



Rep. Gregory Harris

Filed: 5/19/2020

10100SB1863ham005

LRB101 10839 SMS 72192 a

1 AMENDMENT TO SENATE BILL 1863

2 AMENDMENT NO. _____. Amend Senate Bill 1863 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Administrative Procedure Act is
5 amended by adding Section 5-45.1 as follows:

6 (5 ILCS 100/5-45.1 new)

7 Sec. 5-45.1. Emergency rulemaking; 2020 general election.
8 To provide for the expeditious and timely implementation of
9 Article 2B of the Election Code, emergency rules implementing
10 Article 2B of the Election Code may be adopted in accordance
11 with Section 5-45 by the State Board of Elections. The adoption
12 of emergency rules authorized by Section 5-45 and this Section
13 is deemed to be necessary for the public interest, safety, and
14 welfare.

15 This Section is repealed on January 1, 2021.

1 Section 10. The Election Code is amended by adding Article
2 2B as follows:

3 (10 ILCS 5/Art. 2B heading new)

4 ARTICLE 2B. CONDUCT OF THE 2020 GENERAL ELECTION

5 (10 ILCS 5/2B-1 new)

6 Sec. 2B-1. Purpose. Whereas protecting the health and
7 safety of Illinoisans is among the most important functions of
8 State government, and whereas the Coronavirus Disease 2019
9 (COVID-19) has resulted in declarations that COVID-19 presents
10 a severe public health emergency by the World Health
11 Organization, the United States government, and the Governor of
12 Illinois, the General Assembly therefore declares it necessary
13 and appropriate to make certain modifications to the
14 administration and conduct of the elections for the November
15 2020 general election. The provisions of this Article are
16 deemed necessary to protect the safety, health, and rights of
17 the people of Illinois.

18 (10 ILCS 5/2B-5 new)

19 Sec. 2B-5. Application of Article.

20 (a) In addition to the provisions of this Code and
21 notwithstanding any other law to the contrary, the provisions
22 in this Article shall govern the process and procedures for the
23 2020 general election. The provisions of this Code shall

1 control any aspect of the administration or conduct of the 2020
2 general election that is not provided for in this Article,
3 provided that in the event of conflict between this Article and
4 any other provision of this Code or any other law, the
5 provisions of this Article shall control.

6 (b) The provisions of this Article shall apply to all
7 election authorities, including, but not limited to, those
8 under the jurisdiction of a Board of Election Commissioners.

9 (c) The provisions of this Article shall apply for the
10 administration and conduct of the 2020 general election only
11 and the provisions of this amendatory Act of the 101st General
12 Assembly shall be in effect through January 1, 2021.

13 (10 ILCS 5/2B-10 new)

14 Sec. 2B-10. Election Day State holiday. Notwithstanding
15 any other provision of State law to the contrary, November 3,
16 2020 shall be a State holiday known as 2020 General Election
17 Day and shall be observed throughout the State. November 3,
18 2020 shall be deemed a legal school holiday for purposes of the
19 School Code, State Universities Civil Service Act, and any
20 other law designating a holiday. All government offices, with
21 the exception of election authorities, shall be closed unless
22 authorized to be used as a location for election day services
23 or as a polling place.

24 Any school closed pursuant to this amendatory Act of the
25 101st General Assembly and Section 24-2 of the School Code

1 shall be made available to an election authority as a polling
2 place for 2020 General Election Day. The election authority and
3 the school shall comply with all safety and health practices
4 established by the Illinois Department of Public Health
5 pursuant to subsection (a) of Section 2B-35. The election
6 authority shall be eligible for reimbursement of such
7 reasonable cleaning expenses incurred as a result of using a
8 school as a polling place for 2020 General Election Day,
9 subject to the receipt and availability of federal funds,
10 pursuant to subsection (d) of Section 2B-55.

