

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 4. The Election Code is amended by changing Section
5 17-22 as follows:

6 (10 ILCS 5/17-22) (from Ch. 46, par. 17-22)

7 Sec. 17-22. The judges of election shall make the tally
8 sheet and certificate of results in triplicate. If, however,
9 the number of established political parties, as defined in
10 Section 10-2, exceeds 2, one additional copy shall be made for
11 each established political party in excess of 2. One list of
12 voters, or other proper return with such certificate written
13 thereon, and accompanying tally sheet footed up so as to show
14 the correct number of votes cast for each person voted for,
15 shall be carefully enveloped and sealed up by the judges of
16 election, 2 of whom (one from each of the 2 major political
17 parties) shall immediately deliver same to the county clerk, or
18 his deputy, at the office of the county clerk, or to an
19 officially designated receiving station established by the
20 county clerk where a duly authorized representative of the
21 county clerk shall receive said envelopes for immediate
22 transmission to the office of county clerk, who shall safely
23 keep them. The other certificates of results and accompanying

1 tally sheet shall be carefully enveloped and sealed up and duly
2 directed, respectively, to the chairman of the county central
3 committee of each then existing established political party,
4 and by another of the judges of election deposited immediately
5 in the nearest United States letter deposit. However, if any
6 county chairman notifies the county clerk not later than 10
7 days before the election of his desire to receive the envelope
8 addressed to him at the point and at the time same are
9 delivered to the county clerk, his deputy or receiving station
10 designee the envelopes shall be delivered to such county
11 chairman or his designee immediately upon receipt thereof by
12 the county clerk, his deputy or his receiving station designee.
13 The person or persons so designated by a county chairman shall
14 sign an official receipt acknowledging receipt of said
15 envelopes. The poll book and tally list filed with the county
16 clerk shall be kept one year, and certified copies thereof
17 shall be evidence in all courts, proceedings and election
18 contests. Before the returns are sealed up, as aforesaid, the
19 judges shall compare the tally papers, footings and
20 certificates and see that they are correct and duplicates of
21 each other, and certify to the correctness of the same.

22 At the ~~nonpartisan and~~ consolidated election ~~elections~~,
23 the judges of election shall make a tally sheet and certificate
24 of results for each political subdivision for which candidates
25 or public questions are on the ballot at such election, and
26 shall sign, seal in a marked envelope and deliver them to the

1 county clerk with the other certificates of results herein
2 required. Such tally sheets and certificates of results may be
3 duplicates of the tally sheet and certificate of results
4 otherwise required by this Section, showing all votes for all
5 candidates and public questions voted for or upon in the
6 precinct, or may be on separate forms prepared by the election
7 authority and showing only those votes cast for candidates and
8 public questions of each such political subdivision.

9 Within 2 days of delivery of complete returns of the
10 consolidated election ~~and nonpartisan elections~~, the county
11 clerk shall transmit an original, sealed tally sheet and
12 certificate of results from each precinct in his jurisdiction
13 in which candidates or public questions of a political
14 subdivision were on the ballot to the local election official
15 of such political subdivision. Each local election official,
16 within 24 hours of receipt of all of the tally sheets and
17 certificates of results for all precincts in which candidates
18 or public questions of his political subdivision were on the
19 ballot, shall transmit such sealed tally sheets and
20 certificates of results to the canvassing board for that
21 political subdivision.

22 In the case of referenda for the formation of a political
23 subdivision, the tally sheets and certificates of results shall
24 be transmitted by the county clerk to the circuit court that
25 ordered the proposition submitted or to the officials
26 designated by the court to conduct the canvass of votes. In the

1 case of school referenda for which a regional superintendent of
2 schools is responsible for the canvass of votes, the county
3 clerk shall transmit the tally sheets and certificates of
4 results to the regional superintendent of schools.

5 Where voting machines or electronic voting systems are
6 used, the provisions of this section may be modified as
7 required or authorized by Article 24 or Article 24A, whichever
8 is applicable.

9 Only judges appointed under the provisions of subsection
10 (a) of Section 13-4 or subsection (b) of Section 14-1 may make
11 any delivery required by this Section from judges of election
12 to a county clerk, or his or her deputy, at the office of the
13 county clerk or to a county clerk's duly authorized
14 representative at the county clerk's officially designated
15 receiving station.

16 (Source: P.A. 80-1469.)

17 (10 ILCS 5/19-12.3 rep.)

18 Section 5. The Election Code is amended by repealing
19 Section 19-12.3.

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.