



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4436

by Rep. Brad E. Halbrook

SYNOPSIS AS INTRODUCED:

10 ILCS 5/7-10	from Ch. 46, par. 7-10
10 ILCS 5/10-4	from Ch. 46, par. 10-4

Amends the Election Code. Provides that petition sheets shall be neatly bound and deletes a reference to placing the sheets in a pile and fastening them together at one edge in a secure and suitable manner. Further provides that petitions filed that are bound using paper clips, tape, or any similar temporary fastening device shall be found invalid. Makes similar changes to provisions concerning the form of nominating petitions under Article 10 of the Election Code. Effective immediately.

LRB098 15156 MGM 50132 b

1	John Jones	Governor	Belvidere, Ill.
2	Jane James	Lieutenant Governor	Peoria, Ill.
3	Thomas Smith	Attorney General	Oakland, Ill.

4 Name..... Address.....

5 State of Illinois)

6) ss.

7 County of.....)

8 I,, do hereby certify that I reside at No.
 9 street, in the of, county of, and State of
 10, that I am 18 years of age or older, that I am a citizen
 11 of the United States, and that the signatures on this sheet
 12 were signed in my presence, and are genuine, and that to the
 13 best of my knowledge and belief the persons so signing were at
 14 the time of signing the petitions qualified voters of the
 15 party, and that their respective residences are correctly
 16 stated, as above set forth.

17

18 Subscribed and sworn to before me on (insert date).

19

20 Each sheet of the petition other than the statement of
 21 candidacy and candidate's statement shall be of uniform size
 22 and shall contain above the space for signatures an appropriate
 23 heading giving the information as to name of candidate or

1 candidates, in whose behalf such petition is signed; the
2 office, the political party represented and place of residence;
3 and the heading of each sheet shall be the same.

4 Such petition shall be signed by qualified primary electors
5 residing in the political division for which the nomination is
6 sought in their own proper persons only and opposite the
7 signature of each signer, his residence address shall be
8 written or printed. The residence address required to be
9 written or printed opposite each qualified primary elector's
10 name shall include the street address or rural route number of
11 the signer, as the case may be, as well as the signer's county,
12 and city, village or town, and state. However the county or
13 city, village or town, and state of residence of the electors
14 may be printed on the petition forms where all of the electors
15 signing the petition reside in the same county or city, village
16 or town, and state. Standard abbreviations may be used in
17 writing the residence address, including street number, if any.
18 At the bottom of each sheet of such petition shall be added a
19 circulator statement signed by a person 18 years of age or
20 older who is a citizen of the United States, stating the street
21 address or rural route number, as the case may be, as well as
22 the county, city, village or town, and state; and certifying
23 that the signatures on that sheet of the petition were signed
24 in his or her presence and certifying that the signatures are
25 genuine; and either (1) indicating the dates on which that
26 sheet was circulated, or (2) indicating the first and last

1 dates on which the sheet was circulated, or (3) certifying that
2 none of the signatures on the sheet were signed more than 90
3 days preceding the last day for the filing of the petition and
4 certifying that to the best of his or her knowledge and belief
5 the persons so signing were at the time of signing the
6 petitions qualified voters of the political party for which a
7 nomination is sought. Such statement shall be sworn to before
8 some officer authorized to administer oaths in this State.

9 No petition sheet shall be circulated more than 90 days
10 preceding the last day provided in Section 7-12 for the filing
11 of such petition.

12 The person circulating the petition, or the candidate on
13 whose behalf the petition is circulated, may strike any
14 signature from the petition, provided that:

15 (1) the person striking the signature shall initial the
16 petition at the place where the signature is struck; and

17 (2) the person striking the signature shall sign a
18 certification listing the page number and line number of
19 each signature struck from the petition. Such
20 certification shall be filed as a part of the petition.