11 (10 ILCS 5/2B-15 new)

12 Sec. 2B-15. Changes to vote by mail application process for
13 the 2020 general election.

14 (a) Notwithstanding any other provision of State law to the
15 contrary, beginning on the effective date of this Amendatory
16 Act of the 101st General Assembly, any elector may by personal
17 delivery, mail, email, or electronically on the website of the
18 appropriate election authority make application for an
19 official ballot for the 2020 general election to be sent to the
20 elector through mail. Notwithstanding any other provision of
21 law to the contrary, the URL address at which an elector may
22 electronically request a vote by mail ballot shall be fixed by
23 each election authority no later than the effective date of
24 this Amendatory Act of the 101st General Assembly. An election
25 authority shall accept any application submitted by an elector,

1 including, but not limited to, the application prepared by the
2 State Board of Elections, the election authority, or any other
3 application submitted in a form substantially similar to that
4 required by Section 19-3, including any substantially similar
5 production or reproduction generated by any source or the by
6 the applicant.

7 (b) No later than August 1, 2020, every election authority
8 shall mail or email an application for an official vote by mail
9 ballot for the 2020 general election to any elector who applied
10 to vote an official ballot, whether by mail or in person, for
11 any of the following elections: (1) 2018 general election; (2)
12 2019 consolidated election; or (3) the 2020 general primary
13 election. No later than August 1, 2020, every election
14 authority shall mail or email an application for an official
15 ballot for the 2020 general election to any elector who has
16 registered to vote or changed his or her registration address
17 after the 2020 general primary election through July 31, 2020.

18 (c) In addition to providing electors with the application,
19 the election authority shall provide any notices required by
20 law and the following: (1) notice the elector may complete the
21 application and return it through personal delivery, mail,
22 email, or visit the election authority's URL to request an
23 official ballot; (2) notice that upon completion of the
24 application, the elector will receive an official ballot no
25 more than 40 days and no less than 30 days before the election;
26 (3) an explanation that following submission of the application

1 the elector will receive a ballot at his or her registered
2 address or the mailing address requested by the elector, and
3 such ballot must be completed and returned no later than
4 election day; (4) a phone number or email address to contact
5 the election authority if the elector does not receive an
6 official ballot or if the elector has questions; and (5) a
7 website or phone number the elector can use to confirm receipt
8 of his or her official ballot. A copy of the application and
9 the notice shall be made available on the election authority's
10 website.

11 (d) The application and notice required by this Section
12 shall be mailed to the elector's registered address and any
13 other mailing address the election authority may have on file,
14 including a mailing address to which a prior vote by mail
15 ballot was mailed.

16 (10 ILCS 5/2B-20 new)

17 Sec. 2B-20. Changes for vote by mail official ballot
18 mailing and processing.

19 (a) Notwithstanding any other provision of law to the
20 contrary, an election authority shall mail official ballots to
21 any elector requesting an official ballot no earlier than
22 September 24, 2020. Any elector submitting an application on or
23 before October 1, 2020 shall receive a ballot no later than
24 October 6, 2020. An election authority shall mail official
25 ballots to any elector requesting an official ballot after

1 October 1, 2020 no later than 2 business days after receipt of
2 the application.

3 (b) Notwithstanding any other provision of law to the
4 contrary, any vote by mail ballot received by an election
5 authority shall be presumed to meet the requirements of
6 Articles 17, 18, and 19 and the voter shall be deemed otherwise
7 qualified to cast a vote by mail ballot unless deemed invalid
8 as provided in this Section.

