



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB0669

Introduced 1/25/2017, by Sen. Terry Link

SYNOPSIS AS INTRODUCED:

10 ILCS 5/2A-1.2	from Ch. 46, par. 2A-1.2
55 ILCS 5/2-3007	from Ch. 34, par. 2-3007
55 ILCS 5/2-3009	from Ch. 34, par. 2-3009

Amends the Counties Code. Provides that for the 2020 election and thereafter, the chairman of the Lake County board shall be elected by the voters of the county. Provides that an individual seeking election as chairman of the Lake County board may also seek election as a county board member. Amends the Election Code making conforming changes. Effective immediately.

LRB100 07953 AWJ 18027 b

1 AN ACT concerning local government.

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 Section
5 2A-1.2 as follows:

6 (10 ILCS 5/2A-1.2) (from Ch. 46, par. 2A-1.2)

7 Sec. 2A-1.2. Consolidated Schedule of Elections - Offices
8 Designated.

9 (a) At the general election in the appropriate
10 even-numbered years, the following offices shall be filled or
11 shall be on the ballot as otherwise required by this Code:

12 (1) Elector of President and Vice President of the
13 United States;

14 (2) United States Senator and United States
15 Representative;

16 (3) State Executive Branch elected officers;

17 (4) State Senator and State Representative;

18 (5) County elected officers, including State's
19 Attorney, County Board member, County Commissioners, and
20 elected President or elected Chairman of the County Board
21 or County Chief Executive;

22 (6) Circuit Court Clerk;

23 (7) Regional Superintendent of Schools, except in

1 counties or educational service regions in which that
2 office has been abolished;

3 (8) Judges of the Supreme, Appellate and Circuit
4 Courts, on the question of retention, to fill vacancies and
5 newly created judicial offices;

6 (9) (Blank);

7 (10) Trustee of the Metropolitan Sanitary District of
8 Chicago, and elected Trustee of other Sanitary Districts;

9 (11) Special District elected officers, not otherwise
10 designated in this Section, where the statute creating or
11 authorizing the creation of the district requires an annual
12 election and permits or requires election of candidates of
13 political parties.

14 (b) At the general primary election:

15 (1) in each even-numbered year candidates of political
16 parties shall be nominated for those offices to be filled
17 at the general election in that year, except where pursuant
18 to law nomination of candidates of political parties is
19 made by caucus.

20 (2) in the appropriate even-numbered years the
21 political party offices of State central committeeman,
22 township committeeman, ward committeeman, and precinct
23 committeeman shall be filled and delegates and alternate
24 delegates to the National nominating conventions shall be
25 elected as may be required pursuant to this Code. In the
26 even-numbered years in which a Presidential election is to

1 be held, candidates in the Presidential preference primary
2 shall also be on the ballot.

3 (3) in each even-numbered year, where the municipality
4 has provided for annual elections to elect municipal
5 officers pursuant to Section 6(f) or Section 7 of Article
6 VII of the Constitution, pursuant to the Illinois Municipal
7 Code or pursuant to the municipal charter, the offices of
8 such municipal officers shall be filled at an election held
9 on the date of the general primary election, provided that
10 the municipal election shall be a nonpartisan election
11 where required by the Illinois Municipal Code. For partisan
12 municipal elections in even-numbered years, a primary to
13 nominate candidates for municipal office to be elected at
14 the general primary election shall be held on the Tuesday 6
15 weeks preceding that election.

16 (4) in each school district which has adopted the
17 provisions of Article 33 of the School Code, successors to
18 the members of the board of education whose terms expire in
19 the year in which the general primary is held shall be
20 elected.

21 (c) At the consolidated election in the appropriate
22 odd-numbered years, the following offices shall be filled:

23 (1) Municipal officers, provided that in
24 municipalities in which candidates for alderman or other
25 municipal office are not permitted by law to be candidates
26 of political parties, the runoff election where required by

1 law, or the nonpartisan election where required by law,
2 shall be held on the date of the consolidated election; and
3 provided further, in the case of municipal officers
4 provided for by an ordinance providing the form of
5 government of the municipality pursuant to Section 7 of
6 Article VII of the Constitution, such offices shall be
7 filled by election or by runoff election as may be provided
8 by such ordinance;

9 (2) Village and incorporated town library directors;

10 (3) City boards of stadium commissioners;

11 (4) Commissioners of park districts;

12 (5) Trustees of public library districts;

13 (6) Special District elected officers, not otherwise
14 designated in this section, where the statute creating or
15 authorizing the creation of the district permits or
16 requires election of candidates of political parties;

