



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB3526

Introduced 2/16/2018, by Sen. Steve Stadelman - Dave Syverson

SYNOPSIS AS INTRODUCED:

10 ILCS 5/11-2

from Ch. 46, par. 11-2

Amends the Election Code. Provides that the County Board in each county, except in counties having a population of 200,000 (rather than 3,000,000) inhabitants or over, shall, at its regular meeting in June, divide its election precincts which contain more than 800 voters, into election districts so that each district shall contain, as near as may be practicable, 500 voters, and not more in any case than 800. Provides that in counties having a population between 200,000 and 3,000,000 inhabitants, the County Board shall, at its regular meeting in June, divide its election precincts which contain more than 4,000 voters, into election districts so that each district shall contain, as near as may be practicable, 2,000 voters, and not more, in any case, than 2,500 voters.

LRB100 20212 MJP 35497 b

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 11-2 as follows:

6 (10 ILCS 5/11-2) (from Ch. 46, par. 11-2)

7 Sec. 11-2. The County Board in each county, except in
8 counties having a population of 200,000 ~~3,000,000~~ inhabitants
9 or over, shall, at its regular meeting in June, divide its
10 election precincts which contain more than 800 voters, into
11 election districts so that each district shall contain, as near
12 as may be practicable, 500 voters, and not more in any case
13 than 800. Whenever the County Board ascertains that any
14 election precinct contains more than 600 registered voters, it
15 may divide such precinct, at its regular meeting in June, into
16 election precincts so that each precinct shall contain, as
17 nearly as may be practicable, 500 voters. In counties having a
18 population between 200,000 and 3,000,000 inhabitants, the
19 County Board shall, at its regular meeting in June, divide its
20 election precincts which contain more than 4,000 voters, into
21 election districts so that each district shall contain, as near
22 as may be practicable, 2,000 voters, and not more, in any case,
23 than 2,500 voters. Insofar as is practicable, each precinct

1 shall be situated within a single congressional, legislative
2 and representative district and in not more than one County
3 Board district and one municipal ward. In order to situate each
4 precinct within a single district or ward, the County Board
5 shall change the boundaries of election precincts after each
6 decennial census as soon as is practicable following the
7 completion of congressional and legislative redistricting. In
8 determining whether a division of precincts should be made, the
9 county board may anticipate increased voter registration in any
10 precinct in which there is in progress new construction of
11 dwelling units which will be occupied by voters more than 30
12 days before the next election. Each district shall be composed
13 of contiguous territory in as compact form as can be for the
14 convenience of the electors voting therein. The several county
15 boards in establishing districts shall describe them by metes
16 and bounds and number them. And so often thereafter as it shall
17 appear by the number of votes cast at the general election held
18 in November of any year, that any election district or
19 undivided election precinct contains more than 800 voters, the
20 County Board of the county in which the district or precinct
21 may be, shall at its regular meeting in June, or an adjourned
22 meeting in July next, after such November election, redivide or
23 readjust such election district or election precinct, so that
24 no district or election precinct shall contain more than the
25 number of votes above specified. If for any reason the County
26 Board fails in any year to redivide or readjust the election

1 districts or election precinct, then the districts or precincts
2 as then existing shall continue until the next regular June
3 meeting of the County Board; at which regular June meeting or
4 an adjourned meeting in July the County Board shall redivide or
5 readjust the election districts or election precincts in manner
6 as herein required. When at any meeting of the County Board any
7 redivision, readjustment or change in name or number of
8 election districts or election precincts is made by the County
9 Board, the County Clerk shall immediately notify the State
10 Board of Elections of such redivision, readjustment or change.
11 The County Board in every case shall fix and establish the
12 places for holding elections in its respective county and all
13 elections shall be held at the places so fixed. The polling
14 places shall in all cases be upon the ground floor in the front
15 room, the entrance to which is in a highway or public street
16 which is at least 40 feet wide, and is as near the center of the
17 voting population of the precinct as is practicable, and for
18 the convenience of the greatest number of electors to vote
19 thereat; provided, however, where the County Board is unable to
20 secure a suitable polling place within the boundaries of a
21 precinct, it may select a polling place at the most
22 conveniently located suitable place outside the precinct; but
23 in no case shall an election be held in any room used or
24 occupied as a saloon, dramshop, bowling alley or as a place of
25 resort for idlers and disreputable persons, billiard hall or in
26 any room connected therewith by doors or hallways. No person