9 (c) Notwithstanding any other provision of law to the
10 contrary, within 2 days after a vote by mail ballot is
11 received, but in all cases before the close of the period for
12 counting provisional ballots, the election authority shall
13 appoint panels as needed of 3 election judges, of which no more
14 than 2 shall be from the same political party, from the list of
15 election judges submitted by the county parties for this
16 specific purpose to compare the voter's signature on the
17 certification envelope of the vote by mail ballot with the
18 signature of the voter on file in the office of the election
19 authority. The signature shall be presumed to match unless 3
20 out of 3 election judges determine that the 2 signatures do not
21 match. A vote by mail ballot may only be rejected by a vote of 3
22 of 3 election judges and only for the following reasons: (1)
23 the signature on the certification envelope and the signature
24 used by the election authority for verification purposes do not
25 match or the certification envelope contains no signature; (2)
26 the ballot envelope was delivered opened; (3) the voter has

1 already cast a ballot; (4) if the voter voted in person on
2 election day; or (5) the voter is not a duly registered voter
3 in the precinct. If 3 of 3 election judges determine the ballot
4 should be rejected for any reasons stated in this subsection
5 (c), the judges shall mark across the face of the certification
6 envelope the word "rejected" and the date and names of the
7 judges voting to reject the ballot.

8 (d) If a vote by mail ballot is rejected, the election
9 authority shall notify the voter within 2 days after the
10 rejection or within one day if the rejection occurs after
11 election day and in all cases before the close of the period
12 for counting provisional ballots. The voter shall be notified
13 through mail or email, or both, and the notice shall inform the
14 voter of the reason or reasons the ballot was rejected. If the
15 ballot was rejected based on the signature or lack of a
16 signature, the voter shall be permitted to submit a statement
17 the voter cast the ballot, and upon receipt the ballot shall be
18 determined valid and counted before the close of the period for
19 counting provisional ballots. If the ballot was rejected
20 because the envelope was delivered opened, the voter shall be
21 permitted to vote in person or request to receive another vote
22 by mail ballot, provided the voter submits an application and
23 casts a new ballot prior to the close of polls on election day.

24 (e) Election authorities shall accept any vote by mail
25 ballot returned, including ballots returned with insufficient
26 or no postage, and may establish secure collection sites for

1 the postage-free return of vote by mail ballots. Any election
2 authority establishing such a collection site pursuant to this
3 subsection (c) shall collect all ballots submitted each day at
4 close of business and process them as required by this Code,
5 including noting the day on which the ballot was submitted.
6 Ballots submitted to such collection sites after close of
7 business shall be dated as delivered the next day, with the
8 exception of ballots delivered on election day, which shall be
9 dated as received on election day. Election authorities shall
10 permit electors to return vote by mail ballots on election day
11 up until the close of the polls.

12 (f) In accordance with Section 19-7, within one day after
13 receipt of a vote by mail ballot, the election authority shall
14 transmit notification of receipt to the State Board of
15 Elections. If a vote by mail ballot is rejected, the election
16 authority must notify the State Board of Elections within one
17 day. Upon request by a state or local political committee,
18 within 2 days an election authority must electronically provide
19 the names and addresses of any vote by mail ballots received
20 and any vote by mail ballots marked rejected.

21 (10 ILCS 5/2B-25 new)

22 Sec. 2B-25. Changes for first time registrants or change of
23 address registrations.

24 (a) Beginning on the effective date of this amendatory Act
25 of the 101st General Assembly, any person completing a voter

1 registration application or submitting a change of address
2 shall be notified of the option to receive a vote by mail
3 ballot. Upon request of the elector, the registration shall
4 serve as an application to receive an official vote by mail
5 ballot and the individual need not complete an application.
6 Upon processing the registration, the election authority shall
7 provide the individual with an official ballot.

8 (b) Upon request of the registrant, an election authority
9 shall accept a completed voter registration form as a valid
10 application and mail the elector an official ballot.

11 (c) Any person whose registration is incomplete or pending
12 may provide any required documentation online or in person to
13 the election authority prior to applying to vote in order to
14 complete his or her registration.

15 (d) This Section shall not apply to an individual
16 registering to vote in person at an election authority or an
17 early voting site if the elector has the option and chooses to
18 exercise the option to vote in person at the time of
19 registration or in his or her precinct on election day.

