) of

1 this Section and Section ~~Sections~~ 1A-17 and voter registration  
2 forms created under Section 30 of the Address Confidentiality  
3 for Victims of Domestic Violence, Sexual Assault, Human  
4 Trafficking, or Stalking Act ~~1A-30~~ that are:

5 (1) postmarked on or before the day that voter  
6 registration is closed under this Code;

7 (2) not postmarked, but arrives no later than 5 days  
8 after the close of registration;

9 (3) submitted in person by a person using the form on  
10 or before the day that voter registration is closed under  
11 this Code; or

12 (4) submitted in person by a person who submits one or  
13 more forms on behalf of one or more persons who used the  
14 form on or before the day that voter registration is  
15 closed under this Code.

16 Upon the receipt of a registration form, the State Board  
17 of Elections shall mark the date on which the form was received  
18 and send the form via first class mail to the appropriate  
19 county clerk or board of election commissioners, as the case  
20 may be, within 2 business days based upon the home address of  
21 the person submitting the registration form. The county clerk  
22 and board of election commissioners shall accept and process  
23 any form received from the State Board of Elections.

24 (c) Processing of registration forms by county clerks and  
25 boards of election commissioners. The county clerk or board of  
26 election commissioners shall promulgate procedures for

1 processing the voter registration form.

2 (d) Contents of the voter registration form. The State  
3 Board shall create a voter registration form, which must  
4 contain the following content:

5 (1) Instructions for completing the form.

6 (2) A summary of the qualifications to register to  
7 vote in Illinois.

8 (3) Instructions for mailing in or submitting the form  
9 in person.

10 (4) The phone number for the State Board of Elections  
11 should a person submitting the form have questions.

12 (5) A box for the person to check that explains one of  
13 3 reasons for submitting the form:

14 (a) new registration;

15 (b) change of address; or

16 (c) change of name.

17 (6) a box for the person to check yes or no that asks,  
18 "Are you a citizen of the United States?", a box for the  
19 person to check yes or no that asks, "Will you be 18 years  
20 of age on or before election day?", and a statement of "If  
21 you checked 'no' in response to either of these questions,  
22 then do not complete this form."

23 (7) A space for the person to fill in his or her home  
24 telephone number.

25 (8) Spaces for the person to fill in his or her first,  
26 middle, and last names, street address (principal place of

1 residence), county, city, state, and zip code.

2 (9) Spaces for the person to fill in his or her mailing  
3 address, city, state, and zip code if different from his  
4 or her principal place of residence.

5 (10) A space for the person to fill in his or her  
6 Illinois driver's license number if the person has a  
7 driver's license.

8 (11) A space for a person without a driver's license  
9 to fill in the last four digits of his or her social  
10 security number if the person has a social security  
11 number.

12 (12) A space for a person without an Illinois driver's  
13 license to fill in his or her identification number from  
14 his or her State Identification card issued by the  
15 Secretary of State.

16 (13) A space for the person to fill the name appearing  
17 on his or her last voter registration, the street address  
18 of his or her last registration, including the city,  
19 county, state, and zip code.

20 (14) A space where the person swears or affirms the  
21 following under penalty of perjury with his or her  
22 signature:

23 (a) "I am a citizen of the United States.";

24 (b) "I will be at least 18 years old on or before  
25 the next election.";

26 (c) "I will have lived in the State of Illinois and

1 in my election precinct at least 30 days as of the date  
2 of the next election."; and

3 (d) "The information I have provided is true to  
4 the best of my knowledge under penalty of perjury. If I  
5 have provided false information, then I may be fined,  
6 imprisoned, or, if I am not a U.S. citizen, deported  
7 from or refused entry into the United States.".

8 (15) A space for the person to fill in his or her  
9 e-mail address if he or she chooses to provide that  
10 information.

11 (d-5) Compliance with federal law; rulemaking authority.  
12 The voter registration form described in this Section shall be  
13 consistent with the form prescribed by the Federal Election  
14 Commission under the National Voter Registration Act of 1993,  
15 P.L. 103-31, as amended from time to time, and the Help America  
16 Vote Act of 2002, P.L. 107-252, in all relevant respects. The  
17 State Board of Elections shall periodically update the form  
18 based on changes to federal or State law. The State Board of  
19 Elections shall promulgate any rules necessary for the  
20 implementation of this Section; provided that the rules  
21 comport with the letter and spirit of the National Voter  
22 Registration Act of 1993 and Help America Vote Act of 2002 and  
23 maximize the opportunity for a person to register to vote.

