



## 103RD GENERAL ASSEMBLY

### State of Illinois

### 2023 and 2024

### HB3034

Introduced 2/16/2023, by Rep. Maurice A. West, II

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/2A-1.1d new

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. Amends the Illinois Procurement Code, School Code, and State Universities Civil Service Act making conforming changes. Effective immediately.

LRB103 26243 BMS 52603 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 adding Section  
5 2A-1.1d as follows:

6 (10 ILCS 5/2A-1.1d new)

7 Sec. 2A-1.1d. General Election Day State holiday.  
8 Notwithstanding any other provision of State law to the  
9 contrary, the date of the general election on the first  
10 Tuesday after the first Monday of November in even years shall  
11 be a State holiday known as General Election Day and shall be  
12 observed throughout the State. General Election Day is a legal  
13 school holiday for purposes of the School Code and State  
14 Universities Civil Service Act. Any school closed for General  
15 Election Day shall be made available to an election authority  
16 as a polling place for General Election Day.

17 Section 10. The Illinois Procurement Code is amended by  
18 changing Section 15-45 as follows:

19 (30 ILCS 500/15-45)

20 Sec. 15-45. Computation of days. The time within which any  
21 act provided in this Code is to be done shall be computed by

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

16 ~~Notwithstanding any other provision of State law to the~~  
17 ~~contrary, November 3, 2020 shall be a State holiday known as~~  
18 ~~2020 General Election Day and shall be observed throughout the~~  
19 ~~State pursuant to this amendatory Act of the 101st General~~  
20 ~~Assembly.~~

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

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

1 (105 ILCS 5/24-2) (from Ch. 122, par. 24-2)

2 Sec. 24-2. Holidays.

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

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

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

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

19 (c) Commemorative holidays, which recognize specified  
20 patriotic, civic, cultural or historical persons, activities,  
21 or events, are regular school days. Commemorative holidays  
22 are: January 17 (the birthday of Muhammad Ali), January 28 (to  
23 be known as Christa McAuliffe Day and observed as a  
24 commemoration of space exploration), February 15 (the birthday  
25 of Susan B. Anthony), March 29 (Viet Nam War Veterans' Day),  
26 September 11 (September 11th Day of Remembrance), the school

1 day immediately preceding Veterans' Day (Korean War Veterans'  
2 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  
17 March 4 of each year as a commemorative holiday. This holiday  
18 shall be known as Mayors' Day which shall be a day to  
19 commemorate and be reminded of the past Chief Executive  
20 Officers of the City of Chicago, and in particular the late  
21 Mayor Richard J. Daley and the late Mayor Harold Washington.  
22 If March 4 falls on a Saturday or Sunday, Mayors' Day shall be  
23 observed on the following Monday.

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

1 ~~the 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 for General Election Day  
4 unless authorized to be used as a location for election day  
5 services or as a polling place.

6 ~~Notwithstanding any other provision of State law to the~~  
7 ~~contrary, November 8, 2022 shall be a State holiday known as~~  
8 ~~2022 General Election Day and shall be observed throughout the~~  
9 ~~State under Public Act 102-15.~~

10 (Source: P.A. 101-642, eff. 6-16-20; 102-14, eff. 1-1-22;  
11 102-15, eff. 6-17-21; 102-334, eff. 8-9-21; 102-411, eff.  
12 1-1-22; 102-813, eff. 5-13-22.)

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

15 (110 ILCS 70/45a) (from Ch. 24 1/2, par. 381.1)

16 Sec. 45a. Except as provided in the second sentence of  
17 this Section, all officers and employees subject to this Act,  
18 shall have the following days as holidays, for which they  
19 shall receive their usual compensation: New Year's Day,  
20 January 1, Memorial Day, as determined by the law of the State  
21 of Illinois, Juneteenth National Freedom Day, as determined by  
22 the law of the State of Illinois, Independence Day, July 4,  
23 Labor Day, the first Monday in September, General Election  
24 Day, the first Tuesday after the first Monday of November in

1 even years, Thanksgiving Day, the fourth Thursday of November,  
2 Christmas Day, December 25, and five holidays to be designated  
3 by each college, university, or agency subject to this Act.  
4 Craft and trade employees subject to this Act shall be paid for  
5 all paid holidays included in their area agreement, and will  
6 be paid for all five holidays designated by their employer  
7 pursuant to this Section.

8 College, university, agency, and community college offices  
9 ~~Notwithstanding any other provision of State law to the~~  
10 ~~contrary, November 3, 2020 shall be a State holiday known as~~  
11 ~~2020 General Election Day and shall be observed throughout the~~  
12 ~~State pursuant to this amendatory Act of the 101st General~~  
13 ~~Assembly. All government offices, with the exception of~~  
14 ~~election authorities,~~ shall be closed on General Election Day  
15 unless authorized to be used as a location for election day  
16 services or as a polling place.

17 ~~Notwithstanding any other provision of State law to the~~  
18 ~~contrary, November 8, 2022 shall be a State holiday known as~~  
19 ~~2022 General Election Day and shall be observed throughout the~~  
20 ~~State under this amendatory Act of the 102nd General Assembly.~~

21 (Source: P.A. 101-642, eff. 6-16-20; 102-15, eff. 6-17-21;  
22 102-1075, eff. 6-10-22.)

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