



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

HC0035

Introduced , by Rep. Allen Skillicorn

SYNOPSIS AS INTRODUCED:

ILCON Art. IV, Sec. 1
ILCON Art. IV, Sec. 2
ILCON Art. IV, Sec. 3
ILCON Art. XIV, Sec. 1

Proposes to amend the Legislature Article of the Illinois Constitution. Provides that the legislative power is vested in a General Assembly consisting of a Senate and a House of Representatives, elected by the electors from 102 counties (currently, 59 Legislative Districts) and 118 Representative Districts. Provides that one Senator shall be elected from each county in this State. Provides that the General Assembly shall divide the counties as equally as possible into three groups for electoral purposes. Establishes 118 Representative Districts independent of the number of Legislative Districts (currently, each Legislative District consists of 2 Representative Districts). Provides that no Legislative Districts shall be established following the 2020 decennial census, or any decennial census thereafter, for the purpose of selecting State Senators. Modifies the appointment of members to the Legislative Redistricting Commission to remove appointments made by the President and Minority Leader of the Senate. Makes conforming changes. Effective upon being declared adopted.

LRB101 12449 RJF 60591 e

1 HOUSE JOINT RESOLUTION
 2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE
 4 HUNDRED FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE
 5 SENATE CONCURRING HEREIN, that there shall be submitted to the
 6 electors of the State for adoption or rejection at the general
 7 election next occurring at least 6 months after the adoption of
 8 this resolution a proposition to amend Sections 1, 2, and 3 of
 9 Article IV and Section 1 of Article XIV of the Illinois
 10 Constitution as follows:

11 ARTICLE IV
 12 THE LEGISLATURE

13 (ILCON Art. IV, Sec. 1)

14 SECTION 1. LEGISLATURE - POWER AND STRUCTURE

15 The legislative power is vested in a General Assembly
 16 consisting of a Senate and a House of Representatives, elected
 17 by the electors from 102 counties ~~59 Legislative Districts~~ and
 18 118 Representative Districts.

19 (Source: Amendment adopted at general election November 4,
 20 1980.)

21 (ILCON Art. IV, Sec. 2)

22 SECTION 2. LEGISLATIVE COMPOSITION

1 (a) One Senator shall be elected from each county in this
2 State. ~~Legislative District.~~ ~~Immediately following each~~
3 ~~decennial redistricting, the~~ The General Assembly by law shall
4 divide the counties ~~Legislative Districts~~ as equally as
5 possible into three groups for electoral purposes. Senators
6 from one group shall be elected for terms of four years, four
7 years and two years; Senators from the second group, for terms
8 of four years, two years and four years; and Senators from the
9 third group, for terms of two years, four years and four years.
10 The counties ~~Legislative Districts~~ in each group shall be
11 distributed substantially equally over the State.

12 (b) ~~Each Legislative District shall be divided into two~~
13 ~~Representative Districts.~~ In 1982 and every two years
14 thereafter one Representative shall be elected from each
15 Representative District for a term of two years.

16 (c) To be eligible to serve as a member of the General
17 Assembly, a person must be a United States citizen, at least 21
18 years old, and for the two years preceding his election or
19 appointment a resident of the county or district which he is to
20 represent. In the general election following a redistricting, a
21 candidate for the House of Representatives ~~General Assembly~~ may
22 be elected from any district which contains a part of the
23 district in which he resided at the time of the redistricting
24 and reelected if a resident of the new district he represents
25 for 18 months prior to reelection.

26 (d) Within thirty days after a vacancy occurs, it shall be

1 filled by appointment as provided by law. If the vacancy is in
2 a Senatorial office with more than twenty-eight months
3 remaining in the term, the appointed Senator shall serve until
4 the next general election, at which time a Senator shall be
5 elected to serve for the remainder of the term. If the vacancy
6 is in a Representative office or in any other Senatorial
7 office, the appointment shall be for the remainder of the term.
8 An appointee to fill a vacancy shall be a member of the same
9 political party as the person he succeeds.

10 (e) No member of the General Assembly shall receive
11 compensation as a public officer or employee from any other
12 governmental entity for time during which he is in attendance
13 as a member of the General Assembly.

14 No member of the General Assembly during the term for which
15 he was elected or appointed shall be appointed to a public
16 office which shall have been created or the compensation for
17 which shall have been increased by the General Assembly during
18 that term.

19 (Source: Amendment adopted at general election November 4,
20 1980.)