21 Such sheets before being filed shall be neatly bound
22 ~~fastened together~~ in book form, ~~by placing the sheets in a pile~~
23 ~~and fastening them together at one edge in a secure and~~
24 ~~suitable manner,~~ and the sheets shall then be numbered
25 consecutively. Petitions filed that are bound using paper
26 clips, tape, or any similar temporary fastening device shall be

1 found invalid. The sheets shall not be fastened by pasting them
2 together end to end, so as to form a continuous strip or roll.
3 All petition sheets which are filed with the proper local
4 election officials, election authorities or the State Board of
5 Elections shall be the original sheets which have been signed
6 by the voters and by the circulator thereof, and not
7 photocopies or duplicates of such sheets. Each petition must
8 include as a part thereof, a statement of candidacy for each of
9 the candidates filing, or in whose behalf the petition is
10 filed. This statement shall set out the address of such
11 candidate, the office for which he is a candidate, shall state
12 that the candidate is a qualified primary voter of the party to
13 which the petition relates and is qualified for the office
14 specified (in the case of a candidate for State's Attorney it
15 shall state that the candidate is at the time of filing such
16 statement a licensed attorney-at-law of this State), shall
17 state that he has filed (or will file before the close of the
18 petition filing period) a statement of economic interests as
19 required by the Illinois Governmental Ethics Act, shall request
20 that the candidate's name be placed upon the official ballot,
21 and shall be subscribed and sworn to by such candidate before
22 some officer authorized to take acknowledgment of deeds in the
23 State and shall be in substantially the following form:

24 Statement of Candidacy

25	Name	Address	Office	District	Party
26	John Jones	102 Main St.	Governor	Statewide	Republican

1 Belvidere,
2 Illinois

3 State of Illinois)

4) ss.

5 County of

6 I,, being first duly sworn, say that I reside at
7 Street in the city (or village) of, in the county of,
8 State of Illinois; that I am a qualified voter therein and am a
9 qualified primary voter of the party; that I am a
10 candidate for nomination (for election in the case of
11 committeeman and delegates and alternate delegates) to the
12 office of to be voted upon at the primary election to be
13 held on (insert date); that I am legally qualified (including
14 being the holder of any license that may be an eligibility
15 requirement for the office I seek the nomination for) to hold
16 such office and that I have filed (or I will file before the
17 close of the petition filing period) a statement of economic
18 interests as required by the Illinois Governmental Ethics Act
19 and I hereby request that my name be printed upon the official
20 primary ballot for nomination for (or election to in the case
21 of committeemen and delegates and alternate delegates) such
22 office.

23 Signed

24 Subscribed and sworn to (or affirmed) before me by,
25 who is to me personally known, on (insert date).

1 Signed

2 (Official Character)

3 (Seal, if officer has one.)

4 The petitions, when filed, shall not be withdrawn or added
5 to, and no signatures shall be revoked except by revocation
6 filed in writing with the State Board of Elections, election
7 authority or local election official with whom the petition is
8 required to be filed, and before the filing of such petition.
9 Whoever forges the name of a signer upon any petition required
10 by this Article is deemed guilty of a forgery and on conviction
11 thereof shall be punished accordingly.

12 A candidate for the offices listed in this Section must
13 obtain the number of signatures specified in this Section on
14 his or her petition for nomination.

15 (a) Statewide office or delegate to a national nominating
16 convention. If a candidate seeks to run for statewide office or
17 as a delegate or alternate delegate to a national nominating
18 convention elected from the State at-large, then the
19 candidate's petition for nomination must contain at least 5,000
20 but not more than 10,000 signatures.

21 (b) Congressional office or congressional delegate to a
22 national nominating convention. If a candidate seeks to run for
23 United States Congress or as a congressional delegate or
24 alternate congressional delegate to a national nominating
25 convention elected from a congressional district, then the

1 candidate's petition for nomination must contain at least the
2 number of signatures equal to 0.5% of the qualified primary
3 electors of his or her party in his or her congressional
4 district. In the first primary election following a
5 redistricting of congressional districts, a candidate's
6 petition for nomination must contain at least 600 signatures of
7 qualified primary electors of the candidate's political party
8 in his or her congressional district.

