

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Governmental Ethics Act is amended  
5 by changing Section 4A-101 as follows:

6 (5 ILCS 420/4A-101) (from Ch. 127, par. 604A-101)

7 Sec. 4A-101. Persons required to file. The following  
8 persons shall file verified written statements of economic  
9 interests, as provided in this Article:

10 (a) Members of the General Assembly and candidates for  
11 nomination or election to the General Assembly.

12 (b) Persons holding an elected office in the Executive  
13 Branch of this State or on the Board of Trustees of the  
14 University of Illinois, and candidates for nomination or  
15 election to these offices.

16 (c) Members of a Commission or Board created by the  
17 Illinois Constitution, and candidates for nomination or  
18 election to such Commission or Board.

19 (d) Persons whose appointment to office is subject to  
20 confirmation by the Senate and persons appointed by the  
21 Governor to any other position on a board or commission  
22 described in subsection (a) of Section 15 of the  
23 Gubernatorial Boards and Commissions Act.

1           (e) Holders of, and candidates for nomination or  
2 election to, the office of judge or associate judge of the  
3 Circuit Court and the office of judge of the Appellate or  
4 Supreme Court.

5           (f) Persons who are employed by any branch, agency,  
6 authority or board of the government of this State,  
7 including but not limited to, the Illinois State Toll  
8 Highway Authority, the Illinois Housing Development  
9 Authority, the Illinois Community College Board, and  
10 institutions under the jurisdiction of the Board of  
11 Trustees of the University of Illinois, Board of Trustees  
12 of Southern Illinois University, Board of Trustees of  
13 Chicago State University, Board of Trustees of Eastern  
14 Illinois University, Board of Trustees of Governor's State  
15 University, Board of Trustees of Illinois State  
16 University, Board of Trustees of Northeastern Illinois  
17 University, Board of Trustees of Northern Illinois  
18 University, Board of Trustees of Western Illinois  
19 University, or Board of Trustees of the Illinois  
20 Mathematics and Science Academy, and are compensated for  
21 services as employees and not as independent contractors  
22 and who:

23           (1) are, or function as, the head of a department,  
24 commission, board, division, bureau, authority or  
25 other administrative unit within the government of  
26 this State, or who exercise similar authority within

1 the government of this State;

2 (2) have direct supervisory authority over, or  
3 direct responsibility for the formulation,  
4 negotiation, issuance or execution of contracts  
5 entered into by the State in the amount of \$5,000 or  
6 more;

7 (3) have authority for the issuance or  
8 promulgation of rules and regulations within areas  
9 under the authority of the State;

10 (4) have authority for the approval of  
11 professional licenses;

12 (5) have responsibility with respect to the  
13 financial inspection of regulated nongovernmental  
14 entities;

15 (6) adjudicate, arbitrate, or decide any judicial  
16 or administrative proceeding, or review the  
17 adjudication, arbitration or decision of any judicial  
18 or administrative proceeding within the authority of  
19 the State;

20 (7) have supervisory responsibility for 20 or more  
21 employees of the State;

22 (8) negotiate, assign, authorize, or grant naming  
23 rights or sponsorship rights regarding any property or  
24 asset of the State, whether real, personal, tangible,  
25 or intangible; or

26 (9) have responsibility with respect to the

1 procurement of goods or services.

2 (g) Persons who are elected to office in a unit of  
3 local government, and candidates for nomination or  
4 election to that office, including regional  
5 superintendents of school districts.

6 (h) Persons appointed to the governing board of a unit  
7 of local government, or of a special district, and persons  
8 appointed to a zoning board, or zoning board of appeals, or  
9 to a regional, county, or municipal plan commission, or to  
10 a board of review of any county, and persons appointed to  
11 the Board of the Metropolitan Pier and Exposition Authority  
12 and any Trustee appointed under Section 22 of the  
13 Metropolitan Pier and Exposition Authority Act, and  
14 persons appointed to a board or commission of a unit of  
15 local government who have authority to authorize the  
16 expenditure of public funds. This subsection does not apply  
17 to members of boards or commissions who function in an  
18 advisory capacity.

19 (i) Persons who are employed by a unit of local  
20 government and are compensated for services as employees  
21 and not as independent contractors and who:

22 (1) are, or function as, the head of a department,  
23 division, bureau, authority or other administrative  
24 unit within the unit of local government, or who  
25 exercise similar authority within the unit of local  
26 government;

1           (2) have direct supervisory authority over, or  
2           direct responsibility for the formulation,  
3           negotiation, issuance or execution of contracts  
4           entered into by the unit of local government in the  
5           amount of \$1,000 or greater;

6           (3) have authority to approve licenses and permits  
7           by the unit of local government; this item does not  
8           include employees who function in a ministerial  
9           capacity;

10          (4) adjudicate, arbitrate, or decide any judicial  
11          or administrative proceeding, or review the  
12          adjudication, arbitration or decision of any judicial  
13          or administrative proceeding within the authority of  
14          the unit of local government;

15          (5) have authority to issue or promulgate rules and  
16          regulations within areas under the authority of the  
17          unit of local government; or

18          (6) have supervisory responsibility for 20 or more  
19          employees of the unit of local government.

20          (j) Persons on the Board of Trustees of the Illinois  
21          Mathematics and Science Academy.

22          (k) Persons employed by a school district in positions  
23          that require that person to hold an administrative or a  
24          chief school business official endorsement.

25          (l) Special government agents. A "special government  
26          agent" is a person who is directed, retained, designated,

1 appointed, or employed, with or without compensation, by or  
2 on behalf of a statewide executive branch constitutional  
3 officer to make an ex parte communication under Section  
4 5-50 of the State Officials and Employees Ethics Act or  
5 Section 5-165 of the Illinois Administrative Procedure  
6 Act.