20 (10 ILCS 5/2B-30 new)

21 Sec. 2B-30. Public dissemination of information prior to
22 the 2020 general election.

23 (a) Beginning on the effective date of this amendatory Act
24 of the 101st General Assembly through October 30, 2020, all
25 election authorities shall include information about

1 registering to vote and encouraging electors to vote by mail or
2 during early voting with any pamphlet, brochure, flyer, or
3 newsletter related to the 2020 General Election. Any such
4 documents shall substantially include the following, "Due to
5 COVID-19, all 2020 General Election voters are encouraged to
6 cast a ballot prior to Election Day, either by mail or during
7 early voting. Voting by mail is an easy option for voters and
8 you can request a vote by mail ballot through email, mail, or
9 in person. An application is available from your local election
10 authority or at [https://elections.il.gov/](https://elections.il.gov/electionoperations/VotingByMail.aspx)
11 electionoperations/VotingByMail.aspx. To register to vote or
12 check your registration status, visit [https://](https://ova.elections.il.gov)
13 ova.elections.il.gov."

14 (b) The Secretary of State shall include in any pamphlet or
15 materials produced in accordance with the Illinois
16 Constitutional Amendment Act the following language, "Due to
17 COVID-19, all 2020 General Election voters are encouraged to
18 cast a ballot prior to Election Day, either by mail or during
19 early voting. Voting by mail is an easy option for voters and
20 you can request a vote by mail ballot through email, mail, or
21 in person. An application is available from your local election
22 authority or at [https://](https://elections.il.gov/electionoperations/VotingByMail.aspx)
23 elections.il.gov/electionoperations/VotingByMail.aspx. To
24 register to vote or check your registration status, visit
25 [https:// ova.elections.il.gov](https://ova.elections.il.gov)."

26 (c) No later than September 15, 2020, the Secretary of

1 State shall send a notice to any elector who received an
2 application but has not yet applied for a vote by mail ballot.
3 The list of electors to receive the notification shall be
4 provided by the State Board of Elections. The notice shall
5 include, at a minimum: (1) notice that the elector previously
6 received correspondence from the applicable election authority
7 with information on how to apply for a vote by mail ballot,
8 that the election authority has indicated the elector has not
9 yet applied for a ballot, and the elector still has time to
10 request a vote by mail ballot; and (2) a reference to a phone
11 number, email address, and website the elector can visit to
12 complete an application, return an application, or get
13 additional information about vote by mail.

14 (d) No later than October 15, 2020, the Secretary of State
15 shall send a notice to any elector who received the notice
16 required in subsection (c) but has not yet applied for a vote
17 by mail ballot. The notice shall include, at a minimum: (1) a
18 statement that the elector has time to request a vote by mail
19 ballot; and (2) a reference to a phone number, email address,
20 and website the elector can visit to complete an application,
21 return an application, or get additional information about vote
22 by mail.

23 (10 ILCS 5/2B-35 new)

24 Sec. 2B-35. Early voting and election day requirements.

25 (a) Election authorities shall comply with any early voting

1 and election day safety and health practices established in
2 written guidance provided to the election authorities by the
3 Illinois Department of Public Health.

4 (b) Election authorities may establish curb-side voting
5 for individuals to cast a ballot during early voting or on
6 election day. A curb-side voting program shall designate at
7 least 2 election judges from opposite parties per vehicle and
8 the individual must have the option to mark the ballot without
9 interference from the election judges.

10 (c) Notwithstanding any law to the contrary, election
11 authorities shall establish one location to be located at an
12 office of the election authority or in the largest municipality
13 within its jurisdiction where all voters in its jurisdiction
14 are allowed to vote on election day during polling place hours,
15 regardless of the precinct in which they are registered. An
16 election authority establishing such a location pursuant to
17 this subsection (c) shall identify the location, hours of
18 operation, and health and safety requirements by the 40th day
19 preceding 2020 General Election Day and certify such to the
20 State Board of Election.