9 (c) County office. If a candidate seeks to run for any
10 countywide office, including but not limited to county board
11 chairperson or county board member, elected on an at-large
12 basis, in a county other than Cook County, then the candidate's
13 petition for nomination must contain at least the number of
14 signatures equal to 0.5% of the qualified electors of his or
15 her party who cast votes at the last preceding general election
16 in his or her county. If a candidate seeks to run for county
17 board member elected from a county board district, then the
18 candidate's petition for nomination must contain at least the
19 number of signatures equal to 0.5% of the qualified primary
20 electors of his or her party in the county board district. In
21 the first primary election following a redistricting of county
22 board districts or the initial establishment of county board
23 districts, a candidate's petition for nomination must contain
24 at least the number of signatures equal to 0.5% of the
25 qualified electors of his or her party in the entire county who
26 cast votes at the last preceding general election divided by

1 the total number of county board districts comprising the
2 county board; provided that in no event shall the number of
3 signatures be less than 25.

4 (d) County office; Cook County only.

5 (1) If a candidate seeks to run for countywide office
6 in Cook County, then the candidate's petition for
7 nomination must contain at least the number of signatures
8 equal to 0.5% of the qualified electors of his or her party
9 who cast votes at the last preceding general election in
10 Cook County.

11 (2) If a candidate seeks to run for Cook County Board
12 Commissioner, then the candidate's petition for nomination
13 must contain at least the number of signatures equal to
14 0.5% of the qualified primary electors of his or her party
15 in his or her county board district. In the first primary
16 election following a redistricting of Cook County Board of
17 Commissioners districts, a candidate's petition for
18 nomination must contain at least the number of signatures
19 equal to 0.5% of the qualified electors of his or her party
20 in the entire county who cast votes at the last preceding
21 general election divided by the total number of county
22 board districts comprising the county board; provided that
23 in no event shall the number of signatures be less than 25.

24 (3) If a candidate seeks to run for Cook County Board
25 of Review Commissioner, which is elected from a district
26 pursuant to subsection (c) of Section 5-5 of the Property

1 Tax Code, then the candidate's petition for nomination must
2 contain at least the number of signatures equal to 0.5% of
3 the total number of registered voters in his or her board
4 of review district in the last general election at which a
5 commissioner was regularly scheduled to be elected from
6 that board of review district. In no event shall the number
7 of signatures required be greater than the requisite number
8 for a candidate who seeks countywide office in Cook County
9 under subsection (d)(1) of this Section. In the first
10 primary election following a redistricting of Cook County
11 Board of Review districts, a candidate's petition for
12 nomination must contain at least 4,000 signatures or at
13 least the number of signatures required for a countywide
14 candidate in Cook County, whichever is less, of the
15 qualified electors of his or her party in the district.

16 (e) Municipal or township office. If a candidate seeks to
17 run for municipal or township office, then the candidate's
18 petition for nomination must contain at least the number of
19 signatures equal to 0.5% of the qualified primary electors of
20 his or her party in the municipality or township. If a
21 candidate seeks to run for alderman of a municipality, then the
22 candidate's petition for nomination must contain at least the
23 number of signatures equal to 0.5% of the qualified primary
24 electors of his or her party of the ward. In the first primary
25 election following redistricting of aldermanic wards or
26 trustee districts of a municipality or the initial

1 establishment of wards or districts, a candidate's petition for
2 nomination must contain the number of signatures equal to at
3 least 0.5% of the total number of votes cast for the candidate
4 of that political party who received the highest number of
5 votes in the entire municipality at the last regular election
6 at which an officer was regularly scheduled to be elected from
7 the entire municipality, divided by the number of wards or
8 districts. In no event shall the number of signatures be less
9 than 25.

10 (f) State central committeeperson. If a candidate seeks to
11 run for State central committeeperson, then the candidate's
12 petition for nomination must contain at least 100 signatures of
13 the primary electors of his or her party of his or her
14 congressional district.

15 (g) Sanitary district trustee. If a candidate seeks to run
16 for trustee of a sanitary district in which trustees are not
17 elected from wards, then the candidate's petition for
18 nomination must contain at least the number of signatures equal
19 to 0.5% of the primary electors of his or her party from the
20 sanitary district. If a candidate seeks to run for trustee of a
21 sanitary district in which trustees are elected from wards,
22 then the candidate's petition for nomination must contain at
23 least the number of signatures equal to 0.5% of the primary
24 electors of his or her party in the ward of that sanitary
25 district. In the first primary election following
26 redistricting of sanitary districts elected from wards, a

1 candidate's petition for nomination must contain at least the
2 signatures of 150 qualified primary electors of his or her ward
3 of that sanitary district.