21 (ILCON Art. IV, Sec. 3)

22 SECTION 3. LEGISLATIVE REDISTRICTING

23 (a) ~~Legislative Districts shall be compact, contiguous and~~
24 ~~substantially equal in population.~~ Representative Districts
25 shall be compact, contiguous, and substantially equal in

1 population.

2 (b) In the year following each Federal decennial census
3 year, the General Assembly by law shall redistrict ~~the~~
4 ~~Legislative Districts and~~ the Representative Districts. No
5 Legislative Districts shall be established following the 2020
6 decennial census, or any decennial census thereafter, for the
7 purpose of selecting State Senators.

8 If no redistricting plan becomes effective by June 30 of
9 that year, a Legislative Redistricting Commission shall be
10 constituted not later than July 10. The Commission shall
11 consist of eight members, no more than four of whom shall be
12 members of the same political party.

13 The Speaker and Minority Leader of the House of
14 Representatives shall each appoint to the Commission two
15 Representatives and two persons who are not members ~~one~~
16 ~~Representative and one person who is not a member~~ of the
17 General Assembly. ~~The President and Minority Leader of the~~
18 ~~Senate shall each appoint to the Commission one Senator and one~~
19 ~~person who is not a member of the General Assembly.~~

20 The members shall be certified to the Secretary of State by
21 the appointing authorities. A vacancy on the Commission shall
22 be filled within five days by the authority that made the
23 original appointment. A Chairman and Vice Chairman shall be
24 chosen by a majority of all members of the Commission.

25 Not later than August 10, the Commission shall file with
26 the Secretary of State a redistricting plan approved by at

1 least five members.

2 If the Commission fails to file an approved redistricting
3 plan, the Supreme Court shall submit the names of two persons,
4 not of the same political party, to the Secretary of State not
5 later than September 1.

6 Not later than September 5, the Secretary of State publicly
7 shall draw by random selection the name of one of the two
8 persons to serve as the ninth member of the Commission.

9 Not later than October 5, the Commission shall file with
10 the Secretary of State a redistricting plan approved by at
11 least five members.

12 An approved redistricting plan filed with the Secretary of
13 State shall be presumed valid, shall have the force and effect
14 of law and shall be published promptly by the Secretary of
15 State.

16 The Supreme Court shall have original and exclusive
17 jurisdiction over actions concerning redistricting the House
18 and Senate, which shall be initiated in the name of the People
19 of the State by the Attorney General.

20 (Source: Amendment adopted at general election November 4,
21 1980.)

22 ARTICLE XIV

23 CONSTITUTIONAL REVISION

24 (ILCON Art. XIV, Sec. 1)

1 SECTION 1. CONSTITUTIONAL CONVENTION

2 (a) Whenever three-fifths of the members elected to each
3 house of the General Assembly so direct, the question of
4 whether a Constitutional Convention should be called shall be
5 submitted to the electors at the general election next
6 occurring at least six months after such legislative direction.

7 (b) If the question of whether a Convention should be
8 called is not submitted during any twenty-year period, the
9 Secretary of State shall submit such question at the general
10 election in the twentieth year following the last submission.

11 (c) The vote on whether to call a Convention shall be on a
12 separate ballot. A Convention shall be called if approved by
13 three-fifths of those voting on the question or a majority of
14 those voting in the election.

15 (d) The General Assembly, at the session following approval
16 by the electors, by law shall provide for the Convention and
17 for the election of two delegates from each county ~~Legislative~~
18 ~~District~~; designate the time and place of the Convention's
19 first meeting which shall be within three months after the
20 election of delegates; fix and provide for the pay of delegates
21 and officers; and provide for expenses necessarily incurred by
22 the Convention.

23 (e) To be eligible to be a delegate a person must meet the
24 same eligibility requirements as a member of the General
25 Assembly. Vacancies shall be filled as provided by law.

26 (f) The Convention shall prepare such revision of or

1 amendments to the Constitution as it deems necessary. Any
2 proposed revision or amendments approved by a majority of the
3 delegates elected shall be submitted to the electors in such
4 manner as the Convention determines, at an election designated
5 or called by the Convention occurring not less than two nor
6 more than six months after the Convention's adjournment. Any
7 revision or amendments proposed by the Convention shall be
8 published with explanations, as the Convention provides, at
9 least one month preceding the election.

10 (g) The vote on the proposed revision or amendments shall
11 be on a separate ballot. Any proposed revision or amendments
12 shall become effective, as the Convention provides, if approved
13 by a majority of those voting on the question.

14 (Source: Illinois Constitution.)

15 SCHEDULE

16 This Constitutional Amendment takes effect upon being
17 declared adopted in accordance with Section 7 of the Illinois
18 Constitutional Amendment Act.