

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 17-16.1 as follows:

6 (10 ILCS 5/17-16.1) (from Ch. 46, par. 17-16.1)

7 Sec. 17-16.1. Write-in votes shall be counted only for
8 persons who have filed notarized declarations of intent to be
9 write-in candidates with the proper election authority or
10 authorities not later than 5:00 p.m. on the 61st day Tuesday
11 immediately preceding the election.

12 Forms for the declaration of intent to be a write-in
13 candidate shall be supplied by the election authorities.
14 Such declaration shall specify the office for which the
15 person seeks election as a write-in candidate.

16 The election authority or authorities shall deliver a
17 list of all persons who have filed such declarations to the
18 election judges in the appropriate precincts prior to the
19 election.

20 A candidate for whom a nomination paper has been filed as
21 a partisan candidate at a primary election, and who is
22 defeated for his or her nomination at the primary election is
23 ineligible to file a declaration of intent to be a write-in
24 candidate for election in that general or consolidated
25 election.

26 A candidate seeking election to an office for which
27 candidates of political parties are nominated by caucus who
28 is a participant in the caucus and who is defeated for his or
29 her nomination at such caucus is ineligible to file a
30 declaration of intent to be a write-in candidate for election
31 in that general or consolidated election.

1 A candidate seeking election to an office for which
2 candidates are nominated at a primary election on a
3 nonpartisan basis and who is defeated for his or her
4 nomination at the primary election is ineligible to file a
5 declaration of intent to be a write-in candidate for election
6 in that general or consolidated election.

7 Nothing in this Section shall be construed to apply to
8 votes cast under the provisions of subsection (b) of Section
9 16-5.01.

10 (Source: P.A. 89-653, eff. 8-14-96.)

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