4 (h) Judicial office. If a candidate seeks to run for
5 judicial office in a district, then the candidate's petition
6 for nomination must contain the number of signatures equal to
7 0.4% of the number of votes cast in that district for the
8 candidate for his or her political party for the office of
9 Governor at the last general election at which a Governor was
10 elected, but in no event less than 500 signatures. If a
11 candidate seeks to run for judicial office in a circuit or
12 subcircuit, then the candidate's petition for nomination must
13 contain the number of signatures equal to 0.25% of the number
14 of votes cast for the judicial candidate of his or her
15 political party who received the highest number of votes at the
16 last general election at which a judicial officer from the same
17 circuit or subcircuit was regularly scheduled to be elected,
18 but in no event less than 1,000 signatures in circuits and
19 subcircuits located in the First Judicial District or 500
20 signatures in every other Judicial District.

21 (i) Precinct, ward, and township committeeperson. If a
22 candidate seeks to run for precinct committeeperson, then the
23 candidate's petition for nomination must contain at least 10
24 signatures of the primary electors of his or her party for the
25 precinct. If a candidate seeks to run for ward committeeperson,
26 then the candidate's petition for nomination must contain no

1 less than the number of signatures equal to 10% of the primary
2 electors of his or her party of the ward, but no more than 16%
3 of those same electors; provided that the maximum number of
4 signatures may be 50 more than the minimum number, whichever is
5 greater. If a candidate seeks to run for township
6 committeeperson, then the candidate's petition for nomination
7 must contain no less than the number of signatures equal to 5%
8 of the primary electors of his or her party of the township,
9 but no more than 8% of those same electors; provided that the
10 maximum number of signatures may be 50 more than the minimum
11 number, whichever is greater.

12 (j) State's attorney or regional superintendent of schools
13 for multiple counties. If a candidate seeks to run for State's
14 attorney or regional Superintendent of Schools who serves more
15 than one county, then the candidate's petition for nomination
16 must contain at least the number of signatures equal to 0.5% of
17 the primary electors of his or her party in the territory
18 comprising the counties.

19 (k) Any other office. If a candidate seeks any other
20 office, then the candidate's petition for nomination must
21 contain at least the number of signatures equal to 0.5% of the
22 registered voters of the political subdivision, district, or
23 division for which the nomination is made or 25 signatures,
24 whichever is greater.

25 For purposes of this Section the number of primary electors
26 shall be determined by taking the total vote cast, in the

1 applicable district, for the candidate for that political party
2 who received the highest number of votes, statewide, at the
3 last general election in the State at which electors for
4 President of the United States were elected. For political
5 subdivisions, the number of primary electors shall be
6 determined by taking the total vote cast for the candidate for
7 that political party who received the highest number of votes
8 in the political subdivision at the last regular election at
9 which an officer was regularly scheduled to be elected from
10 that subdivision. For wards or districts of political
11 subdivisions, the number of primary electors shall be
12 determined by taking the total vote cast for the candidate for
13 that political party who received the highest number of votes
14 in the ward or district at the last regular election at which
15 an officer was regularly scheduled to be elected from that ward
16 or district.

17 A "qualified primary elector" of a party may not sign
18 petitions for or be a candidate in the primary of more than one
19 party.

20 The changes made to this Section of this amendatory Act of
21 the 93rd General Assembly are declarative of existing law,
22 except for item (3) of subsection (d).

23 Petitions of candidates for nomination for offices herein
24 specified, to be filed with the same officer, may contain the
25 names of 2 or more candidates of the same political party for
26 the same or different offices. In the case of the offices of

1 Governor and Lieutenant Governor, a joint petition including
2 one candidate for each of those offices must be filed.

3 (Source: P.A. 96-1018, eff. 1-1-11; 97-81, eff. 7-5-11.)