24 (e) Forms available in paper form. The State Board of  
25 Elections shall make the voter registration form available in  
26 regular paper stock and form in sufficient quantities for the

1 general public. The State Board of Elections may provide the  
2 voter registration form to the Secretary of State, county  
3 clerks, boards of election commissioners, designated agencies  
4 of the State of Illinois, and any other person or entity  
5 designated to have these forms by this Code in regular paper  
6 stock and form or some other format deemed suitable by the  
7 Board. Each county clerk or board of election commissioners  
8 has the authority to design and print its own voter  
9 registration form so long as the form complies with the  
10 requirements of this Section. The State Board of Elections,  
11 county clerks, boards of election commissioners, or other  
12 designated agencies of the State of Illinois required to have  
13 these forms under this Code shall provide a member of the  
14 public with any reasonable number of forms that he or she may  
15 request. Nothing in this Section shall permit the State Board  
16 of Elections, county clerk, board of election commissioners,  
17 or other appropriate election official who may accept a voter  
18 registration form to refuse to accept a voter registration  
19 form because the form is printed on photocopier or regular  
20 paper stock and form.

21 (f) (Blank).

22 (Source: P.A. 100-863, eff. 8-14-18.)

23 (10 ILCS 5/19-1) (from Ch. 46, par. 19-1)

24 Sec. 19-1. Any qualified elector of the State of Illinois  
25 having duly registered where such registration is required may

1 vote at such election as hereinafter in this Article provided.  
2 Notwithstanding any law to the contrary, this Article extends  
3 to a certified program participant under the Address  
4 Confidentiality for Victims of Domestic Violence, Sexual  
5 Assault, Human Trafficking, or Stalking Act.

6 For purposes of this Article 19, a physically  
7 incapacitated voter marks his or her ballot "personally" when  
8 the voter exercises his or her physical abilities to their  
9 reasonable limit in marking the ballot, and marking personally  
10 may include instructing the person assisting the incapacitated  
11 voter when giving such instruction represents the reasonable  
12 limit of the physical abilities.

13 (Source: P.A. 95-440, eff. 8-27-07; 96-553, eff. 8-17-09.)

14 (10 ILCS 5/19-4) (from Ch. 46, par. 19-4)

15 Sec. 19-4. Mailing or delivery of ballots; time.  
16 Immediately upon the receipt of such application either by  
17 mail or electronic means, not more than 90 days nor less than 5  
18 days prior to such election, or by personal delivery not more  
19 than 90 days nor less than one day prior to such election, at  
20 the office of such election authority, it shall be the duty of  
21 such election authority to examine the records to ascertain  
22 whether or not such applicant is lawfully entitled to vote as  
23 requested, including a verification of the applicant's  
24 signature by comparison with the signature on the official  
25 registration record card, and if found so to be entitled to



1 vote, to post within one business day thereafter the name,  
2 street address, ward and precinct number or township and  
3 district number, as the case may be, of such applicant given on  
4 a list, the pages of which are to be numbered consecutively to  
5 be kept by such election authority for such purpose in a  
6 conspicuous, open and public place accessible to the public at  
7 the entrance of the office of such election authority, and in  
8 such a manner that such list may be viewed without necessity of  
9 requesting permission therefor. Within one day after posting  
10 the name and other information of an applicant for a vote by  
11 mail ballot, the election authority shall transmit by  
12 electronic means pursuant to a process established by the  
13 State Board of Elections that name and other posted  
14 information to the State Board of Elections, which shall  
15 maintain those names and other information in an electronic  
16 format on its website, arranged by county and accessible to  
17 State and local political committees. Within 2 business days  
18 after posting a name and other information on the list within  
19 its office, but no sooner than 40 days before an election, the  
20 election authority shall mail, postage prepaid, or deliver in  
21 person in such office an official ballot or ballots if more  
22 than one are to be voted at said election. Mail delivery of  
23 Temporarily Absent Student ballot applications pursuant to  
24 Section 19-12.3 shall be by nonforwardable mail. However, for  
25 the consolidated election, vote by mail ballots for certain  
26 precincts may be delivered to applicants not less than 25 days

