



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB2009

by Rep. Mike Fortner

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/7-43

from Ch. 46, par. 7-43

Amends the Election Code. Provides that a person who (i) filed a statement of candidacy as an established political party's candidate at a general primary or (ii) voted at an established political party's general primary may not file a statement of candidacy as an independent candidate or as a different party's candidate at the immediately following general election. A person may file a statement of candidacy for a partisan office as a qualified primary voter of an established political party regardless of any prior filing of candidacy for a partisan office or voting the ballot of an established political party at any prior election. Effective immediately.

LRB097 06359 HLH 46440 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 7-43 as follows:

6 (10 ILCS 5/7-43) (from Ch. 46, par. 7-43)

7 Sec. 7-43. Every person having resided in this State 6  
8 months and in the precinct 30 days next preceding any primary  
9 therein who shall be a citizen of the United States of the age  
10 of 18 or more years, shall be entitled to vote at such primary.

11 The following regulations shall be applicable to  
12 primaries:

13 No person shall be entitled to vote at a primary:

14 (a) Unless he declares his party affiliations as required  
15 by this Article.

16 (b) (Blank.)

17 (c) (Blank.)

18 (c.5) If that person has participated in the town political  
19 party caucus, under Section 45-50 of the Township Code, of  
20 another political party by signing an affidavit of voters  
21 attending the caucus within 45 days before the first day of the  
22 calendar month in which the primary is held.

23 (d) (Blank.)

1 (e) In cities, villages and incorporated towns having a  
2 board of election commissioners only voters registered as  
3 provided by Article 6 of this Act shall be entitled to vote at  
4 such primary.

5 (f) No person shall be entitled to vote at a primary unless  
6 he is registered under the provisions of Articles 4, 5 or 6 of  
7 this Act, when his registration is required by any of said  
8 Articles to entitle him to vote at the election with reference  
9 to which the primary is held.

10 A person (i) who filed a statement of candidacy for a  
11 partisan office as a qualified primary voter of an established  
12 political party or (ii) who voted the ballot of an established  
13 political party at a general primary election may not file a  
14 statement of candidacy as a candidate of a different  
15 established political party or as an independent candidate for  
16 a partisan office to be filled at the general election  
17 immediately following the general primary for which the person  
18 filed the statement or voted the ballot. A person may file a  
19 statement of candidacy for a partisan office as a qualified  
20 primary voter of an established political party regardless of  
21 any prior filing of candidacy for a partisan office or voting  
22 the ballot of an established political party at any prior  
23 election.

24 (Source: P.A. 95-699, eff. 11-9-07.)

25 Section 99. Effective date. This Act takes effect upon  
26 becoming law.