102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3511

Introduced 2/22/2021, by Rep. La Shawn K. Ford

SYNOPSIS AS INTRODUCED:

65 ILCS 20/21-24.5 new

Amends the Revised Cities and Villages Act of 1941. Establishes a procedure for a special recall election to recall the Mayor of Chicago and the election of a successor mayor at a special successor primary election or special runoff election. Effective immediately.

LRB102 04267 AWJ 14285 b

A BILL FOR

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 Revised Cities and Villages Act of 1941 is

5   amended by adding Section 21-24.5 as follows:

6   (65 ILCS 20/21-24.5 new)

7   Sec. 21-24.5. Recall election; Mayor of Chicago.

8   (a) The recall of the Mayor of Chicago may be proposed by a

9   petition signed by a number of electors equal in number to at

10   least 15% of the total votes cast for Mayor in the preceding

11   election, with at least 50 signatures from each ward. A

12   petition shall have been signed by the petitioning electors

13   not more than 150 days after an affidavit has been filed with

14   the board of election commissioners providing notice of intent

15   to circulate a petition to recall the Mayor. The affidavit may

16   be filed no sooner than 6 months after the beginning of the

17   Mayor's term of office. The affidavit shall have been signed

18   by the proponent of the recall petition and at least 2

19   aldermen.

20   (b) The form of the petition, circulation, and procedure

21   for determining the validity and sufficiency of a petition

22   shall be as provided by law. If the petition is valid and

23   sufficient, the board of election commissioners shall certify

1   the petition not more than 100 days after the date the petition

2   was filed, and the question "Shall (name) be recalled from the

3   office of Mayor?" must be submitted to the electors at a

4   special recall election called by the board of election

5   commissioners, to occur not more than 100 days after

6   certification of the petition. A recall petition certified by

7   the board of election commissioners may not be withdrawn and

8   another recall petition may not be initiated against the Mayor

9   during the remainder of the current term of office. Any recall

10   petition or recall election pending on the date of the next

11   election at which a candidate for Mayor is elected is void.

12   (c) If a petition to recall the Mayor has been filed with

13   the board of election commissioners, a person eligible to

14   serve as Mayor may propose his or her candidacy for the special

15   successor primary election by a petition signed by at least

16   12,500 legal voters of the city, signed not more than 50 days

17   after a recall petition has been filed with the board of

18   election commissioners. All such petitions, and procedure with

19   respect thereto, shall conform in other respects to the

20   provisions of the election and ballot laws then in force in the

21   city of Chicago concerning the nomination of independent

22   candidates for public office by petition. If the successor

23   election petition is valid and sufficient, the board of

24   election commissioners shall certify the petition not more

25   than 100 days after the date the petition to recall the Mayor

26   was filed.

1   If the Mayor is removed by the special recall election,

2   the names of candidates for Mayor must be submitted to the

3   electors at a special successor primary election called by the

4   board of election commissioners to be held 60 days after the

5   special recall election. If no candidate receives a majority

6   of the votes in the special successor primary election, a

7   special runoff election shall be held no later than 60 days

8   after the special successor primary election, and only the

9   names of the candidates receiving the highest and second

10   highest number of votes at the special successor primary

11   election shall appear on the ballot. If more than one

12   candidate received the highest or second highest number of

13   votes at the special successor primary election, the names of

14   all candidates receiving the highest and second highest number

15   of votes shall appear on the ballot at the special runoff

16   election. The candidate receiving the highest number of votes

17   at the special runoff election shall be declared elected.

18   (d) The Mayor is immediately removed upon certification of

19   the special recall election results if a majority of the

20   electors voting on the question vote to recall the Mayor. If

21   the Mayor is removed, then (i) the Vice Mayor shall serve until

22   the Mayor is elected at the special successor primary election

23   or special runoff election is qualified and (ii) the candidate

24   who receives a majority of votes in the special successor

25   primary election or the candidate who receives the highest

26   number of votes in the special runoff election is elected

1   Mayor for the balance of the term.

2   Section 99. Effective date. This Act takes effect upon

3   becoming law.