1 before the election if so much time is required to have  
2 prepared and printed the ballots containing the names of  
3 persons nominated for offices at the consolidated primary. The  
4 election authority shall enclose with each vote by mail ballot  
5 or application written instructions on how voting assistance  
6 shall be provided pursuant to Section 17-14 and a document,  
7 written and approved by the State Board of Elections,  
8 informing the vote by mail voter of the required postage for  
9 returning the application and ballot, and enumerating the  
10 circumstances under which a person is authorized to vote by  
11 vote by mail ballot pursuant to this Article; such document  
12 shall also include a statement informing the applicant that if  
13 he or she falsifies or is solicited by another to falsify his  
14 or her eligibility to cast a vote by mail ballot, such  
15 applicant or other is subject to penalties pursuant to Section  
16 29-10 and Section 29-20 of the Election Code. Each election  
17 authority shall maintain a list of the name, street address,  
18 ward and precinct, or township and district number, as the  
19 case may be, of all applicants who have returned vote by mail  
20 ballots to such authority, and the name of such vote by mail  
21 voter shall be added to such list within one business day from  
22 receipt of such ballot. If the vote by mail ballot envelope  
23 indicates that the voter was assisted in casting the ballot,  
24 the name of the person so assisting shall be included on the  
25 list. The list, the pages of which are to be numbered  
26 consecutively, shall be kept by each election authority in a

1 conspicuous, open, and public place accessible to the public  
2 at the entrance of the office of the election authority and in  
3 a manner that the list may be viewed without necessity of  
4 requesting permission for viewing.

5 Each election authority shall maintain a list for each  
6 election of the voters to whom it has issued vote by mail  
7 ballots. The list shall be maintained for each precinct within  
8 the jurisdiction of the election authority. Prior to the  
9 opening of the polls on election day, the election authority  
10 shall deliver to the judges of election in each precinct the  
11 list of registered voters in that precinct to whom vote by mail  
12 ballots have been issued by mail.

13 Each election authority shall maintain a list for each  
14 election of voters to whom it has issued temporarily absent  
15 student ballots. The list shall be maintained for each  
16 election jurisdiction within which such voters temporarily  
17 abide. Immediately after the close of the period during which  
18 application may be made by mail or electronic means for vote by  
19 mail ballots, each election authority shall mail to each other  
20 election authority within the State a certified list of all  
21 such voters temporarily abiding within the jurisdiction of the  
22 other election authority.

23 In the event that the return address of an application for  
24 ballot by a physically incapacitated elector is that of a  
25 facility licensed or certified under the Nursing Home Care  
26 Act, the Specialized Mental Health Rehabilitation Act of 2013,

1 the ID/DD Community Care Act, or the MC/DD Act, within the  
2 jurisdiction of the election authority, and the applicant is a  
3 registered voter in the precinct in which such facility is  
4 located, the ballots shall be prepared and transmitted to a  
5 responsible judge of election no later than 9 a.m. on the  
6 Friday, Saturday, Sunday, or Monday immediately preceding the  
7 election as designated by the election authority under Section  
8 19-12.2. Such judge shall deliver in person on the designated  
9 day the ballot to the applicant on the premises of the facility  
10 from which application was made. The election authority shall  
11 by mail notify the applicant in such facility that the ballot  
12 will be delivered by a judge of election on the designated day.

13 All applications for vote by mail ballots shall be  
14 available at the office of the election authority for public  
15 inspection upon request from the time of receipt thereof by  
16 the election authority until 30 days after the election,  
17 except during the time such applications are kept in the  
18 office of the election authority pursuant to Section 19-7, and  
19 except during the time such applications are in the possession  
20 of the judges of election.

21 Notwithstanding any provision of this Section to the  
22 contrary, pursuant to subsection (a) of Section 30 of the  
23 Address Confidentiality for Victims of Domestic Violence,  
24 Sexual Assault, Human Trafficking, or Stalking Act, neither  
25 the name nor the address of a program participant under that  
26 Act shall be included in any list of registered voters

1 available to the public, including the lists referenced in  
2 this Section.

3 (Source: P.A. 98-104, eff. 7-22-13; 98-115, eff. 7-29-13;  
4 98-756, eff. 7-16-14; 98-1171, eff. 6-1-15; 99-180, eff.  
5 7-29-15; 99-522, eff. 6-30-16.)

6 (10 ILCS 5/20-3) (from Ch. 46, par. 20-3)

7 Sec. 20-3. The election authority shall furnish the  
8 following applications for registration by mail or vote by  
9 mail ballot which shall be considered a method of application  
10 in lieu of the official postcard.

