



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4858

Introduced 1/27/2022, by Rep. Katie Stuart

SYNOPSIS AS INTRODUCED:

10 ILCS 5/2A-1.1c

30 ILCS 500/15-45

105 ILCS 5/24-2

110 ILCS 70/45a

from Ch. 122, par. 24-2

from Ch. 24 1/2, par. 381.1

Amends the Election Code. Provides that the date of the general election on the first Tuesday after the first Monday of November in even years (rather than November 8, 2022) shall be a State holiday known as General Election Day and shall be observed throughout the State. Makes conforming changes. Removes a repeal date of January 1, 2023 for the provisions. Amends the Illinois Procurement Code, School Code, and State Universities Civil Service Act making conforming changes. Effective immediately.

LRB102 24055 AWJ 33275 b

1 AN ACT concerning elections.

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

4 Section 5. The Election Code is amended by changing
5 Section 2A-1.1c as follows:

6 (10 ILCS 5/2A-1.1c)

7 (Section scheduled to be repealed on January 1, 2023)

8 Sec. 2A-1.1c. General ~~2022~~ Election Day State holiday.
9 Notwithstanding any other provision of State law to the
10 contrary, the date of the general election on the first
11 Tuesday after the first Monday of November in even years
12 ~~November 8, 2022~~ shall be a State holiday known as 2022 General
13 Election Day and shall be observed throughout the State.
14 General Election Day is ~~November 8, 2022~~ shall be deemed a
15 legal school holiday for purposes of the School Code and State
16 Universities Civil Service Act. Any school closed for General
17 Election Day ~~under this amendatory Act of the 102nd General~~
18 ~~Assembly and Section 24-2 of the School Code~~ shall be made
19 available to an election authority as a polling place for ~~2022~~
20 General Election Day.

21 ~~This Section is repealed on January 1, 2023.~~

22 (Source: P.A. 102-15, eff. 6-17-21.)

1 Section 10. 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
7 last day is Saturday or Sunday or is a holiday, and then it
8 shall also be excluded. If the day succeeding a Saturday,
9 Sunday, or holiday is also a holiday, a Saturday, or a Sunday,
10 then that succeeding day shall also be excluded. For the
11 purposes of this Code, "holiday" means: New Year's Day; Dr.
12 Martin Luther King, Jr.'s Birthday; Lincoln's Birthday;
13 President's Day; Memorial Day; Juneteenth National Freedom
14 Day; Independence Day; Labor Day; Columbus Day; General
15 Election Day; Veterans' Day; Thanksgiving Day; Christmas Day;
16 and any other day from time to time declared by the President
17 of the United States or the Governor of Illinois to be a day
18 during which the agencies of the State of Illinois that are
19 ordinarily open to do business with the public shall be closed
20 for business.

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

1 (Source: P.A. 101-642, eff. 6-16-20; 102-14, eff. 1-1-22;
2 102-334, eff. 8-9-21.)

3 Section 15. The School Code is amended by changing Section
4 24-2 as follows:

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

7 (a) Teachers shall not be required to teach on Saturdays,
8 nor, except as provided in subsection (b) of this Section,
9 shall teachers or other school employees, other than
10 noncertificated school employees whose presence is necessary
11 because of an emergency or for the continued operation and
12 maintenance of school facilities or property, be required to
13 work on legal school holidays, which are January 1, New Year's
14 Day; the third Monday in January, the Birthday of Dr. Martin
15 Luther King, Jr.; February 12, the Birthday of President
16 Abraham Lincoln; the first Monday in March (to be known as
17 Casimir Pulaski's birthday); Good Friday; the day designated
18 as Memorial Day by federal law; June 19, Juneteenth National
19 Freedom Day; July 4, Independence Day; the first Monday in
20 September, Labor Day; the second Monday in October, Columbus
21 Day; the first Tuesday after the first Monday of November in
22 even years, General Election Day; November 11, Veterans' Day;
23 the Thursday in November commonly called Thanksgiving Day; and
24 December 25, Christmas Day. School boards may grant special

1 holidays whenever in their judgment such action is advisable.
2 No deduction shall be made from the time or compensation of a
3 school employee on account of any legal or special holiday.

