



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB1490

Introduced 2/9/2007, by Sen. Pamela J. Althoff - Frank C. Watson

SYNOPSIS AS INTRODUCED:

10 ILCS 5/1A-8

from Ch. 46, par. 1A-8

Amends the Election Code. Gives the State Board of Elections the power to give effect to the directions of an established political party's national committee or State central committee with respect to the certification of the party's Presidential and Vice Presidential candidates selected at the party's national nominating convention in 2008 (now, 2004).

LRB095 10668 JAM 30899 b

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 Section
5 1A-8 as follows:

6 (10 ILCS 5/1A-8) (from Ch. 46, par. 1A-8)

7 Sec. 1A-8. The State Board of Elections shall exercise the
8 following powers and perform the following duties in addition
9 to any powers or duties otherwise provided for by law:

10 (1) Assume all duties and responsibilities of the State
11 Electoral Board and the Secretary of State as heretofore
12 provided in this Act;

13 (2) Disseminate information to and consult with
14 election authorities concerning the conduct of elections
15 and registration in accordance with the laws of this State
16 and the laws of the United States;

17 (3) Furnish to each election authority prior to each
18 primary and general election and any other election it
19 deems necessary, a manual of uniform instructions
20 consistent with the provisions of this Act which shall be
21 used by election authorities in the preparation of the
22 official manual of instruction to be used by the judges of
23 election in any such election. In preparing such manual,

1 the State Board shall consult with representatives of the
2 election authorities throughout the State. The State Board
3 may provide separate portions of the uniform instructions
4 applicable to different election jurisdictions which
5 administer elections under different options provided by
6 law. The State Board may by regulation require particular
7 portions of the uniform instructions to be included in any
8 official manual of instructions published by election
9 authorities. Any manual of instructions published by any
10 election authority shall be identical with the manual of
11 uniform instructions issued by the Board, but may be
12 adapted by the election authority to accommodate special or
13 unusual local election problems, provided that all manuals
14 published by election authorities must be consistent with
15 the provisions of this Act in all respects and must receive
16 the approval of the State Board of Elections prior to
17 publication; provided further that if the State Board does
18 not approve or disapprove of a proposed manual within 60
19 days of its submission, the manual shall be deemed
20 approved.

21 (4) Prescribe and require the use of such uniform
22 forms, notices, and other supplies not inconsistent with
23 the provisions of this Act as it shall deem advisable which
24 shall be used by election authorities in the conduct of
25 elections and registrations;

26 (5) Prepare and certify the form of ballot for any

1 proposed amendment to the Constitution of the State of
2 Illinois, or any referendum to be submitted to the electors
3 throughout the State or, when required to do so by law, to
4 the voters of any area or unit of local government of the
5 State;

6 (6) Require such statistical reports regarding the
7 conduct of elections and registration from election
8 authorities as may be deemed necessary;

9 (7) Review and inspect procedures and records relating
10 to conduct of elections and registration as may be deemed
11 necessary, and to report violations of election laws to the
12 appropriate State's Attorney;

13 (8) Recommend to the General Assembly legislation to
14 improve the administration of elections and registration;

15 (9) Adopt, amend or rescind rules and regulations in
16 the performance of its duties provided that all such rules
17 and regulations must be consistent with the provisions of
18 this Article 1A or issued pursuant to authority otherwise
19 provided by law;

20 (10) Determine the validity and sufficiency of
21 petitions filed under Article XIV, Section 3, of the
22 Constitution of the State of Illinois of 1970;

23 (11) Maintain in its principal office a research
24 library that includes, but is not limited to, abstracts of
25 votes by precinct for general primary elections and general
26 elections, current precinct maps and current precinct poll

1 lists from all election jurisdictions within the State. The
2 research library shall be open to the public during regular
3 business hours. Such abstracts, maps and lists shall be
4 preserved as permanent records and shall be available for
5 examination and copying at a reasonable cost;

6 (12) Supervise the administration of the registration
7 and election laws throughout the State;

8 (13) Obtain from the Department of Central Management
9 Services, under Section 405-250 of the Department of
10 Central Management Services Law (20 ILCS 405/405-250),
11 such use of electronic data processing equipment as may be
12 required to perform the duties of the State Board of
13 Elections and to provide election-related information to
14 candidates, public and party officials, interested civic
15 organizations and the general public in a timely and
16 efficient manner; and

17 (14) To take such action as may be necessary or
18 required to give effect to directions of the national
19 committee or State central committee of an established
20 political party under Sections 7-8, 7-11 and 7-14.1 or such
21 other provisions as may be applicable pertaining to the
22 selection of delegates and alternate delegates to an
23 established political party's national nominating
24 conventions or, notwithstanding any candidate
25 certification schedule contained within the Election Code,
26 the certification of the Presidential and Vice

1 Presidential candidate selected by the established party's
2 national nominating convention in 2008 ~~2004~~.

3 The Board may by regulation delegate any of its duties or
4 functions under this Article, except that final determinations
5 and orders under this Article shall be issued only by the
6 Board.

7 The requirement for reporting to the General Assembly shall
8 be satisfied by filing copies of the report with the Speaker,
9 the Minority Leader and the Clerk of the House of
10 Representatives and the President, the Minority Leader and the
11 Secretary of the Senate and the Legislative Research Unit, as
12 required by Section 3.1 of "An Act to revise the law in
13 relation to the General Assembly", approved February 25, 1874,
14 as amended, and filing such additional copies with the State
15 Government Report Distribution Center for the General Assembly
16 as is required under paragraph (t) of Section 7 of the State
17 Library Act.

18 (Source: P.A. 93-686, eff. 7-8-04.)