



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB5201

Introduced 2/8/2012, by Rep. Mike Fortner

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/13-2.5  
10 ILCS 5/14-4.5

Amends the Election Code. Provides that an employer may not require an employee to use earned vacation time or any form of paid leave time to serve as an election judge. Effective immediately.

LRB097 14488 HLH 59343 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  
5 Sections 13-2.5 and 14-4.5 as follows:

6 (10 ILCS 5/13-2.5)

7 Sec. 13-2.5. Time off from work to serve as election judge.  
8 Any person who is appointed as an election judge under Section  
9 13-1 or 13-2 may, after giving his or her employer at least 20  
10 days' written notice, be absent from his or her place of work  
11 for the purpose of serving as an election judge. An employer  
12 may not penalize an employee for that absence other than a  
13 deduction in salary for the time the employee was absent from  
14 his or her place of employment. An employer may not require an  
15 employee to use earned vacation time or any form of paid leave  
16 time to serve as an election judge.

17 This Section does not apply to an employer with fewer than  
18 25 employees. An employer with more than 25 employees shall not  
19 be required to permit more than 10% of the employees to be  
20 absent under this Section on the same election day.

21 (Source: P.A. 94-645, eff. 8-22-05.)

22 (10 ILCS 5/14-4.5)

1           Sec. 14-4.5. Time off from work to serve as election judge.  
2           Any person who is appointed as an election judge under Section  
3           13-1 or 13-2 may, after giving his or her employer at least 20  
4           days' written notice, be absent from his or her place of work  
5           for the purpose of serving as an election judge. An employer  
6           may not penalize an employee for that absence other than a  
7           deduction in salary for the time the employee was absent from  
8           his or her place of employment. An employer may not require an  
9           employee to use earned vacation time or any form of paid leave  
10           time to serve as an election judge.

11           This Section does not apply to an employer with fewer than  
12           25 employees. An employer with more than 25 employees shall not  
13           be required to permit more than 10% of the employees to be  
14           absent under this Section on the same election day.

15           (Source: P.A. 94-645, eff. 8-22-05.)

16           Section 99. Effective date. This Act takes effect upon  
17           becoming law.