



Rep. Robert Martwick

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LRB101 05124 AXK 60590 a

1 AMENDMENT TO HOUSE BILL 827

2 AMENDMENT NO. _____. Amend House Bill 827 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Public Community College Act is amended by
5 changing Sections 7-1, 7-2, and 7-3 and by adding Sections
6 7-2.1, 7-2.2, and 7-2.3 as follows:

7 (110 ILCS 805/7-1) (from Ch. 122, par. 107-1)

8 Sec. 7-1. This Article applies only to community college
9 districts in cities having a population of 500,000 or more
10 inhabitants. Each such community college district shall
11 maintain a system of community colleges under the charge of a
12 board, ~~which is appointed~~ as provided in Section 7-2. Except as
13 otherwise provided in this Article, such a community college
14 district and its board have all the rights, duties, powers and
15 responsibilities and are subject to the same limitations as are
16 provided for other community college districts in this Act, as

1 now or hereafter amended.

2 (Source: P.A. 78-669.)

3 (110 ILCS 805/7-2) (from Ch. 122, par. 107-2)

4 Sec. 7-2. (a) This subsection (a) applies until May 9,
5 2023. The board shall consist of 7 members, appointed by the
6 mayor with the approval of the city council. Prior to the
7 expiration of the term of any member his successor shall be
8 appointed in like manner and shall hold office for a term of 3
9 years from July 1 of the year in which he is appointed and
10 until his successor is appointed and qualified. Any vacancy in
11 the membership of the board shall be filled through appointment
12 by the mayor, with the approval of the city council, for the
13 unexpired term. If any appointee fails to qualify within 30
14 days after his appointment, the office shall be filled by a new
15 appointment for the unexpired term. To be eligible for
16 appointment to a board under this Section, a person must
17 possess the same qualifications and meet the same requirements
18 as are prescribed by this Act for members of an elected board
19 of a community college district.

20 (b) Notwithstanding the provisions of Section 3-7 of this
21 Act, the terms of all members of the board appointed under
22 subsection (a) are abolished when the new board, consisting of
23 21 members, is elected by the electors of the community college
24 district as provided in this subsection (b) and takes office.

25 Beginning with the 2023 consolidated election, each member

1 shall be elected for a term of 4 years and until the member's
2 successor is elected and has qualified. After the 2023
3 consolidated election, each member shall be elected for a term
4 of 4 years, commencing on the second Tuesday in May of the year
5 in which the member is elected, and until the member's
6 successor is elected and has qualified. For purposes of
7 elections conducted pursuant to this subsection (b), the City
8 of Chicago shall be subdivided into 20 trustee districts by the
9 General Assembly for seats on the board, as provided under
10 Section 7-2.3 of this Act. Each district shall be represented
11 by a member, and one member shall be elected at large and serve
12 as the president of the board. To be eligible for election or
13 appointment to a board under this Section, a person must
14 possess the same qualifications and meet the same requirements
15 as are prescribed by this Act for members of an elected board
16 of a community college district. A person is ineligible for
17 election or appointment to a board under this Section if that
18 person is an employee of a community college district within
19 the city.

20 (c) No member shall have or be an employee or owner of a
21 company that has a contract with a community college within the
22 city. No former officer, member, or employee of the board
23 shall, within a period of one year immediately after
24 termination of service on the board, knowingly accept
25 employment or receive compensation or fees for services from a
26 person or entity if the officer, member, or employee, during

1 the year immediately preceding termination of service on the
2 board, participated personally and substantially in the award
3 of contracts with the board, community college district, or
4 community colleges within the city, or the issuance of contract
5 change orders with the board or the community college district,
6 or community college within the city, with a cumulative value
7 of \$25,000 or more to the person, the entity, or the entity's
8 parent or subsidiary.

9 (d) Whenever a vacancy occurs, the remaining members shall
10 fill the vacancy, and the person so appointed shall serve until
11 a successor is elected at the next regular election for board
12 members and is certified in accordance with Sections 22-17 and
13 22-18 of the Election Code. If the remaining members fail to
14 fill the vacancy within 60 days after the vacancy occurs, the
15 chairman of the State Board shall fill that vacancy, and the
16 person so appointed shall serve until a successor is elected at
17 the next regular election for board members and is certified in
18 accordance with Sections 22-17 and 22-18 of the Election Code.
19 The person appointed to fill a vacancy shall have the same
20 residential qualifications as his or her predecessor in office
21 was required to have. However, in either instance, if the
22 vacancy occurs with more than 28 months remaining until the
23 term expires, the appointed member shall serve only until a
24 successor is elected and qualified at the next scheduled
25 election.

26 (Source: P.A. 78-669.)

