

HB3519



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3519

by Rep. Tim Butler

SYNOPSIS AS INTRODUCED:

10 ILCS 5/1-3

from Ch. 46, par. 1-3

Amends the Election Code. In the definition of "signature", includes a named signed in ink or signed in digitized form (rather than a name signed in ink or in digitized form). Effective immediately.

LRB100 06967 MLM 17018 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 1-3 as follows:

6 (10 ILCS 5/1-3) (from Ch. 46, par. 1-3)

7 Sec. 1-3. As used in this Act, unless the context otherwise
8 requires:

9 1. "Election" includes the submission of all questions of
10 public policy, propositions, and all measures submitted to
11 popular vote, and includes primary elections when so indicated
12 by the context.

13 2. "Regular election" means the general, general primary,
14 consolidated and consolidated primary elections regularly
15 scheduled in Article 2A. The even numbered year municipal
16 primary established in Article 2A is a regular election only
17 with respect to those municipalities in which a primary is
18 required to be held on such date.

19 3. "Special election" means an election not regularly
20 recurring at fixed intervals, irrespective of whether it is
21 held at the same time and place and by the same election
22 officers as a regular election.

23 4. "General election" means the biennial election at which

1 members of the General Assembly are elected. "General primary
2 election", "consolidated election" and "consolidated primary
3 election" mean the respective elections or the election dates
4 designated and established in Article 2A of this Code.

5 5. "Municipal election" means an election or primary,
6 either regular or special, in cities, villages, and
7 incorporated towns; and "municipality" means any such city,
8 village or incorporated town.

9 6. "Political or governmental subdivision" means any unit
10 of local government, or school district in which elections are
11 or may be held. "Political or governmental subdivision" also
12 includes, for election purposes, Regional Boards of School
13 Trustees, and Township Boards of School Trustees.

14 7. The word "township" and the word "town" shall apply
15 interchangeably to the type of governmental organization
16 established in accordance with the provisions of the Township
17 Code. The term "incorporated town" shall mean a municipality
18 referred to as an incorporated town in the Illinois Municipal
19 Code, as now or hereafter amended.

20 8. "Election authority" means a county clerk or a Board of
21 Election Commissioners.

22 9. "Election Jurisdiction" means (a) an entire county, in
23 the case of a county in which no city board of election
24 commissioners is located or which is under the jurisdiction of
25 a county board of election commissioners; (b) the territorial
26 jurisdiction of a city board of election commissioners; and (c)

1 the territory in a county outside of the jurisdiction of a city
2 board of election commissioners. In each instance election
3 jurisdiction shall be determined according to which election
4 authority maintains the permanent registration records of
5 qualified electors.

6 10. "Local election official" means the clerk or secretary
7 of a unit of local government or school district, as the case
8 may be, the treasurer of a township board of school trustees,
9 and the regional superintendent of schools with respect to the
10 various school officer elections and school referenda for which
11 the regional superintendent is assigned election duties by The
12 School Code, as now or hereafter amended.

13 11. "Judges of election", "primary judges" and similar
14 terms, as applied to cases where there are 2 sets of judges,
15 when used in connection with duties at an election during the
16 hours the polls are open, refer to the team of judges of
17 election on duty during such hours; and, when used with
18 reference to duties after the closing of the polls, refer to
19 the team of tally judges designated to count the vote after the
20 closing of the polls and the holdover judges designated
21 pursuant to Section 13-6.2 or 14-5.2. In such case, where,
22 after the closing of the polls, any act is required to be
23 performed by each of the judges of election, it shall be
24 performed by each of the tally judges and by each of the
25 holdover judges.

26 12. "Petition" of candidacy as used in Sections 7-10 and

1 7-10.1 shall consist of a statement of candidacy, candidate's
2 statement containing oath, and sheets containing signatures of
3 qualified primary electors bound together.

4 13. "Election district" and "precinct", when used with
5 reference to a 30-day residence requirement, means the smallest
6 constituent territory in which electors vote as a unit at the
7 same polling place in any election governed by this Act.

8 14. "District" means any area which votes as a unit for the
9 election of any officer, other than the State or a unit of
10 local government or school district, and includes, but is not
11 limited to, legislative, congressional and judicial districts,
12 judicial circuits, county board districts, municipal and
13 sanitary district wards, school board districts, and
14 precincts.

15 15. "Question of public policy" or "public question" means
16 any question, proposition or measure submitted to the voters at
17 an election dealing with subject matter other than the
18 nomination or election of candidates and shall include, but is
19 not limited to, any bond or tax referendum, and questions
20 relating to the Constitution.

21 16. "Ordinance providing the form of government of a
22 municipality or county pursuant to Article VII of the
23 Constitution" includes ordinances, resolutions and petitions
24 adopted by referendum which provide for the form of government,
25 the officers or the manner of selection or terms of office of
26 officers of such municipality or county, pursuant to the

1 provisions of Sections 4, 6 or 7 of Article VII of the
2 Constitution.

3 17. "List" as used in Sections 4-11, 4-22, 5-14, 5-29,
4 6-60, and 6-66 shall include a computer tape or computer disc
5 or other electronic data processing information containing
6 voter information.

7 18. "Accessible" means accessible to persons with
8 disabilities and elderly individuals for the purpose of voting
9 or registration, as determined by rule of the State Board of
10 Elections.

11 19. "Elderly" means 65 years of age or older.

12 20. "Person with a disability" means a person having a
13 temporary or permanent physical disability.

14 21. "Leading political party" means one of the two
15 political parties whose candidates for governor at the most
16 recent three gubernatorial elections received either the
17 highest or second highest average number of votes. The
18 political party whose candidates for governor received the
19 highest average number of votes shall be known as the first
20 leading political party and the political party whose
21 candidates for governor received the second highest average
22 number of votes shall be known as the second leading political
23 party.

24 22. "Business day" means any day in which the office of an
25 election authority, local election official or the State Board
26 of Elections is open to the public for a minimum of 7 hours.

1 23. "Homeless individual" means any person who has a
2 nontraditional residence, including, but not limited to, a
3 shelter, day shelter, park bench, street corner, or space under
4 a bridge.

5 24. "Signature" means a name signed in ink or signed in
6 digitized form. This definition does not apply to a nominating
7 or candidate petition or a referendum petition.

8 25. "Intelligent mail barcode tracking system" means a
9 printed trackable barcode attached to the return business reply
10 envelope for mail-in ballots under Article 19 or Article 20
11 that allows an election authority to determine the date the
12 envelope was mailed in absence of a postmark.

13 (Source: P.A. 99-143, eff. 7-27-15; 99-522, eff. 6-30-16.)

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