



HC0031SAM001

LRB096 13119 JAM 27771 a

1                                    AMENDMENT TO HOUSE JOINT RESOLUTION  
2                                    CONSTITUTIONAL AMENDMENT 31

3            AMENDMENT    NO.    \_\_\_\_ .    Amend    House    Joint    Resolution  
4    Constitutional    Amendment    31    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-SIXTH    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    amend    Article    III    of    the  
12    Illinois    Constitution    by    adding    Section    7    as    follows:

13                                    ARTICLE III  
14                                    SUFFRAGE AND ELECTIONS

15            (ILCON Art. III, Sec. 7 new)

1 SECTION 7. INITIATIVE TO RECALL GOVERNOR OR COOK COUNTY BOARD  
2 PRESIDENT

3 (a) The recall of the Governor may be proposed by a  
4 petition signed by a number of electors equal to at least 15%  
5 of the total votes cast for Governor in the preceding  
6 gubernatorial election, with at least 100 signatures from each  
7 of at least 25 separate counties. The recall of the President  
8 of the Cook County Board of Commissioners may be proposed by a  
9 petition signed by a number of Cook County electors equal to at  
10 least 15% of the total votes cast for Cook County Board  
11 President in the preceding election for Cook County Board  
12 President. A petition shall have been signed by the petitioning  
13 electors not more than 150 days after an affidavit has been  
14 filed with the State Board of Elections providing notice of  
15 intent to circulate a recall petition. The affidavit may be  
16 filed no sooner than 6 months after the beginning of the term  
17 of office of the officer whose recall is sought. The affidavit  
18 with respect to recall of the Governor shall have been signed  
19 by the proponent of the recall petition, at least 20 members of  
20 the House of Representatives, and at least 10 members of the  
21 Senate, with no more than half of the signatures of members of  
22 each chamber from the same established political party. The  
23 affidavit with respect to recall of the Cook County Board  
24 President shall have been signed by the proponents of the  
25 recall petition.

26 (b) The form of the petition, circulation, and procedure

1 for determining the validity and sufficiency of a petition  
2 shall be as provided by law. If a petition is valid and  
3 sufficient, the State Board of Elections shall certify the  
4 petition not more than 100 days after the date the petition was  
5 filed, and the question "Shall (name) be recalled from the  
6 office of (name of office)?" must be submitted to the electors  
7 of the State, in the case of the Governor, or of Cook County,  
8 in the case of the Cook County Board President, at a special  
9 election called by the State Board of Elections, to occur not  
10 more than 100 days after certification of the petition. A  
11 recall petition certified by the State Board of Elections may  
12 not be withdrawn and another recall petition may not be  
13 initiated against that officer during the remainder of the  
14 current term of office of that officer. Any recall petition or  
15 recall election pending on the date of the next general  
16 election at which a candidate for the office subject to recall  
17 is elected is moot.

18 (c) If a recall petition has been filed with the State  
19 Board of Elections, a person eligible to serve in the office  
20 subject to recall may propose his or her candidacy by a  
21 petition signed by a number of electors equal in number to the  
22 requirement for petitions for an established party candidate  
23 for that office, signed by petitioning electors not more than  
24 50 days after a recall petition has been filed with the State  
25 Board of Elections. The form of a successor election petition,  
26 circulation, and procedure for determining the validity and

1 sufficiency of a petition shall be as provided by law. If the  
2 successor election petition is valid and sufficient, the State  
3 Board of Elections shall certify the petition not more than 100  
4 days after the date the petition to recall that officer was  
5 filed. Names of candidates for nomination to serve as the  
6 candidate of an established political party must be submitted  
7 to the electors at a special primary election, if necessary,  
8 called by the State Board of Elections to be held at the same  
9 time as the special election on the question of recall of that  
10 officer established under subsection (b). Names of candidates  
11 for the successor election must be submitted to the electors at  
12 a special successor election called by the State Board of  
13 Elections, to occur not more than 60 days after the date of the  
14 special primary election or on a date established by law.

15 (d) The person subject to the recall is immediately removed  
16 upon certification of the recall election results if a majority  
17 of the electors voting on the question vote to recall the  
18 officer. If the Governor is removed, then (i) an Acting  
19 Governor determined under subsection (a) of Section 6 of  
20 Article V shall serve until the Governor elected at the special  
21 successor election is qualified and (ii) the candidate who  
22 receives the highest number of votes in the special successor  
23 election is elected Governor for the balance of the term. If  
24 the Cook County Board President is removed, then (i) an Acting  
25 President appointed by majority vote of the Cook County Board  
26 of Commissioners from among its members shall serve until the

1 President elected at the special successor election is  
2 qualified and (ii) the candidate who receives the highest  
3 number of votes in the special successor election is elected  
4 Cook County Board President for the balance of the term.

5 SCHEDULE

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