



HC0028HAM001

LRB095 12660 RCE 47318 a

1 AMENDMENT TO HOUSE JOINT RESOLUTION
2 CONSTITUTIONAL AMENDMENT 28

3 AMENDMENT NO. ____ . Amend House Joint Resolution
4 Constitutional Amendment 28 by replacing line 3 on page 1
5 through line 5 on page 4 with the following:

6 "RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE
7 NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE
8 SENATE CONCURRING HEREIN, that there shall be submitted to the
9 electors of the State for adoption or rejection at the general
10 election next occurring at least 6 months after the adoption of
11 this resolution a proposition to add Sections 4.1, 4.2, 4.3,
12 and 4.4 to Article III of the Illinois Constitution as follows:

13 ARTICLE III
14 SUFFRAGE AND ELECTIONS

15 (ILCON Art. III, Sec. 4.1 new)

1 SECTION 4.1. RECALL PETITIONS; OFFICERS, MEMBERS, AND JUDGES

2 (a) Recall of an executive branch officer, as identified in
3 Section 1 of Article V, a member of the General Assembly, or a
4 supreme, appellate, or circuit judge is initiated by delivering
5 to the State Board of Elections, at least 6 months after the
6 beginning of the officer's, member's, or judge's current term
7 of office, a petition alleging reason for recall. Sufficiency
8 of reason is not reviewable. After the initial petition is
9 filed, proponents have 160 days to file signed petitions.
10 Petitions may be challenged as provided by law.

11 (b) A petition to recall an executive branch officer must
12 be signed by electors of the State equal to at least 20% of the
13 last vote for the office, with signatures from each of at least
14 5 counties equal to at least 1% of the last vote for the office
15 in the county. A petition to recall a member of the General
16 Assembly or a supreme, appellate, or circuit judge must be
17 signed by electors of the district that elected the member or
18 judge equal to at least 20% of the last vote for the office.

19 (c) The State Board of Elections shall maintain a
20 continuous count of the signatures certified to the Board.

21 (ILCON Art. III, Sec. 4.2 new)

22 SECTION 4.2. RECALL ELECTIONS

23 (a) An election to determine whether to recall an officer,
24 member, or judge and, if appropriate, to elect a successor
25 shall be proclaimed by the State Board of Elections and held on

1 the first Tuesday (i) that is not less than 60 days after the
2 date of certification of sufficient signatures and (ii) that is
3 the second Tuesday of the month.

4 (b) If the majority vote on the question is to recall, the
5 officer, member, or judge is removed and, if there is a
6 candidate, the candidate who receives a plurality is the
7 successor for the balance of the term. The officer, member, or
8 judge subject to recall may be a candidate.

9 (ILCON Art. III, Sec. 4.3 new)

10 SECTION 4.3. RECALL ELECTIONS; LAW IMPLEMENTING

11 The General Assembly, by law, shall provide for
12 circulation, filing, and certification of petitions,
13 nomination of candidates, and the recall election.

14 (ILCON Art. III, Sec. 4.4 new)

15 SECTION 4.4. NO RECALL

16 If an officer, member, or judge is not recalled, then
17 another recall may not be initiated against that officer,
18 member, or judge during the remainder of his or her current
19 term of office.

20 SCHEDULE

21 This Constitutional Amendment takes effect upon being
22 declared adopted in accordance with Section 7 of the Illinois
23 Constitutional Amendment Act."