21 (d) In addition to the requirements of Section 19A-15,
22 beginning the 15th day preceding 2020 General Election Day, all
23 permanent polling places for early voting shall remain open
24 during the hours of 8:30 a.m. to 7:00 p.m. on weekdays and 9:00
25 a.m. to 5:00 p.m. on Saturdays, Sundays, and holidays. Election
26 authorities may establish early voting hours in addition to

1 those required by this subsection (d) to accommodate voters to
2 whom COVID-19 presents increased health risks, including, but
3 not limited to, the administration of a curbside voting
4 program established by the election authority pursuant to this
5 Section.

6 (e) Notwithstanding any law to the contrary, a provisional
7 ballot cast under item (7) of subsection (a) of Section 18A-5
8 shall be deemed valid and counted as a vote if the voter
9 provides the election authority with the necessary
10 documentation within 14 days of election day.

11 (10 ILCS 5/2B-40 new)

12 Sec. 2B-40. Judges of election.

13 (a) Notwithstanding any law to the contrary, any individual
14 may be appointed to serve as an election judge if, as of the
15 date of the election at which the person serves as judge, he or
16 she:

17 (1) has attained the age of 16, is a U.S. Citizen, and
18 has been a resident of Illinois for at least 30 days
19 preceding the date at which he or she will serve as a judge
20 of election;

21 (2) has satisfactorily completed the training course
22 for judges of election described in Sections 13-2.1,
23 13-2.2, and 14-4.1 as applicable;

24 (3) is of good repute and character and not subject to
25 the registration requirement of the Sex Offender

1 Registration Act;

2 (4) is able to speak, read, and write in the English
3 language;

4 (5) is skilled in the 4 fundamental rules of
5 arithmetic;

6 (6) be of good understanding and capable; and

7 (7) is not a candidate for any office at the election
8 or an elected committeeperson.

9 No more than one election judge qualifying under this
10 subsection (a) may serve per political party per precinct.
11 Prior to appointment, a judge qualifying under this subsection
12 (a) must certify in writing to the election authority the
13 political party the judge chooses to affiliate with.

14 (b) All public and private secondary schools, community
15 colleges, and universities shall publish notification on their
16 publicly accessible websites and notify their students of the
17 opportunity to serve as an election judge for the 2020 general
18 election and the qualifications provided in subsection (a).

19 (c) The Department of Employment Security shall publish
20 notification on its publicly accessible website that anyone
21 receiving unemployment insurance may apply to serve as an
22 election judge for the 2020 general election and the
23 qualifications provided in subsection (a).

24 (d) Notwithstanding any law to the contrary, counties
25 having a population of less than 250,000 pursuant to the 2010
26 U.S. Census, may appoint 3 judges of election to serve in lieu

1 of the 5 judges of election required by this Code for the 2020
2 general election, unless such judges of election are appointed
3 by election commissioners.

4 (10 ILCS 5/2B-45 new)

5 Sec. 2B-45. Electronic service of objections. Election
6 authorities may authorize service of objections to candidate
7 nominations through electronic mail in lieu of personal service
8 if the election authority responsible for convening the
9 electoral board:

10 (1) requires candidates to provide an electronic mail
11 address where notices of objections and electoral board
12 proceedings may be sent electronically in lieu of personal
13 service;

14 (2) requires objectors to provide an electronic mail
15 address where notices and electoral board proceedings may
16 be sent electronically in lieu of personal service; and

17 (3) publishes notice of its decision to utilize this
18 Section on its website within 5 business days of the
19 effective date of this amendatory Act of the 101st General
20 Assembly.