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

5 Sec. 10-4. Form of petition for nomination. All petitions
6 for nomination under this Article 10 for candidates for public
7 office in this State, shall in addition to other requirements
8 provided by law, be as follows: Such petitions shall consist of
9 sheets of uniform size and each sheet shall contain, above the
10 space for signature, an appropriate heading, giving the
11 information as to name of candidate or candidates in whose
12 behalf such petition is signed; the office; the party; place of
13 residence; and such other information or wording as required to
14 make same valid, and the heading of each sheet shall be the
15 same. Such petition shall be signed by the qualified voters in
16 their own proper persons only, and opposite the signature of
17 each signer his residence address shall be written or printed.
18 The residence address required to be written or printed
19 opposite each qualified primary elector's name shall include
20 the street address or rural route number of the signer, as the
21 case may be, as well as the signer's county, and city, village
22 or town, and state. However, the county or city, village or
23 town, and state of residence of such electors may be printed on
24 the petition forms where all of the ~~such~~ electors signing the
25 petition reside in the same county or city, village or town,

1 and state. Standard abbreviations may be used in writing the
2 residence address, including street number, if any. No
3 signature shall be valid or be counted in considering the
4 validity or sufficiency of such petition unless the
5 requirements of this Section are complied with. At the bottom
6 of each sheet of such petition shall be added a circulator's
7 statement, signed by a person 18 years of age or older who is a
8 citizen of the United States; stating the street address or
9 rural route number, as the case may be, as well as the county,
10 city, village or town, and state; certifying that the
11 signatures on that sheet of the petition were signed in his or
12 her presence; certifying that the signatures are genuine; and
13 either (1) indicating the dates on which that sheet was
14 circulated, or (2) indicating the first and last dates on which
15 the sheet was circulated, or (3) certifying that none of the
16 signatures on the sheet were signed more than 90 days preceding
17 the last day for the filing of the petition; and certifying
18 that to the best of his knowledge and belief the persons so
19 signing were at the time of signing the petition duly
20 registered voters under Articles 4, 5 or 6 of the Code of the
21 political subdivision or district for which the candidate or
22 candidates shall be nominated, and certifying that their
23 respective residences are correctly stated therein. Such
24 statement shall be sworn to before some officer authorized to
25 administer oaths in this State. No petition sheet shall be
26 circulated more than 90 days preceding the last day provided in

1 Section 10-6 for the filing of such petition. Such sheets,
2 before being presented to the electoral board or filed with the
3 proper officer of the electoral district or division of the
4 state or municipality, as the case may be, shall be neatly
5 bound ~~fastened together~~ in book form, ~~by placing the sheets in~~
6 ~~a pile and fastening them together at one edge in a secure and~~
7 ~~suitable manner,~~ and the sheets shall then be numbered
8 consecutively. Petitions filed that are bound using paper
9 clips, tape, or any similar temporary fastening device shall be
10 found invalid. The sheets shall not be fastened by pasting them
11 together end to end, so as to form a continuous strip or roll.
12 All petition sheets which are filed with the proper local
13 election officials, election authorities or the State Board of
14 Elections shall be the original sheets which have been signed
15 by the voters and by the circulator, and not photocopies or
16 duplicates of such sheets. A petition, when presented or filed,
17 shall not be withdrawn, altered, or added to, and no signature
18 shall be revoked except by revocation in writing presented or
19 filed with the officers or officer with whom the petition is
20 required to be presented or filed, and before the presentment
21 or filing of such petition. Whoever forges any name of a signer
22 upon any petition shall be deemed guilty of a forgery, and on
23 conviction thereof, shall be punished accordingly. The word
24 "petition" or "petition for nomination", as used herein, shall
25 mean what is sometimes known as nomination papers, in
26 distinction to what is known as a certificate of nomination.

1 The words "political division for which the candidate is
2 nominated", or its equivalent, shall mean the largest political
3 division in which all qualified voters may vote upon such
4 candidate or candidates, as the state in the case of state
5 officers; the township in the case of township officers et
6 cetera. Provided, further, that no person shall circulate or
7 certify petitions for candidates of more than one political
8 party, or for an independent candidate or candidates in
9 addition to one political party, to be voted upon at the next
10 primary or general election, or for such candidates and parties
11 with respect to the same political subdivision at the next
12 consolidated election.

13 (Source: P.A. 91-57, eff. 6-30-99; 92-129, eff. 7-20-01;
14 revised 9-4-13.)

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.