

HB0495



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB0495

by Rep. Tom Demmer

SYNOPSIS AS INTRODUCED:

10 ILCS 5/21-1

from Ch. 46, par. 21-1

Amends the Election Code. Provides that electors of President and Vice-President of the United States shall be chosen by congressional district. Effective immediately.

LRB100 06908 MLM 16958 b

A BILL FOR

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 Section
5 21-1 as follows:

6 (10 ILCS 5/21-1) (from Ch. 46, par. 21-1)

7 Sec. 21-1. Choosing and election of electors of President
8 and Vice-President of the United States shall be in the
9 following manner:

10 (a) In each year in which a President and Vice-President of
11 the United States are chosen, each political party or group in
12 this State shall choose by its State Convention or State
13 central committee one elector ~~electors~~ of President and
14 Vice-President of the United States from each congressional
15 district and such State Convention or State central committee
16 of such party or group shall also choose 2 electors at large,
17 if any are to be appointed for this State and such State
18 Convention or State central committee of such party or group
19 shall by its chairman and secretary certify the total list of
20 such electors together with electors at large so chosen to the
21 State Board of Elections.

22 The filing of such certificate with the Board, of such
23 choosing of electors shall be deemed and taken to be the

1 choosing and selection of the electors for the individual
2 congressional districts of this State, if such party or group
3 is successful at the polls in the individual congressional
4 district as herein provided in choosing their candidates for
5 President and Vice-President of the United States.

6 (b) The names of the candidates of the several political
7 parties or groups for electors of President and Vice-President
8 shall not be printed on the official ballot to be voted in the
9 election to be held on the day in this Act above named. In lieu
10 of the names of the candidates for such electors of President
11 and Vice-President, immediately under the appellation of party
12 name of a party or group in the column of its candidates on the
13 official ballot, to be voted at said election first above named
14 in subsection (1) of Section 2A-1.2 and Section 2A-2, there
15 shall be printed within a bracket the name of the candidate for
16 President and the name of the candidate for Vice-President of
17 such party or group with a square to the left of such bracket.
18 Each voter in this State from the several lists or sets of
19 electors so chosen and selected by the said respective
20 political parties or groups, may choose and elect an elector
21 ~~one of such lists or sets of electors~~ by placing a cross in the
22 square to the left of the bracket aforesaid of one of such
23 parties or groups. Placing a cross within the square before the
24 bracket enclosing the names of President and Vice-President
25 shall not be deemed and taken as a direct vote for such
26 candidates for President and Vice-President, or either of them,

1 but shall only be deemed and taken to be a vote for the elector
2 ~~entire list or set of electors~~ chosen by that political party
3 or group for that congressional district so certified to the
4 State Board of Elections as herein provided. Voting by means of
5 placing a cross in the appropriate place preceding the
6 appellation or title of the particular political party or
7 group, shall not be deemed or taken as a direct vote for the
8 candidates for President and Vice-President, or either of them,
9 but instead to the Presidential vote, as a vote for the elector
10 ~~entire list or set of electors~~ chosen by that political party
11 or group so certified to the State Board of Elections as herein
12 provided.

13 (c) Such certification by the respective political parties
14 or groups in this State of electors of President and
15 Vice-President shall be made to the State Board of Elections
16 within 2 days after such State convention or meeting of the
17 State central committee in which the electors were chosen.

18 (d) Should more than one certificate of choice and
19 selection of electors of the same political party or group be
20 filed by contesting conventions or contesting groups, it shall
21 be the duty of the State Board of Elections within 10 days
22 after the adjournment of the last of such conventions to meet
23 and determine which set of nominees for electors of such party
24 or group was chosen and selected by the authorized convention
25 of such party or group. The Board, after notice to the chairman
26 and secretaries or managers of the conventions or groups and

1 after a hearing shall determine which elector ~~set of electors~~
2 was so chosen for each congressional district by the authorized
3 convention and shall so announce and publish the fact, and such
4 decision shall be final and the set of electors so determined
5 upon by the electoral board to be so chosen shall be the list
6 or set of electors to be deemed elected if that party shall be
7 successful at the polls in each congressional district, as
8 herein provided.

9 (e) Should a vacancy occur in the choice of an elector in a
10 congressional district, such vacancy may be filled by the
11 executive committee of the party or group for such
12 congressional district, to be certified by such committee to
13 the State Board of Elections. Should a vacancy occur in the
14 office of elector at large, such vacancy shall be filled by the
15 State committee of such political party or group, and certified
16 by it to the State Board of Elections.

17 (f) Each congressional district presidential elector shall
18 cast his or her ballot for the Presidential and Vice
19 Presidential candidate who received the highest number of votes
20 in his or her congressional district.

21 (Source: P.A. 99-522, eff. 6-30-16.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.