7 (m) Members of the board of commissioners of any flood  
8 prevention district.

9 (n) Members of the board of any retirement system or  
10 investment board established under the Illinois Pension  
11 Code, if not required to file under any other provision of  
12 this Section.

13 (o) Members of the board of any pension fund  
14 established under the Illinois Pension Code, if not  
15 required to file under any other provision of this Section.

16 This Section shall not be construed to prevent any unit of  
17 local government from enacting financial disclosure  
18 requirements that mandate more information than required by  
19 this Act.

20 (Source: P.A. 95-719, eff. 5-21-08; 96-6, eff. 4-3-09; 96-543,  
21 eff. 8-17-09; 96-555, eff. 8-18-09; revised 9-21-09.)

22 Section 10. The Election Code is amended by changing  
23 Sections 2A-1.2, 7-1, 7-9, 22-1, 22-7, 23-1.1a, 23-1.2a, and  
24 23-1.13a and adding Section 2A-53.5 as follows:

1 (10 ILCS 5/2A-1.2) (from Ch. 46, par. 2A-1.2)

2 Sec. 2A-1.2. Consolidated Schedule of Elections - Offices  
3 Designated.

4 (a) At the general election in the appropriate  
5 even-numbered years, the following offices shall be filled or  
6 shall be on the ballot as otherwise required by this Code:

7 (1) Elector of President and Vice President of the  
8 United States;

9 (2) United States Senator and United States  
10 Representative;

11 (3) State Executive Branch elected officers;

12 (4) State Senator and State Representative;

13 (5) County elected officers, including State's  
14 Attorney, County Board member, County Commissioners, and  
15 elected President of the County Board or County Chief  
16 Executive;

17 (6) Circuit Court Clerk;

18 (7) Regional Superintendent of Schools, except in  
19 counties or educational service regions in which that  
20 office has been abolished;

21 (8) Judges of the Supreme, Appellate and Circuit  
22 Courts, on the question of retention, to fill vacancies and  
23 newly created judicial offices;

24 (9) beginning at the general election in 2012, Trustee  
25 of the University of Illinois ~~(Blank)~~;

26 (10) Trustee of the Metropolitan Sanitary District of

1 Chicago, and elected Trustee of other Sanitary Districts;

2 (11) Special District elected officers, not otherwise  
3 designated in this Section, where the statute creating or  
4 authorizing the creation of the district requires an annual  
5 election and permits or requires election of candidates of  
6 political parties.

7 (b) At the general primary election:

8 (1) in each even-numbered year candidates of political  
9 parties shall be nominated for those offices to be filled  
10 at the general election in that year, except where pursuant  
11 to law nomination of candidates of political parties is  
12 made by caucus.

13 (2) in the appropriate even-numbered years the  
14 political party offices of State central committeeman,  
15 township committeeman, ward committeeman, and precinct  
16 committeeman shall be filled and delegates and alternate  
17 delegates to the National nominating conventions shall be  
18 elected as may be required pursuant to this Code. In the  
19 even-numbered years in which a Presidential election is to  
20 be held, candidates in the Presidential preference primary  
21 shall also be on the ballot.

22 (3) in each even-numbered year, where the municipality  
23 has provided for annual elections to elect municipal  
24 officers pursuant to Section 6(f) or Section 7 of Article  
25 VII of the Constitution, pursuant to the Illinois Municipal  
26 Code or pursuant to the municipal charter, the offices of



1 such municipal officers shall be filled at an election held  
2 on the date of the general primary election, provided that  
3 the municipal election shall be a nonpartisan election  
4 where required by the Illinois Municipal Code. For partisan  
5 municipal elections in even-numbered years, a primary to  
6 nominate candidates for municipal office to be elected at  
7 the general primary election shall be held on the Tuesday 6  
8 weeks preceding that election.

9 (4) in each school district which has adopted the  
10 provisions of Article 33 of the School Code, successors to  
11 the members of the board of education whose terms expire in  
12 the year in which the general primary is held shall be  
13 elected.

14 (c) At the consolidated election in the appropriate  
15 odd-numbered years, the following offices shall be filled:

16 (1) Municipal officers, provided that in  
17 municipalities in which candidates for alderman or other  
18 municipal office are not permitted by law to be candidates  
19 of political parties, the runoff election where required by  
20 law, or the nonpartisan election where required by law,  
21 shall be held on the date of the consolidated election; and  
22 provided further, in the case of municipal officers  
23 provided for by an ordinance providing the form of  
24 government of the municipality pursuant to Section 7 of  
25 Article VII of the Constitution, such offices shall be  
26 filled by election or by runoff election as may be provided

1 by such ordinance;

2 (2) Village and incorporated town library directors;

3 (3) City boards of stadium commissioners;

4 (4) Commissioners of park districts;

5 (5) Trustees of public library districts;

6 (6) Special District elected officers, not otherwise  
7 designated in this section, where the statute creating or  
8 authorizing the creation of the district permits or  
9 requires election of candidates of political parties;

10 (7) Township officers, including township park  
11 commissioners, township library directors, and boards of  
12 managers of community buildings, and Multi-Township  
13 Assessors;

14 (8) Highway commissioners and road district clerks;

15 (9) Members of school boards in school districts which  
16 adopt Article 33 of the School Code;

17 (10) The directors and chairman of the Chain O Lakes -  
18 Fox River Waterway Management Agency;

19 (11) Forest preserve district commissioners elected  
20 under Section 3.5 of the Downstate Forest Preserve District  
21 Act;

22 (12) Elected members of school boards, school  
23 trustees, directors of boards of school directors,  
24 trustees of county boards of school trustees (except in  
25 counties or educational service regions having a  
26 population of 2,000,000 or more inhabitants) and members of

1 boards of school inspectors, except school boards in school  
2 districts that adopt Article 33 of the School Code;

3 (13) Members of Community College district boards;

4 (14) Trustees of Fire Protection Districts;

5 (15) Commissioners of the Springfield Metropolitan  
6 Exposition and Auditorium Authority;

7 (16) Elected Trustees of Tuberculosis Sanitarium  
8 Districts;

9 (17) Elected Officers of special districts not  
10 otherwise designated in this Section for which the law  
11 governing those districts does not permit candidates of  
12 political parties.