1 (110 ILCS 805/7-2.1 new)

2 Sec. 7-2.1. Nomination petitions. Notwithstanding Section
3 3-7.10 of this Act, in addition to the requirements of the
4 general election law, the form of petitions under this Section
5 shall be substantially as follows:

6 NOMINATING PETITIONS

7 (LEAVE OUT THE INAPPLICABLE PART.)

8 To the Board of Election Commissioners for the City of
9 Chicago:

10 We the undersigned, being (.... or more) of the voters
11 residing within said district, hereby petition that who
12 resides at in the City of Chicago shall be a candidate for
13 the office of of the Board of Trustees of the City
14 Colleges of Chicago, Illinois Community College District No.
15 508, (full term) (vacancy) to be voted for at the election to
16 be held on (insert date).

17 Name: Address:

18 In the designation of the name of a candidate on a petition
19 for nomination, the candidate's given name or names, initial or
20 initials, a nickname by which the candidate is commonly known,
21 or a combination thereof may be used in addition to the
22 candidate's surname. If a candidate has changed his or her
23 name, whether by a statutory or common law procedure in
24 Illinois or any other jurisdiction, within 3 years before the
25 last day for filing the petition, then (i) the candidate's name

1 on the petition must be followed by "formerly known as (list
2 all prior names during the 3-year period) until name changed on
3 (list date of each such name change)" and (ii) the petition
4 must be accompanied by the candidate's affidavit stating the
5 candidate's previous names during the period specified in
6 clause (i) and the date or dates each of those names was
7 changed; failure to meet these requirements shall be grounds
8 for denying certification of the candidate's name for the
9 ballot, but these requirements do not apply to name changes
10 resulting from adoption to assume an adoptive parent's or
11 parents' surname, marriage to assume a spouse's surname, or
12 dissolution of marriage or declaration of invalidity of
13 marriage to assume a former surname. No other designation, such
14 as a political slogan, as defined by Section 7-17 of the
15 Election Code, title or degree, or nickname suggesting or
16 implying possession of a title, degree or professional status,
17 or similar information may be used in connection with the
18 candidate's surname.

19 All petitions for the nomination of members of the board
20 shall be filed with the board of election commissioners of the
21 jurisdiction in which the principal office of the community
22 college district is located within the time provided for by the
23 general election law. The board of election commissioners shall
24 receive and file only those petitions that include a statement
25 of candidacy, the required number of voter signatures, the
26 notarized signature of the petition circulator, and a receipt

1 from the County Clerk showing that the candidate has filed a
2 statement of economic interest on or before the last day to
3 file as required by the Illinois Governmental Ethics Act. The
4 board of election commissioners may have petition forms
5 available for issuance to potential candidates and may give
6 notice of the petition filing period by publication in a
7 newspaper of general circulation within the community college
8 district not less than 10 days prior to the first day of
9 filing. The board of election commissioners shall make
10 certification to the proper election authorities in accordance
11 with the general election law.

12 The board of election commissioners of the jurisdiction in
13 which the principal office of the community college district is
14 located shall notify the candidates for whom a petition for
15 nomination is filed or the appropriate committee of the
16 obligations under the Campaign Financing Act as provided in the
17 general election law. Such notice shall be given on a form
18 prescribed by the State Board of Elections and in accordance
19 with the requirements of the general election law. The board of
20 election commissioners shall within 7 days of filing or on the
21 last day for filing, whichever is earlier, acknowledge to the
22 petitioner in writing the office's acceptance of the petition.

23 A candidate for membership on the board who has petitioned
24 for nomination to fill a full term and to fill a vacant term to
25 be voted upon at the same election must withdraw his or her
26 petition for nomination from either the full term or the vacant

1 term by written declaration.

2 Nomination petitions are not valid unless the candidate
3 named therein files with the board of election commissioners a
4 receipt from the county clerk showing that the candidate has
5 filed a statement of economic interests as required by the
6 Illinois Governmental Ethics Act. Such receipt shall be so
7 filed either previously during the calendar year in which his
8 or her nomination papers were filed or within the period for
9 the filing of nomination papers in accordance with the general
10 election law.