11 1. Members of the United States Service and ~~7~~ citizens of  
12 the United States temporarily residing outside the territorial  
13 limits of the United States, ~~and certified program~~  
14 ~~participants under the Address Confidentiality for Victims of~~  
15 ~~Domestic Violence, Sexual Assault, or Stalking Act~~ may make  
16 application within the periods prescribed in Sections 20-2 or  
17 20-2.1, as the case may be. Such application shall be  
18 substantially in the following form:

19 "APPLICATION FOR BALLOT

20 To be voted at the ..... election in the precinct  
21 in which is located my residence at ....., in the  
22 city/village/township of .....(insert home address)  
23 County of ..... and State of Illinois.

24 I state that I am a citizen of the United States; that on  
25 (insert date of election) I shall have resided in the State of

1 Illinois and in the election precinct for 30 days; that on the  
2 above date I shall be the age of 18 years or above; that I am  
3 lawfully entitled to vote in such precinct at that election;  
4 that I am (check category 1, 2, or 3 below):

5 1. ( ) a member of the United States Service,

6 2. ( ) a citizen of the United States temporarily  
7 residing outside the territorial limits of the United States  
8 and that I expect to be absent from the said county of my  
9 residence on the date of holding such election, and that I will  
10 have no opportunity to vote in person on that day.

11 ~~3. ( ) a certified program participant under the Address~~  
12 ~~Confidentiality for Victims of Domestic Violence, Sexual~~  
13 ~~Assault, or Stalking Act.~~

14 I hereby make application for an official ballot or  
15 ballots to be voted by me at such election if I am absent from  
16 the said county of my residence, and I agree that I shall  
17 return said ballot or ballots to the election authority  
18 postmarked no later than election day, for counting no later  
19 than during the period for counting provisional ballots, the  
20 last day of which is the 14th day following election day or  
21 shall destroy said ballot or ballots.

22 (Check below only if category 2 ~~or 3~~ and not previously  
23 registered)

24 ( ) I hereby make application to become registered as a  
25 voter and agree to return the forms and affidavits for  
26 registration to the election authority not later than 30 days

1 before the election.

2 Under penalties as provided by law pursuant to Article 29  
3 of the Election Code, the undersigned certifies that the  
4 statements set forth in this application are true and correct.

5 .....

6 Post office address or service address to which  
7 registration materials or ballot should be mailed

8 .....

9 .....

10 .....

11 ....."

12 If application is made for a primary election ballot, such  
13 application shall designate the name of the political party  
14 with which the applicant is affiliated.

15 Such applications may be obtained from the election  
16 authority having jurisdiction over the person's precinct of  
17 residence.

18 2. A spouse or dependent of a member of the United States  
19 Service, said spouse or dependent being a registered voter in  
20 the county, may make application on behalf of said person in  
21 the office of the election authority within the periods  
22 prescribed in Section 20-2 which shall be substantially in the  
23 following form:

24 "APPLICATION FOR BALLOT to be voted at the..... election  
25 in the precinct in which is located the residence of the person  
26 for whom this application is made at.....(insert

1 residence address) in the city/village/township of.....  
2 County of..... and State of Illinois.

3 I certify that the following named person.....  
4 (insert name of person) is a member of the United States  
5 Service.

6 I state that said person is a citizen of the United States;  
7 that on (insert date of election) said person shall have  
8 resided in the State of Illinois and in the election precinct  
9 for which this application is made for 30 days; that on the  
10 above date said person shall be the age of 18 years or above;  
11 that said person is lawfully entitled to vote in such precinct  
12 at that election; that said person is a member of the United  
13 States Service, and that in the course of his duties said  
14 person expects to be absent from his county of residence on the  
15 date of holding such election, and that said person will have  
16 no opportunity to vote in person on that day.

17 I hereby make application for an official ballot or  
18 ballots to be voted by said person at such election and said  
19 person agrees that he shall return said ballot or ballots to  
20 the election authority postmarked no later than election day,  
21 for counting no later than during the period for counting  
22 provisional ballots, the last day of which is the 14th day  
23 following election day, or shall destroy said ballot or  
24 ballots.

25 I hereby certify that I am the (mother, father, sister,  
26 brother, husband or wife) of the said elector, and that I am a



1 registered voter in the election precinct for which this  
2 application is made. (Strike all but one that is applicable.)

3 Under penalties as provided by law pursuant to Article 29  
4 of The Election Code, the undersigned certifies that the  
5 statements set forth in this application are true and correct.

6 Name of applicant .....

7 Residence address .....

8 City/village/township.....

9 Service address to which ballot should be mailed:

10 .....