13 (d) At the consolidated primary election in each  
14 odd-numbered year, candidates of political parties shall be  
15 nominated for those offices to be filled at the consolidated  
16 election in that year, except where pursuant to law nomination  
17 of candidates of political parties is made by caucus, and  
18 except those offices listed in paragraphs (12) through (17) of  
19 subsection (c).

20 At the consolidated primary election in the appropriate  
21 odd-numbered years, the mayor, clerk, treasurer, and aldermen  
22 shall be elected in municipalities in which candidates for  
23 mayor, clerk, treasurer, or alderman are not permitted by law  
24 to be candidates of political parties, subject to runoff  
25 elections to be held at the consolidated election as may be  
26 required by law, and municipal officers shall be nominated in a

1 nonpartisan election in municipalities in which pursuant to law  
2 candidates for such office are not permitted to be candidates  
3 of political parties.

4 At the consolidated primary election in the appropriate  
5 odd-numbered years, municipal officers shall be nominated or  
6 elected, or elected subject to a runoff, as may be provided by  
7 an ordinance providing a form of government of the municipality  
8 pursuant to Section 7 of Article VII of the Constitution.

9 (e) (Blank).

10 (f) At any election established in Section 2A-1.1, public  
11 questions may be submitted to voters pursuant to this Code and  
12 any special election otherwise required or authorized by law or  
13 by court order may be conducted pursuant to this Code.

14 Notwithstanding the regular dates for election of officers  
15 established in this Article, whenever a referendum is held for  
16 the establishment of a political subdivision whose officers are  
17 to be elected, the initial officers shall be elected at the  
18 election at which such referendum is held if otherwise so  
19 provided by law. In such cases, the election of the initial  
20 officers shall be subject to the referendum.

21 Notwithstanding the regular dates for election of  
22 officials established in this Article, any community college  
23 district which becomes effective by operation of law pursuant  
24 to Section 6-6.1 of the Public Community College Act, as now or  
25 hereafter amended, shall elect the initial district board  
26 members at the next regularly scheduled election following the

1 effective date of the new district.

2 (g) At any election established in Section 2A-1.1, if in  
3 any precinct there are no offices or public questions required  
4 to be on the ballot under this Code then no election shall be  
5 held in the precinct on that date.

6 (h) There may be conducted a referendum in accordance with  
7 the provisions of Division 6-4 of the Counties Code.

8 (Source: P.A. 89-5, eff. 1-1-96; 89-95, eff. 1-1-96; 89-626,  
9 eff. 8-9-96; 90-358, eff. 1-1-98.)

10 (10 ILCS 5/2A-53.5 new)

11 Sec. 2A-53.5. University of Illinois; trustee; time of  
12 election. Trustees of the University of Illinois, other than  
13 the Governor, the faculty trustees, and the student trustees,  
14 shall be elected at the general election in 2012. Beginning  
15 with the general election in 2014, a trustee of the University  
16 of Illinois shall be elected at each general election to  
17 succeed each incumbent trustee whose term expires in January of  
18 the year next following that general election.

19 (10 ILCS 5/7-1) (from Ch. 46, par. 7-1)

20 Sec. 7-1. Application of Article.

21 (a) Except as otherwise provided in this Article, the  
22 nomination of all candidates for all elective State,  
23 congressional, judicial, and county officers, State's  
24 Attorneys (whether elected from a single county or from more

1 than one county), city, village, and incorporated town and  
2 municipal officers, trustees of sanitary districts, township  
3 officers in townships of over 5,000 population coextensive with  
4 or included wholly within cities or villages not under the  
5 commission form of government, precinct, township, ward, and  
6 State central committeemen, and delegates and alternate  
7 delegates to national nominating conventions by all political  
8 parties, as defined in Section 7-2 of this Article 7, shall be  
9 made in the manner provided in this Article 7 and not  
10 otherwise. The nomination of candidates for electors of  
11 President and Vice President of the United States and for  
12 trustees of the University of Illinois shall be made only in  
13 the manner provided for in Section 7-9 of this Article.

14 (b) This Article 7 shall not apply to (i) the nomination of  
15 candidates for school elections and township elections, except  
16 in those townships specifically mentioned in subsection (a) and  
17 except in those cases in which a township central committee  
18 determines under Section 6A-2 of the Township Law of 1874 or  
19 Section 45-55 of the Township Code that its candidates for  
20 township offices shall be nominated by primary in accordance  
21 with this Article, (ii) the nomination of park commissioners in  
22 park districts organized under the Park District Code, (iii)  
23 the nomination of officers of cities and villages organized  
24 under special charters, or (iv) the nomination of municipal  
25 officers for cities, villages, and incorporated towns with a  
26 population of 5,000 or less, except where a city, village, or

1 incorporated town with a population of 5,000 or less has by  
2 ordinance determined that political parties shall nominate  
3 candidates for municipal office in the city, village, or  
4 incorporated town by primary in accordance with this Article.  
5 In that event, the municipal clerk shall certify the ordinance  
6 to the proper election officials no later than November 15 in  
7 the year preceding the consolidated primary election.