11 (110 ILCS 805/7-2.2 new)

12 Sec. 7-2.2. Ballots. The board of election commissioners of
13 the jurisdiction in which the principal office of the community
14 college district is located shall conduct a lottery to
15 determine the ballot order of candidates for full terms in the
16 event of any simultaneous petition filings. Such candidate
17 lottery shall be conducted as follows:

18 All petitions filed by persons waiting in line as of 8:00
19 a.m. on the first day for filing, or as of the normal opening
20 hour of the office involved on such day, shall be deemed
21 simultaneously filed as of 8:00 a.m. or the normal opening
22 hour, as the case may be. Petitions filed by mail and received
23 after midnight of the first day for filing and in the first
24 mail delivery or pickup of that day shall be deemed
25 simultaneously filed as of 8:00 a.m. of that day or as of the

1 normal opening hour of such day, as the case may be. All
2 petitions received thereafter shall be deemed filed in the
3 order of actual receipt. However, 2 or more petitions filed
4 within the last hour of the filing deadline shall be deemed
5 filed simultaneously.

6 Where 2 or more petitions are received simultaneously for
7 the same office as of 8:00 a.m. on the first day for petition
8 filing or as of the normal opening hour of the office of the
9 board of election commissioners with whom such petitions are
10 filed, the board of election commissioners shall break ties and
11 determine the order of filing by means of a lottery or other
12 fair and impartial method of random selection. Such lottery
13 shall be conducted within 9 days following the last day for
14 petition filing and shall be open to the public. Seven days
15 written notice of the time and place of conducting such random
16 selection shall be given by the board of election commissioners
17 to all candidates who filed their petitions simultaneously and
18 to each organization of citizens within the election
19 jurisdiction that was entitled, under the general election law,
20 at the next preceding election, to have poll watchers present
21 on the day of election. The board of election commissioners
22 shall post in a conspicuous, open, and public place, at the
23 entrance of his or her office, notice of the time and place of
24 such lottery.

25 All candidates shall be certified in the order in which
26 their petitions have been filed and in the manner prescribed by

1 Section 10-15 of the Election Code. Where candidates have filed
2 simultaneously, they shall be certified in the order prescribed
3 by this Section and prior to candidates who filed for the same
4 office at a later time.

5 Where elections are conducted for unexpired terms, a second
6 lottery to determine ballot order shall be conducted for
7 candidates who simultaneously file petitions for such
8 unexpired terms. Such lottery shall be conducted in the same
9 manner as prescribed by this Section for full term candidates.

10 Ballots for the election of board members shall be in the
11 following form:

12 (BALLOT FORMAT

13 Ballot position for candidates shall be determined by the
14 order of petition filing or lottery held pursuant to this
15 Section.

16 The community college district is divided into 20 trustee
17 districts, each of which elects one member to the board and
18 votes on one member to serve at-large.)

19 OFFICIAL BALLOT

20 DISTRICT (1 through 20)

21 FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE CITY COLLEGES OF

22 CHICAGO TO SERVE

23 A FULL 4-YEAR TERM

24 VOTE FOR ONE

25 ()

1 ()

2 ()

3 OFFICIAL BALLOT

4 AT LARGE

5 FOR MEMBERS OF THE BOARD OF TRUSTEES OF THE CITY COLLEGES OF

6 CHICAGO TO SERVE

7 A FULL 4-YEAR TERM

8 VOTE FOR ONE

9 ()

10 ()

11 ()

12 REVERSE SIDE:

13 OFFICIAL BALLOT

14 DISTRICT (1 through 20)

15 (Precinct name or number)

16 Community College District No., County,

17 Illinois

18 Election Tuesday (insert date)

19 (facsimile signature of Election Authority)

20 (County)

21 (110 ILCS 805/7-2.3 new)

22 Sec. 7-2.3. Creation of trustee districts; reapportionment
23 of districts.

24 (a) For purposes of elections conducted pursuant to
25 subsection (b) of Section 7-2 of this Act, the City of Chicago

1 shall be subdivided into 20 trustee districts after the
2 effective date of this amendatory Act of the 101st General
3 Assembly by the General Assembly for seats on the board. The
4 trustee districts must be drawn on or before May 31, 2022. Each
5 trustee district must be compact, contiguous, and
6 substantially equal in population.

7 (b) In the year following each decennial census, the
8 General Assembly shall redistrict the trustee districts to
9 reflect the results of the decennial census consistent with the
10 requirements in subsection (a). The reapportionment plan shall
11 be completed and formally approved by the General Assembly not
12 less than 90 days before the last date established by law for
13 the filing of nominating petitions for the second board
14 election after the decennial census year. If by reapportionment
15 a board member no longer resides within the trustee district
16 from which the member was elected, the member shall continue to
17 serve in office until the expiration of the member's regular
18 term. All new members shall be elected from the trustee
19 districts as reapportioned.

20 (110 ILCS 805/7-3) (from Ch. 122, par. 107-3)

21 Sec. 7-3. The organization of the board and election of
22 officers for the a board ~~appointed under Section 7-2~~ shall be
23 conducted in accordance with the general election law and this
24 Act.

25 (Source: P.A. 81-1489.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".