4 (b) A school board or other entity eligible to apply for
5 waivers and modifications under Section 2-3.25g of this Code
6 is authorized to hold school or schedule teachers' institutes,
7 parent-teacher conferences, or staff development on the third
8 Monday in January (the Birthday of Dr. Martin Luther King,
9 Jr.); February 12 (the Birthday of President Abraham Lincoln);
10 the first Monday in March (known as Casimir Pulaski's
11 birthday); the second Monday in October (Columbus Day); and
12 November 11 (Veterans' Day), provided that:

13 (1) the person or persons honored by the holiday are
14 recognized through instructional activities conducted on
15 that day or, if the day is not used for student attendance,
16 on the first school day preceding or following that day;
17 and

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

25 (c) Commemorative holidays, which recognize specified
26 patriotic, civic, cultural or historical persons, activities,

1 or events, are regular school days. Commemorative holidays
2 are: January 17 (the birthday of Muhammad Ali), January 28 (to
3 be known as Christa McAuliffe Day and observed as a
4 commemoration of space exploration), February 15 (the birthday
5 of Susan B. Anthony), March 29 (Viet Nam War Veterans' Day),
6 September 11 (September 11th Day of Remembrance), the school
7 day immediately preceding Veterans' Day (Korean War Veterans'
8 Day), October 1 (Recycling Day), October 7 (Iraq and
9 Afghanistan Veterans Remembrance Day), December 7 (Pearl
10 Harbor Veterans' Day), and any day so appointed by the
11 President or Governor. School boards may establish
12 commemorative holidays whenever in their judgment such action
13 is advisable. School boards shall include instruction relative
14 to commemorated persons, activities, or events on the
15 commemorative holiday or at any other time during the school
16 year and at any point in the curriculum when such instruction
17 may be deemed appropriate. The State Board of Education shall
18 prepare and make available to school boards instructional
19 materials relative to commemorated persons, activities, or
20 events which may be used by school boards in conjunction with
21 any instruction provided pursuant to this paragraph.

22 (d) City of Chicago School District 299 shall observe
23 March 4 of each year as a commemorative holiday. This holiday
24 shall be known as Mayors' Day which shall be a day to
25 commemorate and be reminded of the past Chief Executive
26 Officers of the City of Chicago, and in particular the late

1 Mayor Richard J. Daley and the late Mayor Harold Washington.
2 If March 4 falls on a Saturday or Sunday, Mayors' Day shall be
3 observed on the following Monday.

4 ~~(e) Notwithstanding any other provision of State law to~~
5 ~~the contrary, November 3, 2020 shall be a State holiday known~~
6 ~~as 2020 General Election Day and shall be observed throughout~~
7 ~~the State pursuant to this amendatory Act of the 101st General~~
8 ~~Assembly. All government offices, with the exception of~~
9 ~~election authorities, shall be closed for General Election Day~~
10 unless authorized to be used as a location for election day
11 services or as a polling place.

12 Notwithstanding any other provision of State law to the
13 contrary, November 8, 2022 shall be a State holiday known as
14 2022 General Election Day and shall be observed throughout the
15 State under Public Act 102-15 ~~this amendatory Act of the 102nd~~
16 ~~General Assembly.~~

17 (Source: P.A. 101-642, eff. 6-16-20; 102-14, eff. 1-1-22;
18 102-15, eff. 6-17-21; 102-334, eff. 8-9-21; 102-411, eff.
19 1-1-22; revised 10-4-21.)

20 Section 20. The State Universities Civil Service Act is
21 amended by changing Section 45a as follows:

22 (110 ILCS 70/45a) (from Ch. 24 1/2, par. 381.1)

23 Sec. 45a. Except as provided in the second sentence of
24 this Section, all officers and employees subject to this Act,

1 shall have the following days as holidays, for which they
2 shall receive their usual compensation: New Year's Day,
3 January 1, Memorial Day, as determined by the law of the State
4 of Illinois, Independence Day, July 4, Labor Day, the first
5 Monday in September, General Election Day, the first Tuesday
6 after the first Monday of November in even years, Thanksgiving
7 Day, the fourth Thursday of November, Christmas Day, December
8 25, and five holidays to be designated by each college,
9 university, agency and community college subject to this Act.
10 Craft and trade employees subject to this Act shall be paid for
11 all paid holidays included in their area agreement, and will
12 be paid for all five holidays designated by their employer
13 pursuant to this Section.

14 College, university, agency, and community college offices
15 ~~Notwithstanding any other provision of State law to the~~
16 ~~contrary, November 3, 2020 shall be a State holiday known as~~
17 ~~2020 General Election Day and shall be observed throughout the~~
18 ~~State pursuant to this amendatory Act of the 101st General~~
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26 ~~State under this amendatory Act of the 102nd General Assembly.~~

1 (Source: P.A. 101-642, eff. 6-16-20; 102-15, eff. 6-17-21.)

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