8 (c) The words "township officers" or "township offices"  
9 shall be construed, when used in this Article, to include  
10 supervisors.

11 (d) As provided in Sections 3.1-25-20 through 3.1-25-60 of  
12 the Illinois Municipal Code, a village may adopt a system of  
13 nonpartisan primary and general elections for the election of  
14 village officers.

15 (Source: P.A. 88-670, eff. 12-2-94; 89-5, eff. 1-1-96.)

16 (10 ILCS 5/7-9) (from Ch. 46, par. 7-9)

17 Sec. 7-9. County central committee; county and State  
18 conventions.

19 (a) On the 29th day next succeeding the primary at which  
20 committeemen are elected, the county central committee of each  
21 political party shall meet within the county and proceed to  
22 organize by electing from its own number a chairman and either  
23 from its own number, or otherwise, such other officers as such  
24 committee may deem necessary or expedient. Such meeting of the  
25 county central committee shall be known as the county

1 convention.

2 The chairman of each county committee shall within 10 days  
3 after the organization, forward to the State Board of  
4 Elections, the names and post office addresses of the officers,  
5 precinct committeemen and representative committeemen elected  
6 by his political party.

7 The county convention of each political party shall choose  
8 delegates to the State convention of its party; but in any  
9 county having within its limits any city having a population of  
10 200,000, or over the delegates from such city shall be chosen  
11 by wards, the ward committeemen from the respective wards  
12 choosing the number of delegates to which such ward is entitled  
13 on the basis prescribed in paragraph (e) of this Section such  
14 delegates to be members of the delegation to the State  
15 convention from such county. In all counties containing a  
16 population of 2,000,000 or more outside of cities having a  
17 population of 200,000 or more, the delegates from each of the  
18 townships or parts of townships as the case may be shall be  
19 chosen by townships or parts of townships as the case may be,  
20 the township committeemen from the respective townships or  
21 parts of townships as the case may be choosing the number of  
22 delegates to which such townships or parts of townships as the  
23 case may be are entitled, on the basis prescribed in paragraph  
24 (e) of this Section such delegates to be members of the  
25 delegation to the State convention from such county.

26 Each member of the State Central Committee of a political



1 party which elects its members by Alternative B under paragraph  
2 (a) of Section 7-8 shall be a delegate to the State Convention,  
3 ex officio.

4 Each member of the State Central Committee of a political  
5 party which elects its members by Alternative B under paragraph  
6 (a) of Section 7-8 may appoint 2 delegates to the State  
7 Convention who must be residents of the member's Congressional  
8 District.

9 (b) State conventions shall be held within 180 days after  
10 the general primary in the year 2000 and every 4 years  
11 thereafter. In the year 1998, and every 4 years thereafter, the  
12 chairman of a State central committee may issue a call for a  
13 State convention within 180 days after the general primary.

14 The State convention of each political party has power to  
15 make nominations of candidates of its political party for the  
16 electors of President and Vice President of the United States  
17 and for trustees of the University of Illinois, ~~and~~ to adopt  
18 any party platform, and, to the extent determined by the State  
19 central committee as provided in Section 7-14, to choose and  
20 select delegates and alternate delegates at large to national  
21 nominating conventions. The State Central Committee may adopt  
22 rules to provide for and govern the procedures of the State  
23 convention.

24 (c) The chairman and secretary of each State convention  
25 shall, within 2 days thereafter, transmit to the State Board of  
26 Elections of this State a certificate setting forth the names

1 and addresses of all persons nominated by such State convention  
2 for electors of President and Vice President of the United  
3 States and for trustees of the University of Illinois, and of  
4 any persons selected by the State convention for delegates and  
5 alternate delegates at large to national nominating  
6 conventions; and the names of such candidates so chosen by such  
7 State convention for electors of President and Vice President  
8 of the United States and for trustees of the University of  
9 Illinois, shall be caused by the State Board of Elections to be  
10 printed upon the official ballot at the general election, in  
11 the manner required by law, and shall be certified to the  
12 various county clerks of the proper counties in the manner as  
13 provided in Section 7-60 of this Article 7 for the certifying  
14 of the names of persons nominated by any party for State  
15 offices. If and as long as this Act prescribes that the names  
16 of such electors be not printed on the ballot, then the names  
17 of such electors shall be certified in such manner as may be  
18 prescribed by the parts of this Act applicable thereto.

19 (d) Each convention may perform all other functions  
20 inherent to such political organization and not inconsistent  
21 with this Article.

22 (e) At least 33 days before the date of a State convention,  
23 the chairman of the State central committee of each political  
24 party shall file in the principal office of the State Board of  
25 Elections a call for the State convention. Such call shall  
26 state, among other things, the time and place (designating the

1 building or hall) for holding the State convention. Such call  
2 shall be signed by the chairman and attested by the secretary  
3 of the committee. In such convention each county shall be  
4 entitled to one delegate for each 500 ballots voted by the  
5 primary electors of the party in such county at the primary to  
6 be held next after the issuance of such call; and if in such  
7 county, less than 500 ballots are so voted or if the number of  
8 ballots so voted is not exactly a multiple of 500, there shall  
9 be one delegate for such group which is less than 500, or for  
10 such group representing the number of votes over the multiple  
11 of 500, which delegate shall have 1/500 of one vote for each  
12 primary vote so represented by him. The call for such  
13 convention shall set forth this paragraph (e) of Section 7-9 in  
14 full and shall direct that the number of delegates to be chosen  
15 be calculated in compliance herewith and that such number of  
16 delegates be chosen.