21 (10 ILCS 5/2B-50 new)

22 Sec. 2B-50. Additional duties of election authorities.

23 (a) Each election authority shall comply with the
24 requirements of Section 2B-15. Each election authority shall

1 provide the following to the State Board of Elections as it
2 relates to Section 2B-15: (1), no later than August 2, 2020,
3 each election authority shall provide to the State Board of
4 Elections written confirmation that the election authority
5 complied with subsections (b), (c), and (d) of Section 2B-15
6 and provide an electronic list of the names and addresses of
7 every elector sent the required application and notice; (2) no
8 later than September 2, 2020, each election authority shall
9 provide the State Board of Elections with an electronic list of
10 the names and addresses of every elector sent the required
11 application and notice who has submitted the application and
12 will receive an official ballot; and (3) no later than October
13 2, 2020, each election authority shall provide the State Board
14 of Elections with an updated list of the names and addresses of
15 every elector sent the required application and notice who has
16 submitted the application and will receive an official ballot.
17 Any list submitted to the State Board of Elections shall be
18 accessible to State and local political candidates and
19 committees.

20 (b) No later than 75 days prior to the 2020 general
21 election, each election authority shall provide public notice
22 of its services and equipment available to assist elderly
23 voters and voters with disabilities. The notice shall include,
24 but is not limited to, the availability of vote by mail ballots
25 in braille and large format, assistance in marking the ballot,
26 procedures for voting by vote by mail ballot, and procedures

1 for voting early by personal appearance.

2 (c) Each election authority shall comply with the
3 requirements of this amendatory Act of the 101st General
4 Assembly. The State Board of Elections may withhold any
5 reimbursements for election related costs if an election
6 authority is found to have failed to comply with the provisions
7 of this amendatory Act of the 101st General Assembly.

8 (10 ILCS 5/2B-55 new)

9 Sec. 2B-55. Additional duties of the State Board of
10 Elections.

11 (a) No later than 2 business days after the effective date
12 of this amendatory Act of the 101st General Assembly, the State
13 Board of Elections shall post on its official website an
14 application for an official vote by mail ballot for the 2020
15 general election. The application shall be available at
16 https:// elections.il.gov/
17 electionoperations/VotingByMail.aspx. Any applications
18 received by the State Board of Elections shall be transmitted
19 within 2 business days of receipt to the appropriate election
20 authority.

21 (b) Within 5 business days of the effective date of this
22 amendatory Act of the 101st General Assembly, the State Board
23 of Elections shall modify the online voter registration system
24 to allow any new registrant to apply for a vote by mail ballot
25 when completing online voter registration. Any new registrant

1 that requests a vote by mail ballot when registering shall be
2 eligible to request and receive a vote by mail ballot for the
3 2020 general election without submitting an additional
4 application.

5 (c) Within 10 business days of the effective date of this
6 amendatory Act of the 101st General Assembly, the State Board
7 of Elections shall provide notice to all election authorities
8 of the provisions of this amendatory Act of the 101st General
9 Assembly and the actions each election authority must take to
10 comply with this amendatory Act of the 101st General Assembly.
11 A copy of this notice shall be made available on the State
12 Board of Election's official website.

13 (d) Subject to receipt and availability of federal funds,
14 the State Board of Elections shall adopt emergency rules
15 subject to the provisions of Section 5-45 of the Illinois
16 Administrative Procedure Act to establish a program to provide
17 reimbursement to election authorities for expenses related to
18 the 2020 general election incurred as a result of COVID-19 and
19 the requirements of this amendatory Act of the 101st General
20 Assembly that are deemed necessary for the safety of the public
21 and in response to COVID-19.

22 (e) The State Board of Elections shall transmit to the
23 Secretary of State, in the format requested by the Secretary of
24 State, a complete list of the names and addresses submitted to
25 the State Board of Elections by the election authorities in
26 accordance with subsection (a) of Section 2B-50. The first

1 transmission shall be sent no later than September 5, 2020 and
2 the second transmission no later than October 5, 2020. Upon
3 request, the lists shall also be made available by the State
4 Board of Elections to State and local political committees and
5 candidates upon request.

