

1 AMENDMENT TO HOUSE BILL 2207

2 AMENDMENT NO. _____. Amend House Bill 2207 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Sections 28-6 and 28-9 as follows:

6 (10 ILCS 5/28-6) (from Ch. 46, par. 28-6)

7 Sec. 28-6. Petitions; filing.

8 (a) On a written petition signed by a number of voters
9 equal to at least 8% of the votes cast for candidates for
10 Governor in the preceding gubernatorial election by 10%--of
11 the registered voters of the any municipality, township,
12 county or school district it shall be the duty of the proper
13 election officers to submit any question of public policy so
14 petitioned for, to the electors of such political subdivision
15 at any regular election named in the petition at which an
16 election is scheduled to be held throughout such political
17 subdivision under Article 2A. Such petitions shall be filed
18 with the local election official of the political subdivision
19 or election authority, as the case may be. Where such a
20 question is to be submitted to the voters of a municipality
21 which has adopted Article 6, or a township or school district
22 located entirely within the jurisdiction of a municipal board

1 of election commissioners, such petitions shall be filed with
2 the board of election commissioners having jurisdiction over
3 the political subdivision.

4 (b) In a municipality ~~with more than 1,000,000~~
5 ~~inhabitants~~, when a question of public policy exclusively
6 concerning a contiguous territory included entirely within
7 but not coextensive with the municipality is initiated by
8 resolution or ordinance of the corporate authorities of the
9 municipality, or by a petition which may be signed by
10 registered voters who reside in any part of any precinct all
11 or part of which includes all or part of the territory and
12 who equal in number at least 8% of the total votes cast for
13 candidates for Governor in the preceding gubernatorial
14 election by 10% of the total number of registered voters of
15 the precinct or precincts the registered voters of which are
16 eligible to sign the petition, it shall be the duty of the
17 election authority having jurisdiction over such municipality
18 to submit such question to the electors throughout each
19 precinct all or part of which includes all or part of the
20 territory at the regular election specified in the
21 resolution, ordinance or petition initiating the public
22 question. A petition initiating a public question described
23 in this subsection shall be filed with the election authority
24 having jurisdiction over the municipality. A resolution,
25 ordinance or petition initiating a public question described
26 in this subsection shall specify the election at which the
27 question is to be submitted.

28 (c) Local questions of public policy authorized by this
29 Section and statewide questions of public policy authorized
30 by Section 28-9 shall be advisory public questions, and no
31 legal effects shall result from the adoption or rejection of
32 such propositions.

33 (d) This Section does not apply to a petition filed
34 pursuant to Article IX of the Liquor Control Act of 1934.

1 (Source: P.A. 84-1467.)

2 (10 ILCS 5/28-9) (from Ch. 46, par. 28-9)

3 Sec. 28-9. Petitions for proposed amendments to Article
4 IV of the Constitution pursuant to Section 3, Article XIV of
5 the Constitution shall be signed by a number of electors
6 equal in number to at least 8% of the total votes cast for
7 candidates for Governor in the preceding gubernatorial
8 election. Such petition shall have been signed by the
9 petitioning electors not more than 24 months preceding the
10 general election at which the proposed amendment is to be
11 submitted and shall be filed with the Secretary of State at
12 least 6 months before that general election.

13 Upon receipt of a petition for a proposed Constitutional
14 amendment, the Secretary of State shall, as soon as is
15 practicable, but no later than the close of the next business
16 day, deliver such petition to the State Board of Elections.

17 Petitions for advisory questions of public policy to be
18 submitted to the voters of the entire State shall be signed
19 by a number of voters equal in number to 8% of the total
20 votes cast for candidates for Governor in the preceding
21 gubernatorial election ~~at least 10% of the registered voters~~
22 ~~in the State.~~ Such petition shall have been signed by said
23 petitioners not more than 24 months preceding the date of the
24 general election at which the question is to be submitted and
25 shall be filed with the State Board of Elections at least 6
26 months before that general election.

27 The proponents of the proposed Constitutional amendment
28 or statewide advisory public question shall file the original
29 petition in bound election jurisdiction sections. Each
30 section shall be composed of consecutively numbered petition
31 sheets containing only the signatures of registered voters of
32 a single election jurisdiction and, at the top of each
33 petition sheet, the name of the election jurisdiction shall

1 be typed or printed in block letters; provided that, if the
2 name of the election jurisdiction is not so printed, the
3 election jurisdiction of the circulator of that petition
4 sheet shall be controlling with respect to the signatures on
5 that sheet. Any petition sheets not consecutively numbered or
6 which contain duplicate page numbers already used on other
7 sheets, or are photocopies or duplicates of the original
8 sheets, shall not be considered part of the petition for the
9 purpose of the random sampling verification and shall not be
10 counted toward the minimum number of signatures required to
11 qualify the proposed constitutional amendment or statewide
12 advisory public question for the ballot.

13 Within 7 business days following the last day for filing
14 the original petition, the proponents shall also file copies
15 of the sectioned election jurisdiction petition sheets with
16 each proper election authority and obtain a receipt therefor.

17 For purposes of this Act, the following terms shall be
18 defined and construed as follows:

- 19 1. "Board" means the State Board of Elections.
- 20 2. "Election Authority" means a county clerk or city or
21 county board of election commissioners.
- 22 3. "Election Jurisdiction" means (a) an entire county,
23 in the case of a county in which no city board of election
24 commissioners is located or which is under the jurisdiction
25 of a county board of election commissioners; (b) the
26 territorial jurisdiction of a city board of election
27 commissioners; and (c) the territory in a county outside of
28 the jurisdiction of a city board of election commissioners.
29 In each instance election jurisdiction shall be determined
30 according to which election authority maintains the permanent
31 registration records of qualified electors.
- 32 4. "Proponents" means any person, association,
33 committee, organization or other group, or their designated
34 representatives, who advocate and cause the circulation and

1 filing of petitions for a statewide advisory question of
2 public policy or a proposed constitutional amendment for
3 submission at a general election and who has registered with
4 the Board as provided in this Act.

5 5. "Opponents" means any person, association, committee,
6 organization or other group, or their designated
7 representatives, who oppose a statewide advisory question of
8 public policy or a proposed constitutional amendment for
9 submission at a general election and who have registered with
10 the Board as provided in this Act.

11 (Source: P.A. 87-1052.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law."