17 (f) All precinct, township and ward committeemen when  
18 elected as provided in this Section shall serve as though  
19 elected at large irrespective of any changes that may be made  
20 in precinct, township or ward boundaries and the voting  
21 strength of each committeeman shall remain as provided in this  
22 Section for the entire time for which he is elected.

23 (g) The officers elected at any convention provided for in  
24 this Section shall serve until their successors are elected as  
25 provided in this Act.

26 (h) A special meeting of any central committee may be

1 called by the chairman, or by not less than 25% of the members  
2 of such committee, by giving 5 days notice to members of such  
3 committee in writing designating the time and place at which  
4 such special meeting is to be held and the business which it is  
5 proposed to present at such special meeting.

6 (i) Except as otherwise provided in this Act, whenever a  
7 vacancy exists in the office of precinct committeeman because  
8 no one was elected to that office or because the precinct  
9 committeeman ceases to reside in the precinct or for any other  
10 reason, the chairman of the county central committee of the  
11 appropriate political party may fill the vacancy in such office  
12 by appointment of a qualified resident of the county and the  
13 appointed precinct committeeman shall serve as though elected;  
14 however, no such appointment may be made between the general  
15 primary election and the 30th day after the general primary  
16 election.

17 (j) If the number of Congressional Districts in the State  
18 of Illinois is reduced as a result of reapportionment of  
19 Congressional Districts following a federal decennial census,  
20 the State Central Committeemen and Committeewomen of a  
21 political party which elects its State Central Committee by  
22 either Alternative A or by Alternative B under paragraph (a) of  
23 Section 7-8 who were previously elected shall continue to serve  
24 as if no reapportionment had occurred until the expiration of  
25 their terms.

26 (Source: P.A. 93-847, eff. 7-30-04.)

1 (10 ILCS 5/22-1) (from Ch. 46, par. 22-1)

2 Sec. 22-1. Abstracts of votes. Within 21 days after the  
3 close of the election at which candidates for offices  
4 hereinafter named in this Section are voted upon, the election  
5 authorities of the respective counties shall open the returns  
6 and make abstracts of the votes on a separate sheet for each of  
7 the following:

8 A. For Governor and Lieutenant Governor;

9 B. For State officers;

10 C. For presidential electors;

11 D. For United States Senators and Representatives to  
12 Congress;

13 E. For judges of the Supreme Court;

14 F. For judges of the Appellate Court;

15 G. For judges of the circuit court;

16 H. For Senators and Representatives to the General  
17 Assembly;

18 I. For State's Attorneys elected from 2 or more  
19 counties;

20 J. For amendments to the Constitution, and for other  
21 propositions submitted to the electors of the entire State;

22 K. For county officers and for propositions submitted  
23 to the electors of the county only;

24 L. For Regional Superintendent of Schools;

25 M. For trustees of Sanitary Districts; ~~and~~

1           N. For Trustee of a Regional Board of School Trustees;  
2           and-

3           O. For trustees of the University of Illinois.

4           Each sheet shall report the returns by precinct or ward.

5           Multiple originals of each of the sheets shall be prepared  
6           and one of each shall be turned over to the chairman of the  
7           county central committee of each of the then existing  
8           established political parties, as defined in Section 10-2, or  
9           his duly authorized representative immediately after the  
10          completion of the entries on the sheets and before the totals  
11          have been compiled.

12          The foregoing abstracts shall be preserved by the election  
13          authority in its office.

14          Whenever any county clerk is unable to canvass the vote,  
15          the deputy county clerk or a designee of the county clerk shall  
16          serve in his or her place.

17          The powers and duties of the election authority canvassing  
18          the votes are limited to those specified in this Section.

19          No person who is shown by the election authority's  
20          proclamation to have been elected at the consolidated election  
21          or general election as a write-in candidate shall take office  
22          unless that person has first filed with the certifying office  
23          or board a statement of candidacy pursuant to Section 7-10 or  
24          Section 10-5, a statement pursuant to Section 7-10.1, and a  
25          receipt for filing a statement of economic interests in  
26          relation to the unit of government to which he or she has been

1 elected. For officers elected at the consolidated election, the  
2 certifying officer shall notify the election authority of the  
3 receipt of those documents, and the county clerk shall issue  
4 the certification of election under the provisions of Section  
5 22-18.

6 (Source: P.A. 94-645, eff. 8-22-05; 94-647, eff. 1-1-06;  
7 95-331, eff. 8-21-07.)

8 (10 ILCS 5/22-7) (from Ch. 46, par. 22-7)

9 Sec. 22-7. Canvass of votes; declaration and proclamation  
10 of result. The State Board of Elections, shall proceed, within  
11 31 days after the election, and sooner if all the returns are  
12 received, to canvass the votes given for United States Senators  
13 and Representatives to Congress, State executive officers,  
14 judges of the Supreme Court, judges of the Appellate Court,  
15 judges of the Circuit Court, Senators, Representatives to the  
16 General Assembly, State's Attorneys and Regional  
17 Superintendents of Schools elected from 2 or more counties, and  
18 trustees of the University of Illinois, respectively, and the  
19 persons having the highest number of votes for the respective  
20 offices shall be declared duly elected, but if it appears that  
21 more than the number of persons to be elected have the highest  
22 and an equal number of votes for the same office, the electoral  
23 board shall decide by lot which of such persons shall be  
24 elected; and to each person duly elected, the Governor shall  
25 give a certificate of election or commission, as the case may

1 require, and shall cause proclamation to be made of the result  
2 of the canvass, and they shall at the same time and in the same  
3 manner, canvass the vote cast upon amendments to the  
4 Constitution, and upon other propositions submitted to the  
5 electors of the entire State; and the Governor shall cause to  
6 be made such proclamation of the result of the canvass as the  
7 statutes elsewhere provide. The State Board of Elections shall  
8 transmit to the State Comptroller a list of the persons elected  
9 to the various offices. The State Board of Elections shall also  
10 transmit to the Supreme Court the names of persons elected to  
11 judgeships in adversary elections and the names of judges who  
12 fail to win retention in office.

