



Sen. Dan McConchie

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10300SB1105sam001

LRB103 05540 AWJ 72666 a

1 AMENDMENT TO SENATE BILL 1105

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1105 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Township Code is amended by changing  
5 Section 60-5 as follows:

6 (60 ILCS 1/60-5)

7 Sec. 60-5. Filling vacancies in township offices.

8 (a) Except for the office of township or multi-township  
9 assessor, if a township fails to elect the number of township  
10 officers that the township is entitled to by law, or a person  
11 elected to any township office fails to qualify, or a vacancy  
12 in any township office occurs for any other reason including  
13 without limitation the resignation of an officer or the  
14 conviction in any court of the State of Illinois or of the  
15 United States of an officer for an infamous crime, then the  
16 township board shall fill the vacancy by appointment, by

1 warrant under their signatures and seals, and the persons so  
2 appointed shall hold their respective offices for the  
3 remainder of the unexpired terms. All persons so appointed  
4 shall have the same powers and duties and are subject to the  
5 same penalties as if they had been elected or appointed for a  
6 full term of office. A vacancy in the office of township or  
7 multi-township assessor shall be filled only as provided in  
8 the Property Tax Code.

9 For purposes of this subsection (a), a conviction for an  
10 offense that disqualifies an officer from holding that office  
11 occurs on the date of (i) the entry of a plea of guilty in  
12 court, (ii) the return of a guilty verdict, or (iii) in the  
13 case of a trial by the court, the entry of a finding of guilt.

14 (b) If a vacancy on the township board is not filled within  
15 60 days, then a special township meeting must be called under  
16 Section 35-5 to select a replacement under Section 35-35.

17 (b-5) If the vacancy being filled under subsection (a) or  
18 (b) is for the township supervisor, a trustee shall be  
19 appointed as deputy supervisor to perform the ministerial  
20 functions of that office until the vacancy is filled under  
21 subsections (a) or (b). Once the vacancy is filled under  
22 subsections (a) or (b), the deputy supervisor's appointment is  
23 terminated.

24 (c) Except as otherwise provided in this Section, whenever  
25 any township or multi-township office becomes vacant or  
26 temporarily vacant, the township or multi-township board may

1 temporarily appoint a deputy to perform the ministerial  
2 functions of the vacant office until the vacancy has been  
3 filled as provided in subsection (a) or (b). If the office is  
4 temporarily vacant, the temporarily appointed deputy may  
5 perform the ministerial functions of the vacant office until  
6 the township officer submits a written statement to the  
7 appropriate board that he or she is able to resume his or her  
8 duties. The statement shall be sworn to before an officer  
9 authorized to administer oaths in this State. A temporary  
10 deputy shall not be permitted to vote at any meeting of the  
11 township board on any matter properly before the board unless  
12 the appointed deputy is a trustee of the board at the time of  
13 the vote. If the appointed deputy is a trustee appointed as a  
14 temporary deputy, his or her trustee compensation shall be  
15 suspended until he or she concludes his or her appointment as  
16 an appointed deputy upon the permanent appointment to fill the  
17 vacancy. The compensation of a temporary deputy shall be  
18 determined by the appropriate board. The township board shall  
19 not appoint a deputy clerk if the township clerk has appointed  
20 a deputy clerk under Section 75-45.

21 (d) Except for the temporary appointment of a deputy under  
22 subsection (c) and except for the appointment of a person to an  
23 office whose former member was not a member of an established  
24 political party, as that term is defined under Section 10-2 of  
25 the Election Code, who is appointed under subsection (b), any  
26 person appointed to fill a vacancy under this Section shall be

1 a member of the same political party as the person vacating the  
2 office if the person vacating the office was elected as a  
3 member of an established political party, under Section 10-2  
4 of the Election Code, that is still in existence at the time of  
5 appointment. The appointee shall establish his or her  
6 political party affiliation by his or her record of voting in  
7 party primary elections or by holding or having held an office  
8 in a political party organization before appointment. If the  
9 appointee has not voted in a party primary election or is not  
10 holding or has not held an office in a political party  
11 organization before the appointment, then the appointee shall  
12 establish his or her political party affiliation by his or her  
13 record of participating in a political party's nomination or  
14 election caucus.

15 (Source: P.A. 101-104, eff. 7-19-19.)".