

SB2033



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB2033

Introduced 2/26/2021, by Sen. Don Harmon - Ram Villivalam

SYNOPSIS AS INTRODUCED:

10 ILCS 120/5-5

Amends the Illinois Voting Rights Act of 2011. Provides that, in any redistricting plan pursuant to Illinois law for the redistricting or reapportionment of county board districts, such districts shall be drawn to create crossover districts, coalition districts, or influence districts. Provides that the requirements imposed by this Article are in addition and subordinate to any requirements or obligations imposed by the United States Constitution, any federal law regarding redistricting, including, but not limited to, the federal Voting Rights Act, and the Illinois Constitution. Effective immediately.

LRB102 17292 SMS 22772 b

A BILL FOR

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 Illinois Voting Rights Act of 2011 is
5 amended by changing Section 5-5 as follows:

6 (10 ILCS 120/5-5)

7 Sec. 5-5. Redistricting.

8 (a) In any redistricting plan pursuant to Article IV,
9 Section 3 of the Illinois Constitution, Legislative Districts
10 and Representative Districts shall be drawn, subject to
11 subsection (d) of this Section, to create crossover districts,
12 coalition districts, or influence districts. The requirements
13 imposed by this Article are in addition and subordinate to any
14 requirements or obligations imposed by the United States
15 Constitution, any federal law regarding redistricting
16 Legislative Districts or Representative Districts, including
17 but not limited to the federal Voting Rights Act, and the
18 Illinois Constitution.

19 (a-5) In any redistricting plan pursuant to Illinois law
20 for the redistricting or reapportionment of county board
21 districts, such districts shall be drawn, subject to
22 subsection (d), to create crossover districts, coalition
23 districts, or influence districts.

1 (b) The phrase "crossover district" means a district where
2 a racial minority or language minority constitutes less than a
3 majority of the voting-age population but where this minority,
4 at least potentially, is large enough to elect the candidate
5 of its choice with help from voters who are members of the
6 majority and who cross over to support the minority's
7 preferred candidate. The phrase "coalition district" means a
8 district where more than one group of racial minorities or
9 language minorities may form a coalition to elect the
10 candidate of the coalition's choice. The phrase "influence
11 district" means a district where a racial minority or language
12 minority can influence the outcome of an election even if its
13 preferred candidate cannot be elected.

14 (c) For purposes of this Act, the phrase "racial
15 minorities or language minorities", in either the singular or
16 the plural, means the same class of voters who are members of a
17 race, color, or language minority group receiving protection
18 under the federal Voting Rights Act, 42 U.S.C. § 1973; 42
19 U.S.C. § 1973b(f) (2); 42 U.S.C. § 1973aa-1a(e).

20 (d) Nothing in this Act shall be construed, applied, or
21 implemented in a way that imposes any requirement or
22 obligation that conflicts with the United States Constitution,
23 any federal law regarding redistricting Legislative Districts
24 or Representative Districts, including but not limited to the
25 federal Voting Rights Act, or the Illinois Constitution and
26 the requirements imposed by this Article are in addition to

1 and subordinate to any requirements or obligations imposed by
2 such Constitutions and laws.

3 (e) In the event of a violation of this Act, the
4 redistricting plan shall be redrawn to the least extent
5 necessary to remedy the violation.

6 (Source: P.A. 96-1541, eff. 3-7-11.)

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