17 (7) Township officers, including township park
18 commissioners, township library directors, and boards of
19 managers of community buildings, and Multi-Township
20 Assessors;

21 (8) Highway commissioners and road district clerks;

22 (9) Members of school boards in school districts which
23 adopt Article 33 of the School Code;

24 (10) The directors and chairman of the Chain O Lakes -
25 Fox River Waterway Management Agency;

26 (11) Forest preserve district commissioners elected

1 under Section 3.5 of the Downstate Forest Preserve District
2 Act;

3 (12) Elected members of school boards, school
4 trustees, directors of boards of school directors,
5 trustees of county boards of school trustees (except in
6 counties or educational service regions having a
7 population of 2,000,000 or more inhabitants) and members of
8 boards of school inspectors, except school boards in school
9 districts that adopt Article 33 of the School Code;

10 (13) Members of Community College district boards;

11 (14) Trustees of Fire Protection Districts;

12 (15) Commissioners of the Springfield Metropolitan
13 Exposition and Auditorium Authority;

14 (16) Elected Trustees of Tuberculosis Sanitarium
15 Districts;

16 (17) Elected Officers of special districts not
17 otherwise designated in this Section for which the law
18 governing those districts does not permit candidates of
19 political parties.

20 (d) At the consolidated primary election in each
21 odd-numbered year, candidates of political parties shall be
22 nominated for those offices to be filled at the consolidated
23 election in that year, except where pursuant to law nomination
24 of candidates of political parties is made by caucus, and
25 except those offices listed in paragraphs (12) through (17) of
26 subsection (c).

1 At the consolidated primary election in the appropriate
2 odd-numbered years, the mayor, clerk, treasurer, and aldermen
3 shall be elected in municipalities in which candidates for
4 mayor, clerk, treasurer, or alderman are not permitted by law
5 to be candidates of political parties, subject to runoff
6 elections to be held at the consolidated election as may be
7 required by law, and municipal officers shall be nominated in a
8 nonpartisan election in municipalities in which pursuant to law
9 candidates for such office are not permitted to be candidates
10 of political parties.

11 At the consolidated primary election in the appropriate
12 odd-numbered years, municipal officers shall be nominated or
13 elected, or elected subject to a runoff, as may be provided by
14 an ordinance providing a form of government of the municipality
15 pursuant to Section 7 of Article VII of the Constitution.

16 (e) (Blank).

17 (f) At any election established in Section 2A-1.1, public
18 questions may be submitted to voters pursuant to this Code and
19 any special election otherwise required or authorized by law or
20 by court order may be conducted pursuant to this Code.

21 Notwithstanding the regular dates for election of officers
22 established in this Article, whenever a referendum is held for
23 the establishment of a political subdivision whose officers are
24 to be elected, the initial officers shall be elected at the
25 election at which such referendum is held if otherwise so
26 provided by law. In such cases, the election of the initial

1 officers shall be subject to the referendum.

2 Notwithstanding the regular dates for election of
3 officials established in this Article, any community college
4 district which becomes effective by operation of law pursuant
5 to Section 6-6.1 of the Public Community College Act, as now or
6 hereafter amended, shall elect the initial district board
7 members at the next regularly scheduled election following the
8 effective date of the new district.

9 (g) At any election established in Section 2A-1.1, if in
10 any precinct there are no offices or public questions required
11 to be on the ballot under this Code then no election shall be
12 held in the precinct on that date.

13 (h) There may be conducted a referendum in accordance with
14 the provisions of Division 6-4 of the Counties Code.

15 (Source: P.A. 89-5, eff. 1-1-96; 89-95, eff. 1-1-96; 89-626,
16 eff. 8-9-96; 90-358, eff. 1-1-98.)

17 Section 10. The Counties Code is amended by changing
18 Section 2-3007 and 2-3009 as follows:

19 (55 ILCS 5/2-3007) (from Ch. 34, par. 2-3007)

20 Sec. 2-3007. Chairman of county board; election and term.
21 Any county board when providing for the reapportionment of its
22 county under this Division may provide that the chairman of the
23 county board shall be elected by the voters of the county
24 rather than by the members of the board, except that the Lake

