



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3926

Introduced 1/10/2012, by Rep. Jack D. Franks

SYNOPSIS AS INTRODUCED:

55 ILCS 5/2-3003

from Ch. 34, par. 2-3003

Amends the Counties Code. Provides that, in the first general election after reapportionment, voters in multi-member county board districts shall have cumulative voting rights. Effective immediately.

LRB097 13756 HLH 58309 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 Counties Code is amended by changing Section
5 2-3003 as follows:

6 (55 ILCS 5/2-3003) (from Ch. 34, par. 2-3003)

7 Sec. 2-3003. Apportionment plan.

8 (1) If the county board determines that members shall be
9 elected by districts, it shall develop an apportionment plan
10 and specify the number of districts and the number of county
11 board members to be elected from each district and whether
12 voters will have cumulative voting rights in multi-member
13 districts. Each such district:

14 a. Shall be equal in population to each other district;

15 b. Shall be comprised of contiguous territory, as
16 nearly compact as practicable; and

17 c. May divide townships or municipalities only when
18 necessary to conform to the population requirement of
19 paragraph a. of this Section.

20 d. Shall be created in such a manner so that no
21 precinct shall be divided between 2 or more districts,
22 insofar as is practicable.

23 Notwithstanding any other provision of law, voters in

1 multi-member districts shall have cumulative voting rights in
2 the first general election after reapportionment.

3 (2) The county board of each county having a population of
4 less than 3,000,000 inhabitants may, if it should so decide,
5 provide within that county for single member districts outside
6 the corporate limits and multi-member districts within the
7 corporate limits of any municipality with a population in
8 excess of 75,000. Paragraphs a, b, c and d of subsection (1) of
9 this Section shall apply to the apportionment of both single
10 and multi-member districts within a county to the extent that
11 compliance with paragraphs a, b, c and d still permit the
12 establishment of such districts, except that the population of
13 any multi-member district shall be equal to the population of
14 any single member district, times the number of members found
15 within that multi-member district.

16 (3) In a county where the Chairman of the County Board is
17 elected by the voters of the county as provided in Section
18 2-3007, the Chairman of the County Board may develop and
19 present to the Board by the third Wednesday in May in the year
20 after a federal decennial census year an apportionment plan in
21 accordance with the provisions of subsection (1) of this
22 Section. If the Chairman presents a plan to the Board by the
23 third Wednesday in May, the Board shall conduct at least one
24 public hearing to receive comments and to discuss the
25 apportionment plan, the hearing shall be held at least 6 days
26 but not more than 21 days after the Chairman's plan was

1 presented to the Board, and the public shall be given notice of
2 the hearing at least 6 days in advance. If the Chairman
3 presents a plan by the third Wednesday in May, the Board is
4 prohibited from enacting an apportionment plan until after a
5 hearing on the plan presented by the Chairman. The Chairman
6 shall have access to the federal decennial census available to
7 the Board.

8 (4) In a county where a County Executive is elected by the
9 voters of the county as provided in Section 2-5007 of the
10 Counties Code, the County Executive may develop and present to
11 the Board by the third Wednesday in May in the year after a
12 federal decennial census year an apportionment plan in
13 accordance with the provisions of subsection (1) of this
14 Section. If the Executive presents a plan to the Board by the
15 third Wednesday in May, the Board shall conduct at least one
16 public hearing to receive comments and to discuss the
17 apportionment plan, the hearing shall be held at least 6 days
18 but not more than 21 days after the Executive's plan was
19 presented to the Board, and the public shall be given notice of
20 the hearing at least 6 days in advance. If the Executive
21 presents a plan by the third Wednesday in May, the Board is
22 prohibited from enacting an apportionment plan until after a
23 hearing on the plan presented by the Executive. The Executive
24 shall have access to the federal decennial census available to
25 the Board.

26 (Source: P.A. 96-1540, eff. 3-7-11.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.