11 .....

12 .....

13 ....."

14 If application is made for a primary election ballot, such  
15 application shall designate the name of the political party  
16 with which the person for whom application is made is  
17 affiliated.

18 Such applications may be obtained from the election  
19 authority having jurisdiction over the voting precinct in  
20 which the person for whom application is made is entitled to  
21 vote.

22 (Source: P.A. 101-270, eff. 1-1-21.)

23 Section 15. The Address Confidentiality for Victims of  
24 Domestic Violence, Sexual Assault, or Stalking Act is amended  
25 by changing Sections 1, 5, 10, 11, 15, 30, 35, and 40 as

1 follows:

2 (750 ILCS 61/1)

3 Sec. 1. Short title. This Act may be cited as the Address  
4 Confidentiality for Victims of Domestic Violence, Sexual  
5 Assault, Human Trafficking, or Stalking Act.

6 (Source: P.A. 101-270, eff. 1-1-21.)

7 (750 ILCS 61/5)

8 Sec. 5. Legislative findings. The General Assembly finds  
9 that persons attempting to escape from actual or threatened  
10 domestic violence, sexual assault, human trafficking, or  
11 stalking frequently establish new addresses in order to  
12 prevent their assailants or probable assailants from finding  
13 them. The purpose of this Act is to enable State and local  
14 agencies to respond to requests for public records without  
15 disclosing the location of a victim of domestic violence,  
16 sexual assault, human trafficking, or stalking, to enable  
17 interagency cooperation with the Attorney General in providing  
18 address confidentiality for victims of domestic violence,  
19 sexual assault, human trafficking, or stalking, and to enable  
20 State and local agencies to accept a program participant's use  
21 of an address designated by the Attorney General as a  
22 substitute mailing address.

23 (Source: P.A. 101-270, eff. 1-1-21.)

1 (750 ILCS 61/10)

2 Sec. 10. Definitions. In this Act, unless the context  
3 otherwise requires:

4 "Address" means a residential street address, school  
5 address, or work address of an individual, as specified on the  
6 individual's application to be a program participant under  
7 this Act.

8 "Program participant" means a person certified as a  
9 program participant under this Act.

10 "Domestic violence" has the same meaning as in the  
11 Illinois Domestic Violence Act of 1986 and includes a threat  
12 of domestic violence against an individual in a domestic  
13 situation, regardless of whether the domestic violence or  
14 threat has been reported to law enforcement officers.

15 "Human trafficking" means the practices set forth in  
16 subsection (b), (c), or (d) of Section 10-9 of the Criminal  
17 Code of 2012, regardless of whether the victim has reported  
18 the trafficking to law enforcement officers.

19 "Sexual assault" has the same meaning as sexual conduct or  
20 sexual penetration as defined in the Civil No Contact Order  
21 Act. "Sexual assault" includes a threat of sexual assault,  
22 regardless of whether the sexual assault or threat has been  
23 reported to law enforcement officers.

24 "Stalking" has the same meaning as in the Stalking No  
25 Contact Order Act. "Stalking" includes a threat of stalking,  
26 regardless of whether the stalking or threat has been reported

1 to law enforcement officers.

2 (Source: P.A. 101-270, eff. 1-1-21.)

3 (750 ILCS 61/11)

4 Sec. 11. Address confidentiality program; administration.  
5 Subject to appropriations for the purposes of this Act, the  
6 Attorney General shall administer an address confidentiality  
7 program for victims of domestic violence, sexual assault,  
8 human trafficking, or stalking.

9 (Source: P.A. 101-270, eff. 1-1-21.)

10 (750 ILCS 61/15)

11 Sec. 15. Address confidentiality program; application;  
12 certification.

13 (a) An adult person, a parent or guardian acting on behalf  
14 of a minor, or a guardian acting on behalf of a person with a  
15 disability, as defined in Article 11a of the Probate Act of  
16 1975, may apply to the Attorney General to have an address  
17 designated by the Attorney General serve as the person's  
18 address or the address of the minor or person with a  
19 disability. The Attorney General shall approve an application  
20 if it is filed in the manner and on the form prescribed by him  
21 or her and if it contains:

22 (1) a sworn statement by the applicant that the  
23 applicant has good reason to believe (i) that the  
24 applicant, or the minor or person with a disability on