13 No person who is shown by the canvassing board's  
14 proclamation to have been elected at the consolidated election  
15 or general election as a write-in candidate shall take office  
16 unless that person has first filed with the certifying office  
17 or board a statement of candidacy pursuant to Section 7-10 or  
18 Section 10-5, a statement pursuant to Section 7-10.1, and a  
19 receipt for filing a statement of economic interests in  
20 relation to the unit of government to which he or she has been  
21 elected. For officers elected at the consolidated election, the  
22 certifying officer shall notify the election authority of the  
23 receipt of those documents, and the county clerk shall issue  
24 the certification of election under the provisions of Section  
25 22-18.

26 (Source: P.A. 93-847, eff. 7-30-04; 94-645, eff. 8-22-05.)



1 (10 ILCS 5/23-1.1a) (from Ch. 46, par. 23-1.1a)  
2 Sec. 23-1.1a. Election contest - Statewide - Jurisdiction.  
3 The Supreme Court shall have jurisdiction over contests of the  
4 results of any election, including a primary, for an elected  
5 officer provided for in Article V of the Constitution and for  
6 trustee of the University of Illinois, and shall retain  
7 jurisdiction throughout the course of such election contests.  
8 (Source: P.A. 89-5, eff. 1-1-96.)

9 (10 ILCS 5/23-1.2a) (from Ch. 46, par. 23-1.2a)  
10 Sec. 23-1.2a. Election contest - Statewide offices - Who  
11 may contest - Time and place for filing - Fee. The results of  
12 an election, including a primary, for an elected executive  
13 officer provided for in Article V of the Constitution or for  
14 trustee of the University of Illinois may be challenged (1) by  
15 any candidate whose name was on the ballot for that office, (2)  
16 by any person who filed a declaration of intent to be a  
17 write-in candidate for that office, or (3) by any person who  
18 voted in that election, provided that such person's challenge  
19 is supported by a verified petition signed by persons who voted  
20 in the election in a number no less than the largest number of  
21 signatures required to nominate a person to be a candidate of  
22 any political party which nominated a candidate for the office  
23 being contested.  
24 Any person, including a candidate, qualified pursuant to

1 this Section and desiring to contest the results of an election  
2 for such an office shall, within 15 days of the date of the  
3 official proclamation of results of such election, file a  
4 Petition of State Election Contest with the clerk of the  
5 Supreme Court together with a filing fee in the amount of  
6 \$10,000.

7 (Source: P.A. 89-5, eff. 1-1-96.)

8 (10 ILCS 5/23-1.13a) (from Ch. 46, par. 23-1.13a)

9 Sec. 23-1.13a. If any of the powers or duties to be  
10 exercised or performed by the Supreme Court under Sections  
11 23-1.1a through 23-1.12a may not constitutionally be exercised  
12 or performed by the Supreme Court by reason of jurisdictional  
13 limitations, then Sections 23-1.1a through 23-1.12a shall  
14 nonetheless continue to govern contests of elections for  
15 elected officers provided for in Article V of the Constitution  
16 and for trustees of the University of Illinois, and in such  
17 event the Supreme Court shall, pursuant to its general  
18 administrative and supervisory powers, assign to a circuit  
19 court those adjudicatory powers and duties with respect to such  
20 a contest as may not be exercised or performed by the Supreme  
21 Court, subject to appropriate judicial review.

22 (Source: P.A. 89-5, eff. 1-1-96.)

23 Section 15. The University of Illinois Act is amended by  
24 changing Section 11 as follows:

1 (110 ILCS 305/11) (from Ch. 144, par. 32)

2 Sec. 11. No elected or selected member of the Board of  
3 Trustees shall receive any compensation for attending on the  
4 meetings of the Board, but they shall be reimbursed for their  
5 actual and necessary expenses while engaged in the performance  
6 of their duties. Expenses necessarily incurred by any  
7 non-voting faculty or student member may, at the discretion of  
8 the President of the Board, be provided for by advance payment  
9 to such member, who shall account therefor to the Board  
10 immediately after each meeting. At all the stated and other  
11 meetings of the Board of Trustees, called by the regent or  
12 corresponding secretary, or any 4 ~~5~~ members of the Board, a  
13 majority of the members shall constitute a quorum, provided all  
14 the members have been duly notified.

15 At each regular and special meeting that is open to the  
16 public, members of the public and employees of the University  
17 shall be afforded time, subject to reasonable constraints, to  
18 make comments to or ask questions of the Board.

19 (Source: P.A. 91-715, eff. 1-1-01.)

20 Section 20. The University of Illinois Trustees Act is  
21 amended by changing Sections 1 and 3 as follows:

22 (110 ILCS 310/1) (from Ch. 144, par. 41)

23 Sec. 1. Membership.

1       (a) Until all of the new members initially to be elected  
2 under this amendatory Act of the 96th General Assembly have  
3 taken office, the ~~The~~ Board of Trustees of the University of  
4 Illinois shall consist of the Governor, as a non-voting member  
5 except in the case of a tie, and at least 12 trustees, with 9.  
6 ~~Nine~~ trustees ~~shall be~~ appointed by the Governor, by and with  
7 the advice and consent of the Senate. The term of each  
8 appointed member of the Board of Trustees shall terminate when  
9 all of the new members initially to be elected under this  
10 amendatory Act of the 96th General Assembly have taken office.

