



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB1398

Introduced 2/18/2009, by Rep. Michael J. Madigan - Barbara Flynn Currie - Elaine Nekritz

SYNOPSIS AS INTRODUCED:

10 ILCS 5/7-10.2

from Ch. 46, par. 7-10.2

Amends the Election Code. Makes a technical change in a Section concerning the names of candidates on a petition or certificate for nomination.

LRB096 04967 JAM 15033 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 7-10.2 as follows:

6 (10 ILCS 5/7-10.2) (from Ch. 46, par. 7-10.2)

7 Sec. 7-10.2. In the ~~the~~ designation of the name of a
8 candidate on a petition for nomination or certificate of
9 nomination the candidate's given name or names, initial or
10 initials, a nickname by which the candidate is commonly known,
11 or a combination thereof, may be used in addition to the
12 candidate's surname. If a candidate has changed his or her
13 name, whether by a statutory or common law procedure in
14 Illinois or any other jurisdiction, within 3 years before the
15 last day for filing the petition or certificate for that
16 office, whichever is applicable, then (i) the candidate's name
17 on the petition or certificate must be followed by "formerly
18 known as (list all prior names during the 3-year period) until
19 name changed on (list date of each such name change)" and (ii)
20 the petition or certificate must be accompanied by the
21 candidate's affidavit stating the candidate's previous names
22 during the period specified in (i) and the date or dates each
23 of those names was changed; failure to meet these requirements

1 shall be grounds for denying certification of the candidate's
2 name for the ballot or removing the candidate's name from the
3 ballot, as appropriate, but these requirements do not apply to
4 name changes resulting from adoption to assume an adoptive
5 parent's or parents' surname, marriage to assume a spouse's
6 surname, or dissolution of marriage or declaration of
7 invalidity of marriage to assume a former surname. No other
8 designation such as a political slogan, as defined by Section
9 7-17, title or degree, or nickname suggesting or implying
10 possession of a title, degree or professional status, or
11 similar information may be used in connection with the
12 candidate's surname.

13 (Source: P.A. 93-574, eff. 8-21-03; 94-1090, eff. 6-1-07.)