



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB1149

Introduced 2/5/2019, by Sen. John F. Curran

SYNOPSIS AS INTRODUCED:

75 ILCS 5/4-3.3
75 ILCS 16/30-20

from Ch. 81, par. 4-3.3

Amends the Illinois Local Library Act. Provides that a person is not eligible to be elected or serve as library trustee: unless he or she is a qualified elector of the local jurisdiction and has resided in it for at least one year at the time he or she files nomination papers or a declaration of intent to become a write-in candidate or is presented for appointment; or who, at the time of his or her appointment or filing of nomination papers or a declaration of intent to become a write-in candidate, is in arrears in the payment of property tax due to the library or has been convicted in any court in the United States of any infamous crime, bribery, perjury, or other felony. Amends the Public Library District Act of 1991 making conforming changes to the wording of the trustee eligibility requirements. Effective immediately.

LRB101 04052 AWJ 49060 b

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Local Library Act is amended by
5 changing Section 4-3.3 as follows:

6 (75 ILCS 5/4-3.3) (from Ch. 81, par. 4-3.3)

7 Sec. 4-3.3. (a) Nominations for the position of library
8 trustee including the first board of library trustees shall be
9 by petition, signed by at least 25 legal voters residing in the
10 incorporated town or village (except a village under the
11 commission form of government) or township and filed with the
12 clerk of such incorporated town, village, or township within
13 the time prescribed by the general election law. Such clerk
14 shall certify the candidates for library trustees to the proper
15 election authorities who shall conduct the election in
16 accordance with the general election law. All candidates must
17 be residents of the incorporated town, village or township
18 involved. The ballots shall not designate any political party,
19 platform or political principle.

20 (b) A person is not eligible to be elected or serve as a
21 library trustee unless he or she is a qualified elector of the
22 local jurisdiction and has resided in it for at least one year
23 at the time he or she files nomination papers or a declaration

1 of intent to become a write-in candidate or is presented for
2 appointment.

3 (c) A person is not eligible to be elected or serve as a
4 library trustee who, at the time of his or her appointment or
5 filing of nomination papers or a declaration of intent to
6 become a write-in candidate, is in arrears in the payment of
7 property tax due to the library or has been convicted in any
8 court in the United States of any infamous crime, bribery,
9 perjury, or other felony.

10 (Source: P.A. 95-65, eff. 1-1-08.)

11 Section 10. The Public Library District Act of 1991 is
12 amended by changing Section 30-20 as follows:

13 (75 ILCS 16/30-20)

14 Sec. 30-20. Nomination of candidates; ballot.

15 (a) Nomination of candidates for election as trustees shall
16 be by petition, signed by a number of qualified voters
17 equivalent to at least 2% of the votes cast at the last
18 election for library trustees, or 50, whichever is less,
19 residing within the district, and filed with the secretary of
20 the district within the time provided by the Election Code. No
21 party name or affiliation may appear on the petition.

22 (b) The names of all candidates for the office of trustee
23 shall be certified by the secretary to the proper election
24 authority, who shall conduct the election in accordance with

1 the Election Code.

2 (c) The ballot for election of trustees shall not designate
3 any political party, platform, or political principle.

4 (d) A person is not eligible to be elected or serve as a
5 library trustee unless he or she is a qualified elector of the
6 library district and has resided in the library district at
7 least one year at the time he or she files nomination papers or
8 a declaration of intent to become a write-in candidate or is
9 presented for appointment.

10 (e) A person is not eligible to be elected or serve as a
11 library trustee who, at the time of his or her appointment or
12 filing of nomination papers or a declaration of intent to
13 become a write-in candidate, is in arrears in the payment of
14 property ~~a tax or other indebtedness~~ due to the library
15 district or has been convicted in any court in the United
16 States of any infamous crime, bribery, perjury, or other
17 felony.

18 (f) The changes made by this amendatory Act of the 100th
19 General Assembly apply only to candidates by petition or
20 write-in candidates in the consolidated election of 2019 and
21 thereafter and to all appointees appointed after the effective
22 date of this amendatory Act of the 100th General Assembly.

23 (Source: P.A. 100-746, eff. 8-10-18.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.