11       Beginning on the date when all of the new members initially  
12 to be elected under this amendatory Act of the 96th General  
13 Assembly have taken office, the Board of Trustees shall consist  
14 of the Governor and at least 15 voting members. Seven of these  
15 members shall be elected in the manner provided by law, with 3  
16 members elected from the First Judicial District and one member  
17 elected from each of the 4 other judicial districts. These 7  
18 trustees shall initially be elected at the general election in  
19 2012. Beginning with the general election in 2014, a trustee  
20 shall be elected at each general election to succeed each  
21 incumbent trustee whose term expires in January of the year  
22 next following that general election. A petition for nomination  
23 of a candidate for member of the Board of Trustees shall be  
24 signed by at least 0.5% of the total number of registered  
25 voters in the judicial district in which the person is a  
26 candidate for nomination. Six voting members of the Board of

1 Trustees shall be appointed by the University of Illinois  
2 Alumni Association, one of whom must have an agricultural  
3 background. Upon appointment, these 6 members shall draw lots  
4 to determine the length of their respective initial terms. The  
5 initial terms shall be 2 members for a 2-year term, 2 members  
6 for a 4-year term, and 2 members for a 6-year term. Upon the  
7 expiration of each member's term, the University of Illinois  
8 Alumni Association shall appoint a replacement. The other  
9 trustees shall be faculty members and students, of whom one  
10 student and one faculty member shall be selected from each  
11 University campus.

12 (b) Each student trustee shall serve a term of one year,  
13 beginning on July 1 or on the date of his or her selection,  
14 whichever is later, and expiring on the next succeeding June  
15 30.

16 (c) Each trustee shall have all of the privileges of  
17 membership, except that only one student trustee and one  
18 faculty trustee shall have the right to cast a legally binding  
19 vote. One member of the student trustees and one member of the  
20 faculty trustees shall ~~The Governor shall designate which one~~  
21 ~~of the student trustees shall~~ possess, for their ~~his or her~~  
22 entire term, the right to cast a legally binding vote. The  
23 voting member of the student trustees shall initially be  
24 selected by random lot by the student trustees to serve for his  
25 or her term. Each year, the voting member of the student  
26 trustees must be from a different campus. The campus with the

1 voting student member shall rotate each year based on an order  
2 chosen by random lot. The voting member of the faculty trustees  
3 shall initially be selected by random lot by the faculty  
4 trustees to serve for his or her term. Each year, the voting  
5 member of the faculty trustees must be from a different campus.  
6 The campus with the voting faculty member shall rotate each  
7 year based on an order chosen by random lot. Each student and  
8 faculty trustee who does not possess the right to cast a  
9 legally binding vote shall have the right to cast an advisory  
10 vote and the right to make and second motions and to attend  
11 executive sessions.

12 (c-5) The non-voting student and faculty trustees and the  
13 Governor may cast advisory votes. The Governor may only cast a  
14 vote if there is a tie in voting by all the voting trustees.

15 (d) Each trustee shall be governed by the same conflict of  
16 interest standards. Pursuant to those standards, it shall not  
17 be a conflict of interest for a student trustee to vote on  
18 matters pertaining to students generally, such as tuition and  
19 fees, or for a faculty trustee to vote on matters pertaining to  
20 faculty generally or specifically. However, it shall be a  
21 conflict of interest for a student trustee or faculty trustee  
22 to vote on faculty member tenure or promotion.

23 (e) Student trustees shall be chosen by campus-wide student  
24 election, and the student trustee designated by the Governor to  
25 possess a legally binding vote shall be one of the students  
26 selected by this method. A student trustee who does not possess

1 a legally binding vote on a measure at a meeting of the Board  
2 or any of its committees shall not be considered a trustee for  
3 the purpose of determining whether a quorum is present at the  
4 time that measure is voted upon. To be eligible for selection  
5 as a student trustee and to be eligible to remain as a voting  
6 or nonvoting student trustee, a student trustee must be a  
7 resident of this State, must have and maintain a grade point  
8 average that is equivalent to at least 2.5 on a 4.0 scale, and  
9 must be a full time student enrolled at all times during his or  
10 her term of office except for that part of the term which  
11 follows the completion of the last full regular semester of an  
12 academic year and precedes the first full regular semester of  
13 the succeeding academic year at the University (sometimes  
14 commonly referred to as the summer session or summer school).  
15 If a voting or nonvoting student trustee fails to continue to  
16 meet or maintain the residency, minimum grade point average, or  
17 enrollment requirement established by this Section, his or her  
18 membership on the Board shall be deemed to have terminated by  
19 operation of law.

20 If a voting student trustee resigns or otherwise ceases to  
21 serve on the Board, ~~the Governor shall, within 30 days,~~  
22 ~~designate one of~~ the remaining student trustees shall determine  
23 which one of them shall ~~to~~ possess the right to cast a legally  
24 binding vote for the remainder of his or her term. However, if  
25 a student trustee has served more than one term and during one  
26 of those terms, he or she was selected to possess a legally

1 binding vote, then he or she is ineligible to be selected again  
2 to possess a legally binding vote. If the remaining student  
3 trustees fail to come to an agreement on which student trustee  
4 shall possess a legally binding vote, none of the remaining  
5 student trustees may possess a legally binding vote for the  
6 remainder of their term. If a nonvoting student trustee resigns  
7 or otherwise ceases to serve on the Board, the chief executive  
8 of the student government from that campus shall, within 30  
9 days, select a new nonvoting student trustee to serve for the  
10 remainder of the term.