1        whose behalf the application is made, is a victim of  
2        domestic violence, sexual assault, human trafficking, or  
3        stalking; and (ii) that the applicant fears for his or her  
4        safety or his or her children's safety, or the safety of  
5        the minor or person with a disability on whose behalf the  
6        application is made;

7            (2) a designation of the Attorney General as agent for  
8        purposes of service of process and receipt of mail;

9            (3) a State ~~the~~ mailing address where the applicant  
10       can be contacted by the Attorney General, and the phone  
11       number or numbers where the applicant can be called by the  
12       Attorney General;

13            (3.5) proof of a State residential street address  
14       where the applicant resides or a signed statement  
15       affirming the applicant's status as homeless in this  
16       State;

17            (4) the new address or addresses that the applicant  
18       requests not be disclosed for the reason that disclosure  
19       will increase the risk of domestic violence, sexual  
20       assault, human trafficking, or stalking; and

21            (5) the signature of the applicant and of any  
22       individual or representative of any office designated in  
23       writing under Section 40 of this Act who assisted in the  
24       preparation of the application, and the date on which the  
25       applicant signed the application.

26        (b) Applications shall be filed with the office of the

1 Attorney General.

2 (c) Upon filing a properly completed application, the  
3 Attorney General shall certify the applicant as a program  
4 participant. Applicants shall be certified for 4 years  
5 following the date of filing unless the certification is  
6 withdrawn or invalidated before that date. The Attorney  
7 General shall by rule establish a renewal procedure.

8 (d) A person who falsely attests in an application that  
9 disclosure of the applicant's address would endanger the  
10 applicant's safety or the safety of the applicant's children  
11 or the minor or incapacitated person on whose behalf the  
12 application is made, or who knowingly provides false or  
13 incorrect information upon making an application, is guilty of  
14 a Class 3 felony.

15 (Source: P.A. 101-270, eff. 1-1-21.)

16 (750 ILCS 61/30)

17 Sec. 30. Voting by program participant; use of designated  
18 address by election authority.

19 (a) A program participant who is otherwise qualified to  
20 vote may register ~~apply~~ to vote by submitting an Illinois  
21 Address Confidentiality Program Voter Registration Application  
22 created by the State Board of Elections to the appropriate  
23 election authority ~~under Article 20 of the Election Code. The~~  
24 ~~program participant shall automatically receive absentee~~  
25 ~~ballots for all elections in the jurisdictions for which that~~

1 ~~individual resides in the same manner as absentee voters who~~  
2 ~~qualify under Article 20 of the Election Code.~~ The State Board  
3 of Elections ~~Attorney General~~ shall adopt rules to ensure the  
4 integrity of the voting process and the confidentiality of the  
5 program participant. Upon request, the ~~The~~ election authority  
6 shall transmit the vote by mail ~~absentee~~ ballot to the program  
7 participant at the address designated by the participant in  
8 his or her application. Neither the name nor the address of a  
9 program participant shall be included in any list of  
10 registered voters available to the public.

11 (b) The election authority may not make the participant's  
12 address contained in voter registration records available for  
13 public inspection or copying except under the following  
14 circumstances:

15 (1) if requested by a law enforcement agency, to the  
16 law enforcement agency; and

17 (2) if directed by a court order, to a person  
18 identified in the order.

19 (Source: P.A. 91-494, eff. 1-1-00.)

20 (750 ILCS 61/35)

21 Sec. 35. Disclosure of address prohibited; exceptions. The  
22 Attorney General may not make a program participant's address,  
23 other than the address designated by the Attorney General,  
24 available for inspection or copying, except under the  
25 following circumstances:

1 (a) if requested by a law enforcement agency, to the law  
2 enforcement agency;

3 (b) if directed by a court order, to a person identified in  
4 the order; and

5 (c) (blank) ~~if certification has been canceled.~~

6 A program participant's address and phone number on file  
7 with the Attorney General are not subject to disclosure under  
8 the Freedom of Information Act.

9 (Source: P.A. 91-494, eff. 1-1-00.)

10 (750 ILCS 61/40)

11 Sec. 40. Assistance for program applicants. The Attorney  
12 General shall designate State and local agencies and nonprofit  
13 agencies that provide counseling and shelter services to  
14 victims of domestic violence, sexual assault, human  
15 trafficking, or stalking to assist persons applying to be  
16 program participants. Any assistance and counseling rendered  
17 by the office of the Attorney General or its designees to  
18 applicants shall in no way be construed as legal advice.

19 (Source: P.A. 101-270, eff. 1-1-21.)