1 shall be permitted to vote at any election except at the
2 polling place for the precinct in which he resides, except as
3 otherwise provided in this Section or Article 19 of this Act.
4 In counties having a population of 3,000,000 inhabitants or
5 over the County Board shall divide its election precincts and
6 shall fix and establish places for holding elections as
7 hereinbefore provided during the month of January instead of at
8 its regular meeting in June or at an adjourned meeting in July.

9 However, in the event that additional divisions of election
10 precincts are indicated after a division made by the County
11 Board in the month of January, such additional divisions may be
12 made by the County Board in counties having a population of
13 3,000,000 inhabitants or over, at the regular meeting in June
14 or at adjourned meeting in July. The county board of such
15 county may divide or readjust precincts at any meeting of the
16 county board when the voter registration in a precinct has
17 increased beyond 800 and an election is scheduled before the
18 next regular January or June meeting of the county board.

19 When in any city, village or incorporated town territory
20 has been annexed thereto or disconnected therefrom, which
21 annexation or disconnection becomes effective after election
22 precincts or election districts have been established as above
23 provided in this Section, the clerk of the municipality shall
24 inform the county clerk thereof as provided in Section 4-21,
25 5-28.1, or 6-31.1, whichever is applicable. In the event that a
26 regular meeting of the County Board is to be held after such

1 notification and before any election, the County Board shall,
2 at its next regular meeting establish new election precinct
3 lines in affected territory. In the event that no regular
4 meeting of the County Board is to be held before such election
5 the county clerk shall, within 5 days after being so informed,
6 call a special meeting of the county board on a day fixed by
7 him not more than 20 days thereafter for the purpose of
8 establishing election precincts or election districts in the
9 affected territory for the ensuing elections.

10 At any consolidated primary or consolidated election at
11 which municipal officers are to be elected, and at any
12 emergency referendum at which a public question relating to a
13 municipality is to be voted on, notwithstanding any other
14 provision of this Code, the election authority shall establish
15 a polling place within such municipality, upon the request of
16 the municipal council or board of trustees at least 60 days
17 before the election and provided that the municipality provides
18 a suitable polling place. To accomplish this purpose, the
19 election authority may establish an election precinct
20 constituting a single municipality of under 500 population for
21 all elections, notwithstanding the minimum precinct size
22 otherwise specified herein.

23 Notwithstanding the above, when there are no more than 50
24 registered voters in a precinct who are entitled to vote in a
25 local government or school district election, the election
26 authority having jurisdiction over the precinct is authorized

1 to reassign such voters to one or more polling places in
2 adjacent precincts, within or without the election authority's
3 jurisdiction, for that election. For the purposes of such local
4 government or school district election only, the votes of the
5 reassigned voters shall be tallied and canvassed as votes from
6 the precinct of the polling place to which such voters have
7 been reassigned. The election authority having jurisdiction
8 over the precinct shall approve all administrative and polling
9 place procedures. Such procedures shall take into account voter
10 convenience, and ensure that the integrity of the election
11 process is maintained and that the secrecy of the ballot is not
12 violated.

13 Except in the event of a fire, flood or total loss of heat
14 in a place fixed or established by any county board or election
15 authority pursuant to this Section as a polling place for an
16 election, no election authority shall change the location of a
17 polling place so established for any precinct after notice of
18 the place of holding the election for that precinct has been
19 given as required under Article 12 unless the election
20 authority notifies all registered voters in the precinct of the
21 change in location by first class mail in sufficient time for
22 such notice to be received by the registered voters in the
23 precinct at least one day prior to the date of the election.

24 The provisions of this Section apply to all precincts,
25 including those where voting machines or electronic voting
26 systems are used.

1 (Source: P.A. 86-867.)