11 (f) Until those members elected at the general election in  
12 2012 have taken office, no more than 5 of the 9 appointed  
13 trustees shall be affiliated with the same political party.  
14 ~~Each trustee appointed by the Governor must be a resident of~~  
15 ~~this State. A failure to meet or maintain this residency~~  
16 ~~requirement constitutes a resignation from and creates a~~  
17 ~~vacancy in the Board.~~ The term of office of each of these  
18 appointed trustees ~~trustee~~ shall be 6 years from the third  
19 Monday in January of each odd numbered year. The regular terms  
20 of office of these ~~the~~ appointed trustees shall be staggered so  
21 that 3 terms expire in each odd-numbered year. Vacancies for  
22 these appointed trustees shall be filled for the unexpired term  
23 in the same manner as original appointments. If these vacancies  
24 ~~a vacancy~~ in membership occur ~~occurs~~ at a time when the Senate  
25 is not in session, the Governor shall make temporary  
26 appointments until the next meeting of the Senate, when he



1 shall appoint persons to fill such memberships for the  
2 remainder of their respective terms. ~~If the Senate is not in~~  
3 ~~session when appointments for a full term are made,~~  
4 ~~appointments shall be made as in the case of vacancies.~~

5 The term of office of each elected trustee shall be 6 years  
6 from the third Monday in January next succeeding his or her  
7 election and until his or her successor is elected and  
8 qualified. However, the 3 members from the First Judicial  
9 District initially elected pursuant to this amendatory Act of  
10 the 96th General Assembly shall draw lots to determine one of  
11 their number to serve a one-year term, one of their number to  
12 serve a 3-year term, and one of their number to serve a 5-year  
13 term. The other 4 members initially elected pursuant to this  
14 amendatory Act of the 96th General Assembly shall draw lots to  
15 determine 2 of their number to serve a one-year term, one of  
16 their number to serve a 3-year term, and one of their number to  
17 serve a 5-year term. In case of a vacancy in an elected  
18 trustee's seat, the vacancy shall be filled by appointment by  
19 the Governor (i) for the unexpired term if 28 or fewer months  
20 remain in the term or (ii) if more than 28 months remain in the  
21 term, until a trustee is elected at the next general election  
22 to serve for the unexpired term and is qualified.

23 (g) Each faculty trustee shall serve a term of one year,  
24 beginning on July 1 or on the date of his or her selection,  
25 whichever is later, and expiring on the next succeeding June  
26 30.

1       The faculty senate of each campus of the University shall  
2 select a faculty member of that campus to serve as a faculty  
3 trustee. To be eligible for selection as a faculty trustee and  
4 to be eligible to remain as a voting or nonvoting faculty  
5 trustee, a faculty trustee must be a resident of this State and  
6 must be employed as a full-time faculty member at that campus  
7 at all times during his or her term of office. If a voting or  
8 nonvoting faculty trustee fails to continue to meet or maintain  
9 the residency or employment requirement established by this  
10 Section, his or her membership on the Board shall be deemed to  
11 have terminated by operation of law.

12       If a voting faculty trustee resigns or otherwise ceases to  
13 serve on the Board, the remaining faculty trustees shall  
14 determine which one of them shall possess the right to cast a  
15 legally binding vote for the remainder of his or her term.  
16 However, if a faculty trustee has served more than one term and  
17 during one of those terms, he or she was selected to possess a  
18 legally binding vote, then he or she is ineligible to be  
19 selected again to possess a legally binding vote. If the  
20 remaining faculty trustees fail to come to an agreement on  
21 which faculty trustee shall possess a legally binding vote,  
22 none of the remaining faculty trustees may possess a legally  
23 binding vote for the remainder of their term. If a nonvoting  
24 faculty trustee resigns or otherwise ceases to serve on the  
25 Board, the chief executive of the faculty senate from that  
26 campus shall, within 30 days, select a new nonvoting faculty

1 trustee to serve for the remainder of the term.

2 A faculty trustee who does not possess a legally binding  
3 vote on a measure at a meeting of the Board or any of its  
4 committees shall not be considered a trustee for the purpose of  
5 determining whether a quorum is present at the time that  
6 measure is voted upon.

7 (h) Each elected or appointed trustee must be a resident of  
8 this State. To be an elected member, a person must also be a  
9 resident of the judicial district from which he or she was  
10 elected, and a person selected to fill a vacancy left by an  
11 elected member must be a resident of the judicial district from  
12 which the elected member was elected. A failure to meet or  
13 maintain these residency requirements constitutes a  
14 resignation from and creates a vacancy in the board.

15 (i) No action of the board shall be invalidated by reason  
16 of any vacancies on the board, or by reason of any failure to  
17 select student or faculty trustees.

18 (Source: P.A. 91-778, eff. 1-1-01; 91-798, eff. 7-9-00; 92-16,  
19 eff. 6-28-01.)

20 (110 ILCS 310/3) (from Ch. 144, par. 43)

21 Sec. 3. No member of such board shall hold or be employed  
22 in or appointed to any office or place under the authority of  
23 the board of which he is a member, nor shall any member of said  
24 board be directly or indirectly interested in any contract to  
25 be made by said board for any purpose whatever. This Section

1 does not prohibit the faculty members of the board of trustees  
2 from maintaining normal faculty employment at the University of  
3 Illinois. This Section ~~section~~ does not prohibit the student  
4 members of the board of trustees from maintaining normal and  
5 official status as enrolled students or normal student  
6 employment at the University of Illinois.

7 (Source: P.A. 78-822.)

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law.