6 (f) Except as provided in this Article, the State Board of
7 Elections does not need to adopt rules to administer or enforce
8 the duties and requirements set forth in this amendatory Act of
9 the 101st General Assembly but may adopt such emergency rules
10 if deemed necessary by the State Board of Elections. The
11 absence of rules or emergency rules does not eliminate or
12 reduce the rights, duties, or responsibilities set forth in
13 this amendatory Act of the 101st General Assembly.

14 (10 ILCS 5/2B-60 new)

15 Sec. 2B-60. 2020 county party conventions. In any instance
16 where more than one person has filed with the State Board of
17 Elections to become chair of a county central committee as of
18 May 1, 2020, the county central committee shall reconvene and
19 take a public vote to determine the chair of the county central
20 committee, no later than July 1, 2020.

21 (10 ILCS 5/2B-90 new)

22 Sec. 2B-90. Repeal. This Article shall repeal on January 1,
23 2021.

1 Section 15. The Illinois Procurement Code is amended by
2 changing Section 15-45 as follows:

3 (30 ILCS 500/15-45)

4 Sec. 15-45. Computation of days. The time within which any
5 act provided in this Code is to be done shall be computed by
6 excluding the first day and including the last, unless the last
7 day is Saturday or Sunday or is a holiday, and then it shall
8 also be excluded. If the day succeeding a Saturday, Sunday, or
9 holiday is also a holiday, a Saturday, or a Sunday, then that
10 succeeding day shall also be excluded. For the purposes of this
11 Code, "holiday" means: New Year's Day; Dr. Martin Luther King,
12 Jr.'s Birthday; Lincoln's Birthday; President's Day; Memorial
13 Day; Independence Day; Labor Day; Columbus Day; Veterans' Day;
14 Thanksgiving Day; Christmas Day; and any other day from time to
15 time declared by the President of the United States or the
16 Governor of Illinois to be a day during which the agencies of
17 the State of Illinois that are ordinarily open to do business
18 with the public shall be closed for business.

19 Notwithstanding any other provision of State law to the
20 contrary, November 3, 2020 shall be a State holiday known as
21 2020 General Election Day and shall be observed throughout the
22 State pursuant to this amendatory Act of the 101st General
23 Assembly.

24 (Source: P.A. 98-1076, eff. 1-1-15.)

1 Section 20. The School Code is amended by changing Section
2 24-2 as follows:

3 (105 ILCS 5/24-2) (from Ch. 122, par. 24-2)
4 Sec. 24-2. Holidays.

5 (a) Teachers shall not be required to teach on Saturdays,
6 nor, except as provided in subsection (b) of this Section,
7 shall teachers or other school employees, other than
8 noncertificated school employees whose presence is necessary
9 because of an emergency or for the continued operation and
10 maintenance of school facilities or property, be required to
11 work on legal school holidays, which are January 1, New Year's
12 Day; the third Monday in January, the Birthday of Dr. Martin
13 Luther King, Jr.; February 12, the Birthday of President
14 Abraham Lincoln; the first Monday in March (to be known as
15 Casimir Pulaski's birthday); Good Friday; the day designated as
16 Memorial Day by federal law; July 4, Independence Day; the
17 first Monday in September, Labor Day; the second Monday in
18 October, Columbus Day; November 11, Veterans' Day; the Thursday
19 in November commonly called Thanksgiving Day; and December 25,
20 Christmas Day. School boards may grant special holidays
21 whenever in their judgment such action is advisable. No
22 deduction shall be made from the time or compensation of a
23 school employee on account of any legal or special holiday.

24 (b) A school board or other entity eligible to apply for
25 waivers and modifications under Section 2-3.25g of this Code is

1 authorized to hold school or schedule teachers' institutes,
2 parent-teacher conferences, or staff development on the third
3 Monday in January (the Birthday of Dr. Martin Luther King,
4 Jr.); February 12 (the Birthday of President Abraham Lincoln);
5 the first Monday in March (known as Casimir Pulaski's
6 birthday); the second Monday in October (Columbus Day); and
7 November 11 (Veterans' Day), provided that:

8 (1) the person or persons honored by the holiday are
9 recognized through instructional activities conducted on
10 that day or, if the day is not used for student attendance,
11 on the first school day preceding or following that day;
12 and

13 (2) the entity that chooses to exercise this authority
14 first holds a public hearing about the proposal. The entity
15 shall provide notice preceding the public hearing to both
16 educators and parents. The notice shall set forth the time,
17 date, and place of the hearing, describe the proposal, and
18 indicate that the entity will take testimony from educators
19 and parents about the proposal.

