



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT
HC0012

Introduced 2/17/2005, by Rep. Kurt M. Granberg

SYNOPSIS AS INTRODUCED:

ILCON Art. V, Sec. 1
ILCON Art. V, Sec. 2
ILCON Art. V, Sec. 3
ILCON Art. V, Sec. 4
ILCON Art. V, Sec. 6
ILCON Art. V, Sec. 7
ILCON Art. V, Sec. 14

Proposes to amend the Executive Article of the Illinois Constitution. Eliminates the office of Lieutenant Governor upon the conclusion of the term of the Lieutenant Governor elected in 2002, regardless of whether an election for Lieutenant Governor is held at the same general election at which this Constitutional Amendment is adopted. Effective upon being declared adopted.

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1 HOUSE JOINT RESOLUTION
 2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE
 4 NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE
 5 SENATE CONCURRING HEREIN, that there shall be submitted to the
 6 electors of the State for adoption or rejection at the general
 7 election next occurring at least 6 months after the adoption of
 8 this resolution a proposition to amend Article V of the
 9 Illinois Constitution by changing Sections 1, 2, 3, 6, and 7
 10 and by repealing Sections 4 and 14 as follows:

11 ARTICLE V
 12 THE EXECUTIVE

13 (ILCON Art. V, Sec. 1)

14 SECTION 1. OFFICERS

15 The Executive Branch shall include a Governor, ~~Lieutenant~~
 16 ~~Governor,~~ Attorney General, Secretary of State, Comptroller
 17 and Treasurer elected by the electors of the State. They shall
 18 keep the public records and maintain a residence at the seat of
 19 government during their terms of office.

20 (Source: Illinois Constitution.)

21 (ILCON Art. V, Sec. 2)

22 SECTION 2. TERMS

23 These elected officers of the Executive Branch shall hold
 24 office for four years beginning on the second Monday of January
 25 after their election and, ~~except in the case of the Lieutenant~~
 26 ~~Governor,~~ until their successors are qualified. They shall be
 27 elected at the general election in 1978 and every four years
 28 thereafter.

29 (Source: Illinois Constitution.)

30 (ILCON Art. V, Sec. 3)

1 SECTION 3. ELIGIBILITY

2 To be eligible to hold the office of Governor, ~~Lieutenant~~
3 ~~Governor~~, Attorney General, Secretary of State, Comptroller or
4 Treasurer, a person must be a United States citizen, at least
5 25 years old, and a resident of this State for the three years
6 preceding his election.

7 (Source: Illinois Constitution.)

8 (ILCON Art. V, Sec. 4)

9 SECTION 4. JOINT ELECTION (REPEALED)

10 ~~In the general election for Governor and Lieutenant~~
11 ~~Governor, one vote shall be cast jointly for the candidates~~
12 ~~nominated by the same political party or petition. The General~~
13 ~~Assembly may provide by law for the joint nomination of~~
14 ~~candidates for Governor and Lieutenant Governor.~~

15 (Source: Illinois Constitution.)

16 (ILCON Art. V, Sec. 6)

17 SECTION 6. GUBERNATORIAL SUCCESSION

18 (a) In the event of a vacancy, the order of succession to
19 the office of Governor or to the position of Acting Governor
20 shall be ~~the Lieutenant Governor~~, the elected Attorney General,
21 the elected Secretary of State, and then as provided by law.

22 (b) If the Governor is unable to serve because of death,
23 conviction on impeachment, failure to qualify, resignation or
24 other disability, the office of Governor shall be filled by the
25 officer next in line of succession for the remainder of the
26 term or until the disability is removed.

27 (c) Whenever the Governor determines that he may be
28 seriously impeded in the exercise of his powers, he shall so
29 notify the Secretary of State and the officer next in line of
30 succession. The latter shall thereafter become Acting Governor
31 with the duties and powers of Governor. When the Governor is
32 prepared to resume office, he shall do so by notifying the
33 Secretary of State and the Acting Governor.

34 (d) The General Assembly by law shall specify by whom and

1 by what procedures the ability of the Governor to serve or to
2 resume office may be questioned and determined. The Supreme
3 Court shall have original and exclusive jurisdiction to review
4 such a law and any such determination and, in the absence of
5 such a law, shall make the determination under such rules as it
6 may adopt.

7 (Source: Illinois Constitution.)

8 (ILCON Art. V, Sec. 7)

9 SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

10 If the Attorney General, Secretary of State, Comptroller or
11 Treasurer fails to qualify or if his office becomes vacant, the
12 Governor shall fill the office by appointment. The appointee
13 shall hold office until the elected officer qualifies or until
14 a successor is elected and qualified as may be provided by law
15 and shall not be subject to removal by the Governor. ~~If the~~
16 ~~Lieutenant Governor fails to qualify or if his office becomes~~
17 ~~vacant, it shall remain vacant until the end of the term.~~

18 (Source: Illinois Constitution.)

19 (ILCON Art. V, Sec. 14)

20 SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)

21 ~~The Lieutenant Governor shall perform the duties and~~
22 ~~exercise the powers in the Executive Branch that may be~~
23 ~~delegated to him by the Governor and that may be prescribed by~~
24 ~~law.~~

25 (Source: Illinois Constitution.)

26 SCHEDULE

27 This Constitutional Amendment takes effect upon being
28 declared adopted in accordance with Section 7 of the Illinois
29 Constitutional Amendment Act and applies upon the conclusion of
30 the term of office of the Lieutenant Governor elected in 2002.
31 The office of Lieutenant Governor is thereupon abolished
32 regardless of whether an election for Lieutenant Governor is
33 held at the same general election at which this Constitutional

1 Amendment is adopted.