1 County board shall provide for the election of the chairman by
2 the voters under subsection (c) of Section 2-3009 of this
3 Division. In that event, provision shall be made for the
4 election throughout the county of the chairman of the county
5 board, but in counties over 3,000,000 population no person may
6 be elected to serve as such chairman who has not been elected
7 as a county board member to serve during the same period as the
8 term of office as chairman of the county board to which he or
9 she seeks election. In counties over 300,000 population and
10 under 3,000,000 population, the chairman shall be elected as
11 chairman without having been first elected to the county board.
12 Such chairman shall not vote on any question except to break a
13 tie vote. In all other counties the chairman may either be
14 elected as a county board member or elected as the chairman
15 without having been first elected to the board. Except in
16 counties where the chairman of the county board is elected by
17 the voters of the county and is not required to be a county
18 board member, whether the chairman of the county board is
19 elected by the voters of the county or by the members of the
20 board, he or she shall be elected to a 2 year term. In counties
21 where the chairman of the county board is elected by the voters
22 of the county and is not required to be a county board member,
23 the chairman shall be elected to a 4 year term. In all cases:
24 (i) the term of the chairman of the county board shall commence
25 on the first Monday of the month following the month in which
26 members of the county board are elected, and (ii) no person may

1 simultaneously serve as a member of a county board and the
2 chairman of the same board if the office of chairman is elected
3 by the voters of the county rather than by the members of the
4 board.

5 (Source: P.A. 99-924, eff. 1-20-17.)

6 (55 ILCS 5/2-3009) (from Ch. 34, par. 2-3009)

7 Sec. 2-3009. Terms of board members; vacancies; elections.

8 (a) County board member elections by county board
9 districts. In those counties subject to this Division which
10 elect county board members by county board districts the
11 members shall, no later than 45 days after December 15, 1982,
12 and thereafter no later than September 1 of the year of the
13 next general election following reapportionment, divide the
14 county board districts publicly by lot as equally as possible
15 into 2 groups. Board members or their successors from one group
16 shall be elected for successive terms of 2 years, 4 years and 4
17 years; and members or their successors from the second group
18 shall be elected for successive terms of 4 years, 4 years, and
19 2 years. A county under this subsection may, by ordinance,
20 decide to divide the county board districts into 3 rather than
21 2 groups. If a county adopts an ordinance to this effect, the
22 members of the county board shall divide the county board
23 districts publicly by lot as equally as possible into 3 groups
24 no later than September 1 of the year of the next general
25 election following reapportionment. Board members or their

1 successors from one group shall be elected for successive terms
2 of 2 years, 4 years, and 4 years; members or their successors
3 from the second group shall be elected for successive terms of
4 4 years, 2 years, and 4 years; and members or their successors
5 from the third group shall be elected for successive terms of 4
6 years, 4 years, and 2 years. All terms shall commence on the
7 first Monday of the month following the month of election.

8 (b) County board member elections at large. In those
9 counties which elect county board members at large, under
10 Sections 2-3002 and 2-3006, the members elected in the general
11 election following reapportionment shall, no later than 45 days
12 after taking office, divide themselves publicly by lot as
13 equally as possible into 2 groups. Board members or their
14 successors from one group shall be elected for successive terms
15 of 2 years, 4 years and 4 years; and members or their
16 successors from the second group shall be elected for
17 successive terms of 4 years, 4 years and 2 years. A county
18 under this subsection may, by ordinance, decide to divide the
19 county board members into 3 rather than 2 groups. If a county
20 adopts an ordinance to this effect, the members of the county
21 board elected in the general election following
22 reapportionment shall, no later than 45 days after taking
23 office, divide themselves publicly by lot as equally as
24 possible into 3 groups. Board members or their successors from
25 one group shall be elected for successive terms of 2 years, 4
26 years, and 4 years; members and their successors from the

1 second group shall be elected for successive terms of 4 years,
2 2 years, and 4 years; and members or their successors from the
3 third group shall be elected for successive terms of 4 years, 4
4 years, and 2 years. All terms shall commence on the first
5 Monday of the month following the month of election.

6 (c) Vacancies; time for elections. In counties under
7 subsection (a) or (b), if a vacancy occurs in the office of
8 chairman of the county board, the remaining members of the
9 board shall elect one of the members of the board to serve for
10 the balance of the unexpired term of the chairman.

11 In counties under subsection (a) or (b), the time for the
12 election of county board members and, if applicable, the county
13 board chairman shall be as provided by the general election law
14 ~~for the election of such members.~~

15 For the 2020 election and thereafter, the chairman of the
16 Lake County board shall be elected by the voters of the county.
17 An individual seeking election as chairman of the Lake County
18 board may also seek election as a county board member.

19 (Source: P.A. 86-962; 87-924.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.