20 (c) Commemorative holidays, which recognize specified
21 patriotic, civic, cultural or historical persons, activities,
22 or events, are regular school days. Commemorative holidays are:
23 January 28 (to be known as Christa McAuliffe Day and observed
24 as a commemoration of space exploration), February 15 (the
25 birthday of Susan B. Anthony), March 29 (Viet Nam War Veterans'
26 Day), September 11 (September 11th Day of Remembrance), the

1 school day immediately preceding Veterans' Day (Korean War
2 Veterans' Day), October 1 (Recycling Day), October 7 (Iraq and
3 Afghanistan Veterans Remembrance Day), December 7 (Pearl
4 Harbor Veterans' Day), and any day so appointed by the
5 President or Governor. School boards may establish
6 commemorative holidays whenever in their judgment such action
7 is advisable. School boards shall include instruction relative
8 to commemorated persons, activities, or events on the
9 commemorative holiday or at any other time during the school
10 year and at any point in the curriculum when such instruction
11 may be deemed appropriate. The State Board of Education shall
12 prepare and make available to school boards instructional
13 materials relative to commemorated persons, activities, or
14 events which may be used by school boards in conjunction with
15 any instruction provided pursuant to this paragraph.

16 (d) City of Chicago School District 299 shall observe March
17 4 of each year as a commemorative holiday. This holiday shall
18 be known as Mayors' Day which shall be a day to commemorate and
19 be reminded of the past Chief Executive Officers of the City of
20 Chicago, and in particular the late Mayor Richard J. Daley and
21 the late Mayor Harold Washington. If March 4 falls on a
22 Saturday or Sunday, Mayors' Day shall be observed on the
23 following Monday.

24 (e) Notwithstanding any other provision of State law to the
25 contrary, November 3, 2020 shall be a State holiday known as
26 2020 General Election Day and shall be observed throughout the

1 State pursuant to this amendatory Act of the 101st General
2 Assembly. All government offices, with the exception of
3 election authorities, shall be closed unless authorized to be
4 used as a location for election day services or as a polling
5 place.

6 (Source: P.A. 98-156, eff. 8-2-13.)

7 Section 25. The State Universities Civil Service Act is
8 amended by changing Section 45a as follows:

9 (110 ILCS 70/45a) (from Ch. 24 1/2, par. 381.1)

10 Sec. 45a. Except as provided in the second sentence of this
11 Section, all officers and employees subject to this Act, shall
12 have the following days as holidays, for which they shall
13 receive their usual compensation: New Year's Day, January 1,
14 Memorial Day, as determined by the law of the State of
15 Illinois, Independence Day, July 4, Labor Day, the first Monday
16 in September, Thanksgiving Day, the fourth Thursday of
17 November, Christmas Day, December 25, and five holidays to be
18 designated by each college, university, agency and community
19 college subject to this Act. Craft and trade employees subject
20 to this Act shall be paid for all paid holidays included in
21 their area agreement, and will be paid for all five holidays
22 designated by their employer pursuant to this section.

23 Notwithstanding any other provision of State law to the
24 contrary, November 3, 2020 shall be a State holiday known as

1 2020 General Election Day and shall be observed throughout the
2 State pursuant to this amendatory Act of the 101st General
3 Assembly. All government offices, with the exception of
4 election authorities, shall be closed unless authorized to be
5 used as a location for election day services or as a polling
6 place.

7 (Source: P.A. 79-1186.)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law."